

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO
BOARD OF COUNTY COMMISSIONERS

REQUEST FOR ZONING

CASE NO. SCZ-0449

CONSIDERED BY MAPC: 2-14-80

CONSIDERED BY DCPC: 2-21-80

REQUEST FOR: "R" & "LC" to "E"

REASON FOR REQUEST (AS PROVIDED BY APPLICANT):

"For storage building."

GENERAL LOCATION: East side of Southeast Boulevard, 1/2 mile
south of 63rd Street South (6770 Southeast Boulevard)

LEGAL DESCRIPTION:

(See excerpt from Planning Commission minutes of
February 14, 1980)

APPLICANT: J. W. Metz Lumber Co., 6770 Southeast Boulevard, Derby, KS

COUNSEL FOR APPLICANT: Ralph Modelmog, J. W. Metz Lumber Co.,
6770 Southeast Boulevard.

PROTESTORS (LIST COUNSEL) IF ANY: None

SURROUNDING ZONING: North, "E"; East and West, "R"; South, "R" & "LC".

LAND USE: Existing, Warehouse & undeveloped; Diesel equipment storage
and repair; East, undeveloped; South, General Contractor; West, K-15
Highway and railroad.

PLANNING COMMISSION RECOMMENDATION:

That this application be approved subject to concurrence by the Derby
Planning Commission and 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 that the resolution establishing the
zone change not be published until the plat has been recorded with the
Register of Deeds. Jones moved, Bayouth seconded and it carried
unanimously. Gardner was not present. Cole, Lofton and Shook 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.

P. # 52-1980

B1LA00200 Published in The Wichita Beacon on 11-4-82.

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-0449

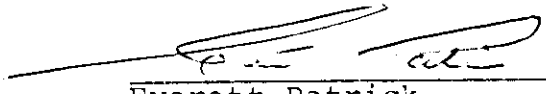
ZONE CHANGE from the "R" Rural Residential District and the "LC" Light Commercial District to the "E" Light Industrial District

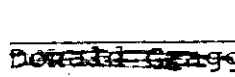
Beginning at the SE corner of the West 1/2 of the NW 1/4, Section 36, Township 28 South, Range 1 East of the 6th P.M.; thence West along the South line of the NW 1/4 of said Section 36, a distance of 596.11 feet, more or less, to the Easterly right-of-way of K-15 Highway; thence Northwesterly along the Easterly line of said K-15 Highway right-of-way, a distance of 351.7 feet, more or less, to a point 342.89 feet North of the South line of the NW 1/4 of said Section 36; thence East 674.27 feet to a point in the East line of the West 1/2 of the NW 1/4 of said Section 36; thence South 342.89 feet to the point of beginning, except a portion previously taken for Highway access road purposes, except a parcel of .88 acres starting in the Southwest corner of said tract running northwesterly approximately 145 feet parallel to the K-15 access road thence Easterly 264.33 feet parallel to the north property line, thence south 144.0 feet parallel to the east property line; thence west to the point of beginning, Sedgwick County, Kansas. Generally located on the east side of Southeast Boulevard, 1/2 mile south of 33rd Street South.

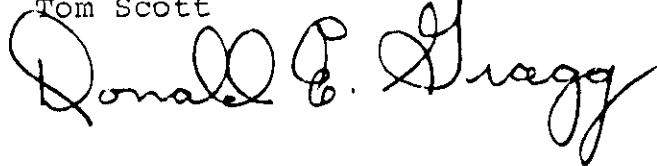
SECTION II. That upon the taking effect of this Resolution, the above zoning change shall be entered and shown on the particular sectional zoning map contained in the Official zoning atlas on file in the Office of the County Zoning Administrator and in the Office of the Wichita-Sedgwick County Metropolitan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

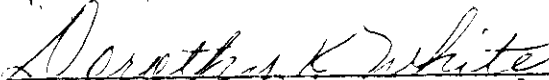
PASSED AND ADOPTED by the Board of County Commissioners at Wichita, Kansas, this 12 day of March, 1980.


Everett Patrick, Chairman


~~Donald C. Dragg~~, Commissioner

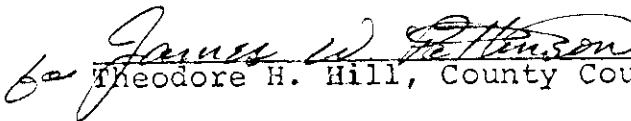

Tom Scott, Commissioner





Dorothy K. White, County Clerk

(SEAL)

APPROVED AS TO FORM:


Theodore H. Hill, County Counselor