

SECTION 5. This ordinance shall take effect and be in force from and after its passage and publication once in the official city paper.

PASSED AND APPROVED AT WICHITA, KANSAS this 2nd day of October, 1962.

Carl A. Bell, Jr.,
Mayor

ATTEST:

C. H. Funk
City Clerk

(SEAL)

STATE OF KANSAS)
SENGWICK COUNTY) SS
CITY OF WICHITA)

I, C. H. Funk, Clerk of the City of Wichita, Kansas, hereby certify that the foregoing is a true and correct copy of the original Ordinance No. 26-762; that said ordinance was passed at a regular meeting of the Board of Commissioners on October 2, 1962; that the record of the final vote on its passage is found on Page 1671 of Journal 76 of the Commissioners Proceedings; and that said ordinance was published in the Wichita Evening Eagle and Beacon on October 5, 1962.

C. H. Funk
City Clerk

ORDINANCE NO. 26-763

AN ORDINANCE INCLUDING AND INCORPORATING CERTAIN BLOCKS, PARCELS, PIECES AND TRACTS OF LAND WITHIN THE LIMITS AND BOUNDARIES OF THE CITY OF WICHITA, KANSAS AND RELATING THERE TO.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. That the following blocks, parcels, pieces and tracts of land be and they are hereby included and brought within the corporate limits of the City of Wichita, Kansas:

Main Branch of Chisholm Creek Diversion right-of-way in the Southwest Quarter of Section 29, Northwest Quarter of Section 32, Section 31, Section 30, and Section 36, Township 26, South, Range 1, East of the 6th P. M., more fully described as follows:

Beginning at the point of intersection of the south line of the Southeast Quarter of Section 36 and the easterly right-of-way line of the Main Branch of Chisholm Creek Diversion; thence northeasterly along said right-of-way line to the south right-of-way line of Interstate Highway 235 in the Southwest Quarter of Section 29; thence east along said right-of-way line to the east line of said Southwest Quarter; thence north along said east line to the north right-of-way line of said Highway; thence westerly along said right-of-way line to the westerly right-of-way line of the Main Branch of Chisholm Creek Diversion; thence southwesterly along said right-of-way line to the west right-of-way line of Interstate Highway 235 in the Southeast Quarter of Section 36; thence southerly along said right-of-way line to the south line of said Southeast Quarter; thence east to the point of beginning.

SECTION 2. That the lands specified and included in Section 1 of this ordinance together with the lands specified and included within Section 1 of Ordinance Nos. 26-163, 26-169, 26-170, 26-171, 26-186, 26-187, 26-188, 26-189, 26-190, 26-195, 26-196, 26-197, 26-228, 26-229, 26-230, 26-233, 26-234, 26-235, 26-236, 26-237, 26-238, 26-246, 26-247, 26-248, 26-249, 26-250, 26-255, 26-256, 26-257, 26-258, 26-259, 26-260, 26-265, 26-266, 26-267, 26-268, 26-269, 26-271, 26-282, 26-283, 26-284, 26-285, 26-286, 26-310, 26-311, 26-312, 26-313, 26-347, 26-348, 26-349, 26-392, 26-393, 26-394, 26-395, 26-399, 26-400, 26-401, 26-402, 26-403, 26-404, 26-405, 26-406, 26-411, 26-412, 26-425, 26-426, 26-427, 26-428, 26-429, 26-430, 26-431, 26-439, 26-440, 26-441, 26-442, 26-454, 26-455, 26-456, 26-457, 26-458, 26-459, 26-460, 26-461, 26-462, 26-463, 26-464, 26-465, 26-475, 26-476, 26-477, 26-478, 26-487, 26-488, 26-489, 26-490, 26-491, 26-492, 26-493, 26-494, 26-495, 26-496, 26-497, 26-498, 26-499, 26-507, 26-508, 26-509, 26-510, 26-511, 26-512, 26-527, 26-528, 26-529, 26-530, 26-531, 26-532, 26-533, 26-548, 26-549, 26-550, 26-551, 26-552, 26-553, 26-554, 26-559, 26-560, 26-561, 26-562, 26-563, 26-564, 26-565, 26-566, 26-567, 26-568, 26-577, 26-578,

26-579, 26-580, 26-586, 26-587, 26-588, 26-589, 26-590, 26-591, 26-592, 26-593, 26-594, 26-595, 26-605, 26-606, 26-617, 26-618, 26-619, 26-620, 26-621, 26-622, 26-623, 26-624, 26-625, 26-634, 26-635, 26-636, 26-645, 26-646, 26-647, 26-648, 26-649, 26-650, 26-651, 26-652, 26-653, 26-664, 26-665, 26-666, 26-667, 26-674, 26-675, 26-676, 26-677, 26-678, 26-687, 26-688, 26-689, 26-696, 26-697, 26-698, 26-699, 26-711, 26-712, 26-713, 26-714, 26-715, 26-716, 26-717, 26-718, 26-719, 26-735, 26-736, 26-737, 26-738, 26-739, 26-740, 26-748, 26-749, 26-750, 26-757, 26-758, 26-759, 26-760, 26-761, 26-762, be and the same are hereby declared to constitute the lands within the corporate limits and boundaries of the City of Wichita, Kansas.

SECTION 3. That if any part or portion of this ordinance shall be held or determined to be illegal, ultra vires or void, the same shall not be held or construed to alter, change or annul any terms or provisions hereof which may be legal or lawful. And in the event this ordinance in its entirety shall be held to be ultra vires, illegal or void, then in such event the boundaries and limits of said city shall be held to be those heretofore established by law.

SECTION 4. That the City Attorney be and he is hereby instructed at the proper time to draw an ordinance re-defining the boundaries and limits of the City of Wichita, Kansas under and pursuant to G.S. 1961 Supp. 2-517 et seq.

SECTION 5. This ordinance shall take effect and be in force from and after its passage and publication once in the official city paper.

PASSED AND APPROVED AT WICHITA, KANSAS this 2nd day of October, 1962.

Carl A. Bell, Jr.,
Mayor

ATTEST:
C. H. Funk
City Clerk

(SEAL)

STATE OF KANSAS)
SEDGWICK COUNTY) SS
CITY OF WICHITA)

I, C. H. Funk, Clerk of the City of Wichita, Kansas, hereby certify that the foregoing is a true and correct copy of the original Ordinance No. 26-763; that said ordinance was passed at a regular meeting of the Board of Commissioners on October 2, 1962; that the record of the final vote on its passage is found on Page 1676 of Journal 76 of the Commissioners Proceedings; and that said ordinance was published in the Wichita Evening Eagle and Beacon on October 5, 1962.

C. H. Funk
City Clerk

ORDINANCE NO. 26-764

AN ORDINANCE RELATING TO ZONING AND EXCEPTIONS AMENDING SECTION 9 OF ORDINANCE NO. 26-424 OF THE CITY OF WICHITA, KANSAS, AND REPEALING SAID ORIGINAL SECTION 9 OF ORDINANCE NO. 26-424 OF THE CITY OF WICHITA, KANSAS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. That Section 9 of Ordinance No. 26-424 of the City of Wichita, Kansas, be amended to read as follows:

28.04.180 Exceptions. A. USE REGULATIONS.

This chapter shall not apply to existing structures nor to the existing use of any building which shall have complied with all the laws and ordinances in effect prior to the effective date of this chapter, excepting for the future change to conforming use as provided in paragraph A of the preceding section. All zoning district regulations shall apply to any enlarging of a building for a nonconforming use in the district in which it is located, and to any alteration of a building which is intended to change its use to a less restricted classification.

1. Whenever the boundary line of any district divides a lot held under a separate ownership from adjoining lots at the time of the adoption of Ordinance No. 10-107 (October 1, 1928), nothing herein shall be construed to prevent the extension of the use permitted on either portion of such lot or parcel of land for a distance not greater than twenty-five feet beyond the boundary line of the district.

*Repeal 1 amended in 1964 by Ord. 26-941
Adopted 11/1/63*