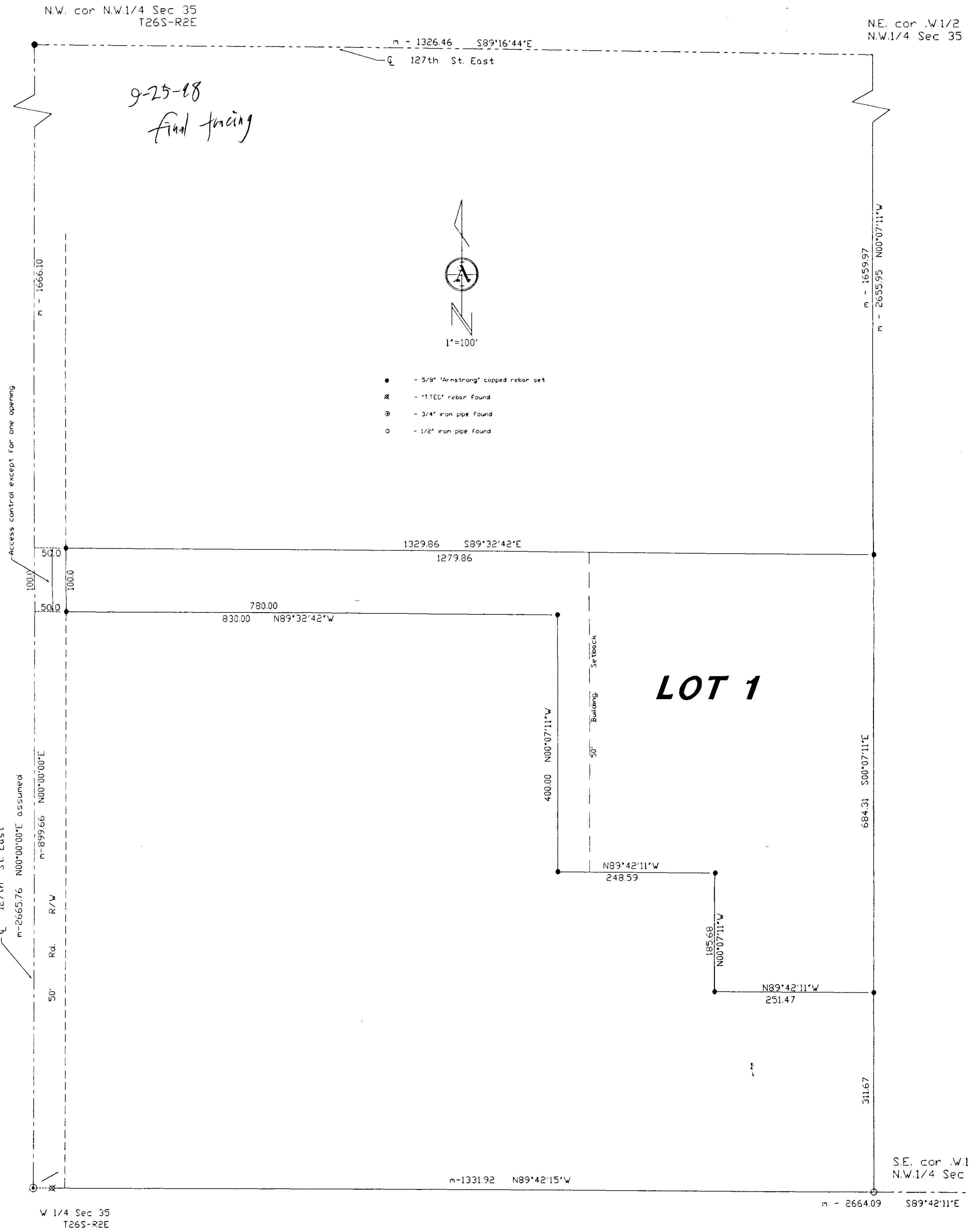




BERRY ADDITION TO SEDGWICK COUNTY, KANSAS

State of Kansas }
County of Sedgwick } ss

I, Donald C. Armstrong, a Registered Land Surveyor in said state and county do hereby certify that on this _____ day of _____, 1998, I have surveyed and plotted "BERRY ADDITION" an Addition to Sedgwick County, Kansas, into a Lot and Block, the same being described as follows: THAT PART OF THE SOUTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER AND THE SOUTH HALF OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER OF SECTION 35, TOWNSHIP 26 SOUTH, RANGE 2 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SEDGWICK COUNTY, KANSAS, DESCRIBED AS COMMENCING AT THE SOUTHWEST CORNER OF SAID NORTHWEST QUARTER, THENCE N 00°00'00" E ALONG THE WEST LINE OF SAID SOUTHWEST QUARTER, OF THE NORTHWEST QUARTER, 899.66 FEET FOR A POINT OF BEGINNING; THENCE N 00°00'00" E ALONG SAID WEST LINE, 100.00 FEET TO THE NORTHWEST CORNER OF SAID SOUTH HALF OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, THENCE S 89°32'42" E ALONG THE NORTH LINE OF SAID SOUTH HALF OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, 1329.86 FEET TO THE NORTHEAST CORNER OF SAID SOUTH HALF OF THE NORTH HALF OF THE SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, THENCE S 00°07'11" E ALONG THE EAST LINE OF SAID SOUTHWEST QUARTER OF THE NORTHWEST QUARTER, 684.31 FEET; THENCE N 89°42'11" W, 251.47 FEET; THENCE N 00°07'11" W, 185.68 FEET; THENCE N 89°42'11" W, 248.59 FEET; THENCE N 00°07'11" W, 400.00 FEET; THENCE N 89°32'42" W, 830.00 FEET TO THE POINT OF BEGINNING, CONTAINING 8.709 ACRES MORE OR LESS.

DONALD C. ARMSTRONG R.L.S. #780

Know all men by these presents that I, the undersigned, have caused the land described in the surveyors certificate to be plotted into a Lot and Block to be known as "BERRY ADDITION" an Addition to Sedgwick County, Kansas. The street is hereby dedicated to and for the use of the public. All abutters' rights of access to and from 127th Street East over across the west line of lot 1 as shown, are granted to the appropriate governing body, provided however, that lot 1 shall have access to 127th Street East at one opening to be determined by the appropriate engineer.

Walter T. Berry Date Polly A. Berry Date

State of Kansas }
County of Sedgwick } ss

Be it remembered that on this _____ day of _____, 1998, before me, a Notary Public in aforesaid state and county, came Walter T. Berry and Polly A. Berry to me personally known to be the same persons who executed the foregoing instrument of writing and duly acknowledged the execution of same. In testimony whereof I have hereunto set my hand and affixed my notarial seal the day and year above written.

Notary Public

My commission expires: _____

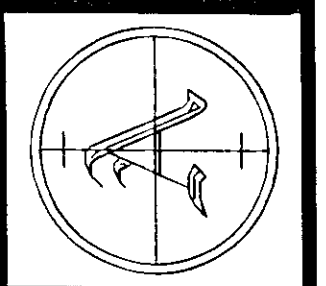
State of Kansas
County of Sedgwick

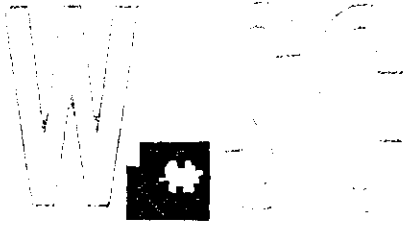
This is to certify that this plot has been filed for record in the office of the Register of Deeds this _____ day of _____, 1998, at _____ M., and is duly recorded.

Bill Meek Register of Deeds
Linda Kizzie Deputy

250 MATHEWSON
WICHITA, KS 67214
PH. (316) 263-0082
FX. (316) 263-0092

ARMSTRONG LAND SURVEY, P.A.





METROPOLITAN AREA PLANNING
DEPARTMENT

CITY HALL — TENTH FLOOR
455 NORTH MAIN STREET
WICHITA, KANSAS 67202-1688
(316) 268-4421
FAX (316) 268-4390

August 28, 1998

Armstrong Land Survey PA
250 Mathewson
Wichita, KS 67214

S/D 98-76 - One-Step Final Plat of BERRY ADDITION

Gentlemen:

At the regular meeting of the Metropolitan Area Planning Commission on August 27, 1998, the above captioned plat was considered. The action of the Planning Commission was to recommend that the plat be approved as recommended by the Subdivision Committee subject to the conditions, with exception of Item G, stated in our letter of August 21, 1998.

In addition to complying with those conditions, it is necessary that you meet the following requirements before this plat can be forwarded to the City Council and/or County Commission for consideration:

1. Submission of the fully completed and signed tracing of the subdivision, along with five (5) copies, to the Metropolitan Area Planning Department.
2. Submission of a check, made out to the Register of Deeds, covering the costs of any documents to be recorded as a requirement of platting.
3. Subdivision regulations now require a detailed Lot Grading Plan be submitted to Engineering prior to the tracing being released. This applies to all multi-lot and residential developments.
4. Submission of a disk to the Planning Department detailing this plat. This will be used by the City and County GIS Departments.

S/D 98-76 - One-Step Final Plat of BERRY ADDITION
August 28, 1998 - Page 2

Sincerely,

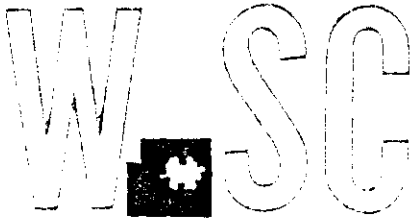
Neil Evan Strahl, AICP
Senior Planner, Current Plans Division

NES\lfb

Enclosure

cc: Walter Berry, P. O. Box 829, Wichita, KS 67201
Mike Lindebak, City Engineering, Mail Stop (1-71)
Jim Weber, PE-Director, Sewer Operations & Maintenance Department, Bureau of Public Services,
1250 S. Seneca, Wichita, KS 67213

WICHITA — SEDGWICK COUNTY



METROPOLITAN AREA PLANNING
DEPARTMENT

CITY HALL — TENTH FLOOR
455 NORTH MAIN STREET
WICHITA, KANSAS 67202-1688
(316) 268-4421
FAX (316) 268-4390

August 21, 1998

Armstrong Land Survey PA
250 Mathewson
Wichita, KS 67214

S/D 98-76 - One-Step Final Plat of BERRY ADDITION

Gentlemen:

At the regular meeting of the Subdivision Committee of the Metropolitan Area Planning Commission on Thursday, August 20, 1998, the above captioned plat was considered. The action of the Committee was to approve the final plat, subject to the following:

- A. Since sanitary sewer is not available to serve this property, the applicant shall contact the Environmental Health Division of the Health Department to find out what tests may be necessary and what standards are to be met for approval of on-site sewerage facilities. A memorandum shall be obtained specifying approval. *Standard soil testing is required.*
- B. The site is currently served by Rural Water District #5. The applicant shall contact this water district to determine the ability of this property being platted to connect to their water line and submit a letter from the water district regarding any requirements.
- C. If improvements are guaranteed by petition, a notarized certificate listing the petitions shall be submitted to the Planning department for recording.
- D. County Engineering needs to comment on the status of the applicant's drainage plan. *A drainage plan has been approved.*
- E. County Fire needs to comment on the acceptability of a 780-foot private-type drive for emergency access.

- F. Under RR zoning, a minimum lot width of 200-feet is required, which is measured at the building setback line. The building setback line should be located 810 feet from the west line of the plat.
- G. A contingent dedication of half-street right-of-way along the north line of the plat is requested for potential street connection between this property and adjoining properties. The appropriate reference shall be made in the plat's text.
- H. The Applicant is advised that this plat is located within three miles of Wichita's City limits and will be reviewed by City Council. Therefore, the City Council signature block needs to be added.
- I. The Plat shall dedicate access control except for one opening along 127th St. East, and reference made in the plat's text.
- J. The bearings denoted in the legal description of the 400-ft north-south plat line need to correspond with the bearings on the face of the plat.
- K. Richard E. Lopez shall be denoted as Chairman of the MAPC.
- L. The applicant shall install or guarantee the installation of all utilities and facilities which are applicable and described in Article 8 of the MAPC Subdivision Regulations. (Water service and fire hydrants required by Article 8 for fire protection shall be as per the direction and approval of the Chief of the Fire Department.)
- M. The applicant's engineer is advised that the Register of Deeds is requiring the name(s) of the notary public, who acknowledges the signatures on this plat, to be printed beneath the notary's signature.
- N. To receive mail delivery without delay, and to avoid unnecessary expense, the applicant is advised of the necessity to meet with the U.S. Postal Service Growth Management Coordinator (phone 316-729-0102) prior to development of the plat so that the type of delivery, and the tentative mailbox locations can be determined.
- O. The applicant is advised that various State and Federal requirements [specifically but not limited to the Army Corps of Engineers, Kanopolis Project Office, Rt. 1, Box 317, Valley Center, KS 67147] for the control of soil and wind erosion and the protection of wetlands may impact how this site can be developed. It is the applicant's responsibility to contact all appropriate agencies to determine any such requirements.

- P. The owner of the subdivision should be aware of the fact that the development of any subdivision greater than five (5) acres in size may require an NPDES Storm Water Discharge Permit from the Kansas Department of Health and Environment in Topeka. Further, on all construction sites, the City of Wichita requires that best management practices be used to reduce pollutant loadings in storm water runoffs.
- Q. Perimeter closure computations shall be submitted with the final plat tracing.
- R. Recording of the plat within thirty (30) days after approval by the City Council and/or County Commission.
- S. The representatives from the utility companies should be prepared to comment on the need for any additional utility easements to be platted on this property.
- T. The applicant is reminded that a disk shall be submitted with the final plat tracing to the Planning Department detailing this plat. This will be used by the City and County GIS Department.

If this plat requires the guaranteeing of improvements, a list of the five methods which have been adopted as being acceptable is available through the Planning Department. Also certificates, which are required if petitions are submitted and forms for the bond and irrevocable Letter of Credit, are also available from this office.

The enclosed "marked" copy of the plat is for your information and files.

This matter will be forwarded to the Planning Commission for its consideration on Thursday, August 27, 1998, at 1:30 p.m. If you have any questions concerning this matter, please call.

Sincerely,



Neil Evan Strahl, AICP
Senior Planner, Current Plans Division

NES\lfb

Enclosure: Marked Copy of plat

cc: Walter Berry, P. O. Box 829, Wichita, KS 67201
Mike Lindebak, City Engineer, Public Works Department (1-71)
Jim Weber, PE-Director, Sewer Operations & Maintenance Department,
Bureau of Public Services, 1250 S. Seneca, Wichita, KS 67213

AGENDA ITEM NO. **2-4.**

METROPOLITAN AREA PLANNING COMMISSION

August 27, 1998

STAFF REPORT

(One-Step Final Plat-Approved 08/20/98)

CASE NUMBER: S/D 98-76 - BERRY ADDITION

OWNER/APPLICANT: Walter Berry, P.O. Box 829, Wichita, KS 67201

SURVEYOR/ENGINEER: Armstrong Land Survey, P.A., 250 Mathewson, Wichita, KS 67214

LOCATION: East side of 127th St. East, South of 37th St. North

SITE SIZE: 8.71 acres

NUMBER OF LOTS

Residential: 1

Office:

Commercial:

Industrial:

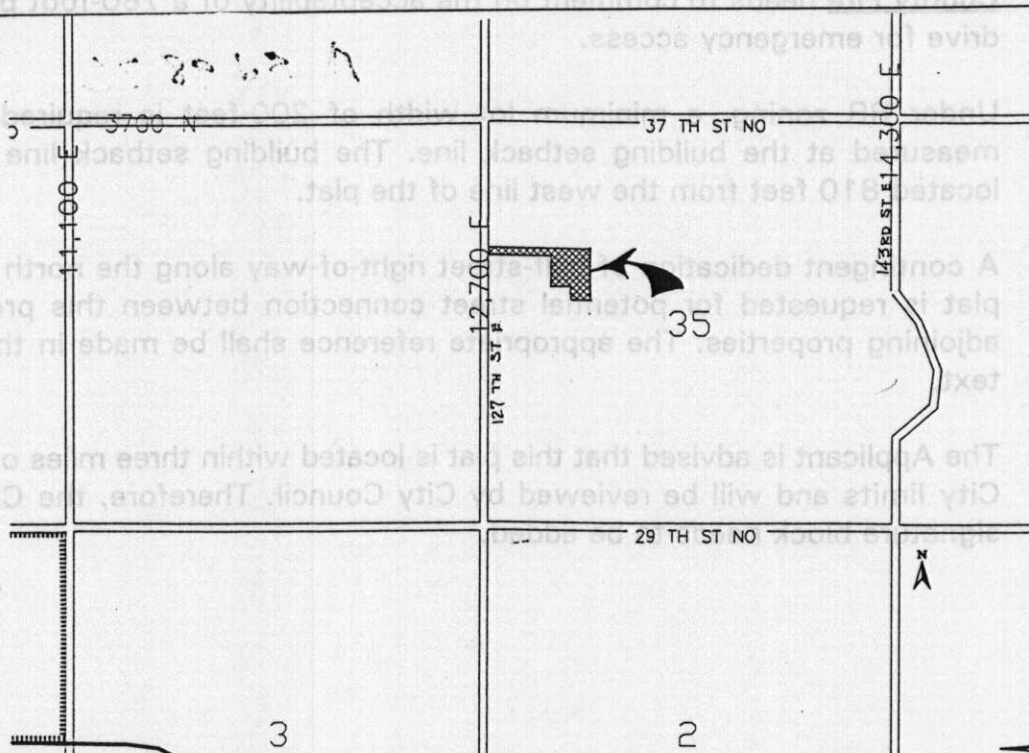
Total: 1

MINIMUM LOT AREA: 8.7 acres

CURRENT ZONING: RR, Rural Residential

PROPOSED ZONING: Same

VICINITY MAP



Note: This site is located in the County within three miles of Wichita's City limits, in an area designated as "agricultural" by the Wichita-Sedgwick County Comprehensive Plan. Lot developments of this type are contrary to the intent of the Comprehensive Plan; however, the MAPC and County Commission have chosen not to create an Agricultural Zoning District to protect against this type of development.

STAFF COMMENTS:

- A. Since sanitary sewer is not available to serve this property, the applicant shall contact the Environmental Health Division of the Health Department to find out what tests may be necessary and what standards are to be met for approval of on-site sewerage facilities. A memorandum shall be obtained specifying approval. Standard soil testing is required.
- B. The site is currently served by Rural Water District #5. The applicant shall contact this water district to determine the ability of this property being platted to connect to their water line and submit a letter from the water district regarding any requirements.
- C. If improvements are guaranteed by petition, a notarized certificate listing the petitions shall be submitted to the Planning department for recording.
- D. County Engineering needs to comment on the status of the applicant's drainage plan. A drainage plan has been approved.
- E. County Fire needs to comment on the acceptability of a 780-foot private-type drive for emergency access.
- F. Under RR zoning, a minimum lot width of 200-feet is required, which is measured at the building setback line. The building setback line should be located 810 feet from the west line of the plat.
- G. A contingent dedication of half-street right-of-way along the north line of the plat is requested for potential street connection between this property and adjoining properties. The appropriate reference shall be made in the plat's text.
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- R. Recording of the plat within thirty (30) days after approval by the City Council

S/D 98-76 -- One-Step Final Plat of BERRY ADDITION
August 27, 1998 - Page 4

and/or County Commission.

- S. The representatives from the utility companies should be prepared to comment on the need for any additional utility easements to be platted on this property.
- T. The applicant is reminded that a disk shall be submitted with the final plat tracing to the Planning Department detailing this plat. This will be used by the City and County GIS Department.