



Wichita-Sedgwick County Metropolitan Area Planning Department

December 1, 2017

Nora DeGonzalez
3007 W. Maxwell Ave
Wichita, KS 67217

Re: BZA2017-00054: Administrative Adjustment to reduce the rear yard setback by 50% on property zoned SF-5 Single-Family Residential.

Legal Description: Lots 37, 39, and 41, Block 11, Orienta Park 2nd Addition, Wichita, Sedgwick County, Kansas; generally located two blocks south of West Pawnee Avenue and two and one-half block west of South Meridian Avenue (3007 W. Maxwell Ave.)

Dear Applicant,

We have reviewed your request for a Zoning Adjustment to reduce the rear yard setback on the aforementioned property. From reviewing the application, we understand that you desire to reduce the rear yard setback from 5-feet to 2-feet 7-inches.

Section V-I.2.a of the Unified Zoning Code ("UZC") allows reducing minimum rear yard setbacks (required by the property development standards of the zoning district) by up to 50% if not in excess of 300 square feet. These adjustments are permissible when the provisions of those sections and the Zoning Adjustment Criteria of Section V-I.6 are met. We find that the reduction of the rear yard setback as proposed meets the provisions of Section V-I.2.a and the four criteria required by Section V-1.6 as set out below:

- 1) Impact on safety and convenience of vehicular and pedestrian circulation: The location of the shed will have no impact on the safety and convenience of vehicular and pedestrian circulation in the vicinity as right-of-way and driveways are not affected.
- 2) Impact on existing uses in surrounding areas: There will be no impact on the existing uses in surrounding areas as a result of the shed placement; street visibility will be unchanged for neighboring properties.
- 3) Compatibility with existing or permitted uses on abutting sites: Abutting sites are zoned to allow residential development and the rear yard setback reduction will not have a negative impact on existing or permitted uses.
- 4) Effect on public health, safety or welfare: There will be no encroachment into public utility easements or right-of-way. There will be no negative impact on the public health, safety or welfare, nor will properties or improvements in the vicinity be materially injured.

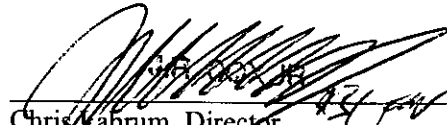
Our signatures below indicate that a Zoning Adjustment to reduce the rear yard setback by 50% is hereby GRANTED, subject to the following conditions:

- 1) The site shall be developed in general conformance with the approved site plan.
- 2) The applicant shall obtain a building permit and complete construction within one year of the Administrative Adjustment approval. The site shall conform to all codes including but not limited to building, health and fire.
- 3) The setback reduction shall apply only to the rear yard setback as illustrated on the approved site plan. All other structures or additions on the subject property shall conform to the setbacks permitted by the Unified Zoning Code unless a separate Zoning Adjustment or Variance is granted.
- 4) If the Zoning Administrator finds that there is a violation of any of the conditions of the Zoning Adjustment, the Zoning Administrator, in addition to enforcing the other remedies set forth in the Unified Zoning Code, may, with the concurrence of the Planning Director, declare that the Zoning Adjustment is null and void.

The "Development Application" sign should now be removed from the property.

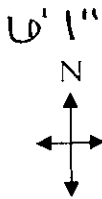


Dale Miller, Director
Metropolitan Area Planning Department



Chris Labrum, Director
Metropolitan Area Building and Construction
Department

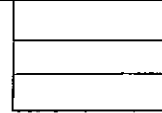
cc: MABCD
Jeff Blubaugh, CM District IV
Rebecca Fields, CSR District IV



300 W MAXWELL AVE. Wichita, KS. 67217
Lot(s) 37, 39 & 41 Block(s) 11 Orienta Park 2nd Addition

7 1/2'
#1

Patio



SITE PLAN

12/1/2017 *RLM*

12' X 16' Shed

3' 1"

2' 7"

Back Property Fence

10 ft