

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO
BOARD OF COUNTY COMMISSIONERS

REQUEST FOR ZONING

CASE NO. SCZ-0431

CONSIDERED BY MAPC: 7-02-81 6-3 approve

CONSIDERED BY BCOC: 8-12-81

REQUEST FOR: "AA" TO "BB"

RECONSIDERED BY MAPC: 9-10-81 5-5 moot

REASON FOR REQUEST (AS PROVIDED BY APPLICANT):

"To construct an office park."

GENERAL LOCATION: Southwest corner of 143rd Street East and Kellogg.

LEGAL DESCRIPTION:

(See excerpt from Planning Commission minutes of
September 10, 1931).

APPLICANT: Springdale Lakes, Inc., 207 S. Broadway.

AGENT FOR APPLICANT: William E. Lusk, Jr., 207 S. Broadway.

PROTESTORS (LIST AGENT) IF ANY: Allen McLeod, 550 Lakeside Lane;
William Summerfield, 530 Edgewater Rd.; Carole D. Ryan, 500 S. Lakeside Ln.

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

LAND USE: Existing, Undeveloped; North, Undeveloped & U.S. Highway 54;
East, Single-family; South, Floodway and Lake; West, Floodway.

PLANNING COMMISSION RECOMMENDATION:

That this application be approved. Bayouth moved, Jones seconded and it resulted in a moot vote with 5 in favor (Bayouth, Jones, Gardner, Chisholm and Martens) and 5 opposed (Cazel, Hansen, Goebel, Lofton and Wilson).

NOTE: Since the motion to approve the request resulted in a moot vote or a "failure to recommend", the Board of County Commissioners may take such action as it deems appropriate.

NOTE: 17.31 percent of the adjoining property owners within the legal protest area have filed valid protest petitions as provided by law; however, this is not a sufficient percentage of protest to require a unanimous vote of the County Commission to approve the application.

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

R#288-1981

MADD
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R E S O L U T I O N # 288-1981

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-0481

ZONE CHANGE from the "AA" One Family Dwelling District to the "BB" Office District

All that part of Reserve "A" of Springdale Lakes Addition, Sedgwick County, Kansas, described as follows: Beginning at the northeast corner of said Reserve "A"; thence southerly, along the east line of said Reserve "A", bearing S 0° E, 148.63 feet; thence continuing along said east line, bearing S 14° 04' 20" E, 37.44 feet; thence S 89° 37' 35" W, 470 feet; thence N 72° 29' 50" W, 276.92 feet; thence N 0° E, 100 feet to the north line of said Reserve "A"; thence easterly, along said north line, bearing N 89° 37' 35" E, 725 feet to the point of beginning. Generally located at the southwest corner of 143rd Street East and Kellogg.

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 14th day of October, 19 81.

Donald E. Gragg Chairman
Donald E. Gragg

Jack Spratt, Commissioner

Tom Scott, Commissioner
Tom Scott



ATTEST:

Dorothy K. White
Dorothy K. White, County Clerk

(SEAL)

APPROVED AS TO FORM:

Richard Euson
Richard Euson, Assistant County Counselor