

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO
BOARD OF COUNTY COMMISSIONERS

REQUEST FOR ZONING

CASE NO. SCZ-0454

CONSIDERED BY HCPC: 6-12-80

CONSIDERED BY MAPC: 6-19-80

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

REASON FOR REQUEST (AS PROVIDED BY APPLICANT):

"Impending widening of Broadway Avenue (U.S. 81) will cause demolition of existing structure which cannot be rebuilt without a change in the zoning district. The original structure was protected under the Grandfather clause."

GENERAL LOCATION:

West side of Broadway in an area between 55th and 58th

LEGAL DESCRIPTION: Streets South.

Lot 1, Vandale Annex, except the south 4 feet, Sedgwick County, Kansas.

APPLICANT: Mary F. Phillips, 5833 S. Broadway.

AGENT FOR APPLICANT: Robert W. Kaplan, attorney, 430 N. Market.

PROTESTORS (LIST AGENT) IF ANY: None

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

LAND USE: Existing, Auto repair shop & single family; North and South, single family; East, Light manufacturing & single family; West, Undeveloped.

PLANNING COMMISSION RECOMMENDATION:

That this application be approved subject to replatting within one year from the date of approval by the Board of County Commissioners in order to provide for appropriate street right-of-way, building setbacks and access control; or the case be considered denied and closed; and that the resolution establishing the zone change not be published until the plat has been recorded with the Register of Deeds. Bayouth moved, Lofton seconded and it carried unanimously. Hennessy, Jones and Savina were absent.

ACTION: 1. Concur with the findings of fact of the Metropolitan Area Planning Commission, approve the application subject to the condition of platting, adopt a resolution establishing the zone change and instruct the Planning Department to withhold publication of the resolution until the plat has been recorded with the Register of Deeds; or
2. Deny the application.

R#139-1980

MAP 10

Published in The Daily Reporter on December 29, 1983.

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-0454

ZONE CHANGE from the "R-1" Suburban Residential District to the "C" General Commercial District

Lot 1, Vandale Annex, except the south 4 feet, Sedgwick County, Kansas. Generally located on the west side of Broadway, in an area between 55th and 58th Streets South.

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 16 day of July, 1980.


Everett Patrick, Chairman


Tom Scott, Commissioner


Donald E. Gragg, Commissioner



K. White
County Clerk

APPROVED AS TO FORM:

Theodore H. Hill
Theodore H. Hill, County Counselor