

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO
BOARD OF COUNTY COMMISSIONERS

REQUEST FOR ZONING

CASE NO. SCZ-0392

CONSIDERED BY MAPC: 3-2-78

REQUEST FOR: "R-1" to "E"

REASON FOR REQUEST (AS PROVIDED BY APPLICANT):

"Applicant is a contractor, wishing to conduct his business at this location."

GENERAL LOCATION: East side of West Street in an area approximately 3/8 mile south of MacArthur Road.

LEGAL DESCRIPTION:

For the south 200 feet of the West 660 feet of the North half of the South Half of the NW Quarter of Section 13, Township 2S South, Range 1 West of the 6th P.M.

APPLICANT: Ray Duling, 734 N. Bebe, 67212

COUNSEL FOR APPLICANT: Don Moehring, Engineer, 433 S. Hydraulic, 67211

PROTESTORS (LIST COUNSEL) IF ANY: Forrest Brooks, 3527 W. MacArthur.

SURROUNDING ZONING: North, East and South, "R-1"; West, "E".

LAND USE: Existing, North, East, South and West, undeveloped.

PLANNING COMMISSION RECOMMENDATION:

That this application be approved subject to platting within one year from the date of approval by the Board of County Commissioners; or the case be considered denied and closed; and the resolution effectuating the zone change not be published until the plat has been recorded with the Register of Deeds. Hennessy moved, Bayouth seconded and the vote on motion resulted in a moot vote of 4 in favor (Hennessy, Bayouth, Greider and Savina) and 4 opposed (Barrier, Cole, Taylor and May). Bell and Hartstein were absent.

NOTE: The percentage of the protest petitions received on this application will be pointed out at the time the case is considered by the County Commission.

ACTION: Take such action as the County Commission deems appropriate.

R E S O L U T I O N

A RESOLUTION CHANGING THE ZONING CLASSIFICATIONS FOR CERTAIN LANDS LOCATED WITHIN THE UNINCORPORATED TERRITORY LYING WITHIN THREE MILES OF EITHER THE CITY OF WICHITA, THE CITY OF HAYSVILLE, THE CITY OF DERBY, THE CITY OF MULVANE, THE CITY OF VALLEY CENTER, THE CITY OF GODDARD, AND THAT PORTION OF THE AREA WITHIN THREE MILES OF THE CITY OF CHENEY AS ESTABLISHED BY THE BOARD OF COUNTY COMMISSIONERS ON OCTOBER 3, 1973, ALL IN SEDGWICK COUNTY, KANSAS, UNDER THE AUTHORITY GRANTED IN SECTION 14.C OF THE ZONING RESOLUTION ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, MARCH 3, 1958, AND SUBSEQUENT AMENDMENTS THERETO.

BE IT RESOLVED BY THE GOVERNING BODY OF SEDGWICK COUNTY, KANSAS.

SECTION I. That after receiving a recommendation from the Wichita-Sedgwick County Metropolitan Area Planning Commission, and after said Planning Commission has given proper notice and held a public hearing as provided by law, and under authority granted by Section 14.C of the Zoning Resolution as amended, the zoning district of the lands legally described are hereby changed as follows:

CASE NO. SCZ-0392

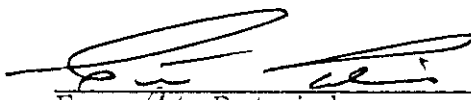
ZONE CHANGE from the "R-1" Suburban Residential District to the "E" Light Industrial District

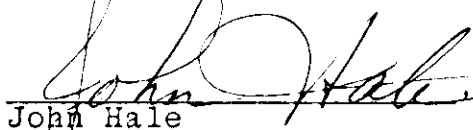
The South 200 feet of the West 660 feet of the North Half of the South Half of the NW Quarter of Section 13, Township 28 South, Range 1 West of the 6th P.M. Generally located on the east side of West Street, 3/8 mile south of MacArthur Road.

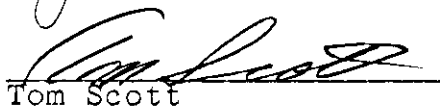
SECTION II. That upon the taking effect of this Resolution, the above zoning change shall be entered and shown on the particular sectional zoning map contained in the Official zoning atlas on file in the Office of the County Zoning Administrator and in the Office of the Wichita-Sedgwick County Metropolitan Area Planning Department.

SECTION III. That this Resolution shall take effect and be in force from and after its adoption and publication once in the official County paper.

PASSED AND ADOPTED by the Board of County Commissioners at Wichita, Kansas, this 29th day of March, 1978.


Everett Patrick, Chairman


John Hale, Commissioner


Tom Scott, Commissioner

ATTEST:

Dorothy K. White
Dorothy K. White, County Clerk

Judy Smith, Deputy County Clerk
(SEAL)

APPROVED AS TO FORM:

James W. Patterson, Assistant
for Theodore H. Hill, County Counselor