

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO
BOARD OF COUNTY COMMISSIONERS

REQUEST FOR ZONING

CASE NO. SCZ-0498

CONSIDERED BY DCPC: 2-18-82

CONSIDERED BY MAPC: 2-25-82

REQUEST FOR: "R" to "LC"

REASON FOR REQUEST (AS PROVIDED BY APPLICANT):

"To build a feed, seed, garden and lawn store."

GENERAL LOCATION: On the east side of Oliver, in an area south of
63rd Street South.

LEGAL DESCRIPTION:

(See excerpt from Planning Commission minutes of
February 25, 1982)

APPLICANT: Billy J. Sims, 6744 S. Oliver, Derby, Kansas.

AGENT FOR APPLICANT: None

PROTESTORS (LIST AGENT) IF ANY: None

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

LAND USE: Existing, North and West, Undeveloped; East, Railroad & K-15
Highway; South, Single-family.

PLANNING COMMISSION RECOMMENDATION:

That this application be approved subject to the property being platted within one year from date of approval of the zone change by the Board of County Commissioners, or the zone case be considered denied and closed; and that the resolution establishing the zone change not be published until the plat has been recorded with the Register of Deeds.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, Cazal seconded and it carried unanimously. Martens and Wilson 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 #86 - 1982

Published in The Wichita Eagle-Beacon on 8-31-82.

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-0498

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

The North 270 feet of the South 820 feet of that part of the West half of the Northwest Quarter of Section 36, Township 28 South, Range 1 East of the Sixth Principal Meridian, Sedgwick County, Kansas, lying South and West of the Right-of-way of the Atchison, Topeka and Santa Fe Railroad, subject to road on the west 30 feet. Generally located on the east side of Oliver, in an area south of 63rd 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 24th day of March, 1982.



ATTEST:

Absent, Chairman
Jack Spratt

Tom Scott, Chairman pro tem
Tom Scott

Donald E. Gragg Commissioner
Donald E. Gragg

Dorothy K. White by Judy Smith, Deputy
Dorothy K. White, County Clerk
(SEAL)

APPROVED AS TO FORM:

William D. Rustin
for William D. Rustin, County Counselor