

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO
BOARD OF COUNTY COMMISSIONERS

REQUEST FOR ZONING

CASE NO. 507-0439

CONSIDERED BY DPC : 9-20-79

CONSIDERED BY HPC : 9-27-79

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

CONSIDERED BY MAPC: 10-25-79

REASON FOR REQUEST (AS PROVIDED BY APPLICANT):

"Plat smaller lots for single family residential."

GENERAL LOCATION: Southeast corner of 79th Street South and Hillside.

LEGAL DESCRIPTION:

(See excerpt from Planning Commission minutes of
October 25, 1979)

APPLICANT: Richard L. Ervin, 803 S. Topeka.

AGENT FOR APPLICANT: George C. Brown, 232 W. Greenway, Derby, KS.

PROTESTORS (LIST AGENT) IF ANY: None

SURROUNDING ZONING: North, East, South and West, "R".

LAND USE: Existing and West, Undeveloped; North, Mobile Homes; East,
Floodway Right-of-Way; South, Single Family & Farm Home.

PLANNING COMMISSION RECOMMENDATION:

That the application be approved subject to the platting of subject property to assure appropriate access controls to Hillside, appropriate street rights-of-way, and the handling of site drainage within one year after approval of the zone change by the Board of County Commissioners; or the case be considered denied and closed. Lofton moved, Gardner seconded and it carried unanimously. Shook was not present. Jones was 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 # 1979-275

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more given Published in The Wichita Beacon on 9-24-82.

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-0439

ZONE CHANGE from the "R" Rural Residential District to the "R-1" Suburban Residential District

The West Half of the Northwest Quarter of Section 11, Township 29 South, Range 1 East of the 6th P.m., Sedgwick County, Kansas, Except the South 2135.23 feet thereof, and except that part condemned for Flood Control in District Court Case #A-29459, Subject to Road Easement on the West 30 feet. Generally located at the southeast corner of 79th St. South and Hillside.

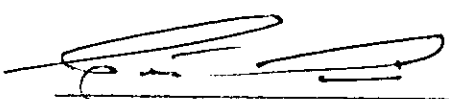
SECTION II. That upon the taking effect of this Resolution, the above zoning change shall be entered and shown on the particular sectional zoning map contained in the Official zoning atlas on file in the Office of the County Zoning Administrator and in the Office of the Wichita-Sedgwick County Metropolitan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

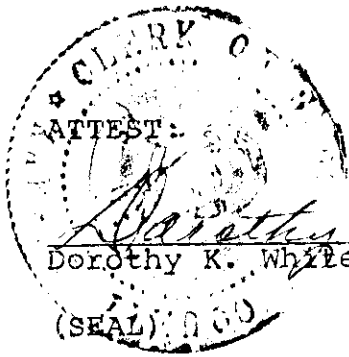
SECTION III. That this Resolution shall take effect and be in force from and after its adoption and publication once in the official County paper.

PASSED AND ADOPTED by the Board of County Commissioners at Wichita, Kansas, this 21 day of November, 19 79.


Tom Scott Chairman

_____, Commissioner
Donald Gragg


Everett Patrick, Commissioner



Dorothy K. White, County Clerk

APPROVED AS TO FORM:

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