

DR 75-17 - Amendment to Sub-
division Regulations Re: Area
Requirements for Septic Tank Tile
Filled Systems (Co. Health Code
Requirements)

ACTION

DATE

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HEALTH AND SANITATION CODE NO. 5

SANITATION CODE FOR ENVIRONMENTAL QUALITY
FOR
UNINCORPORATED SEDGWICK COUNTY KANSAS AREA

Prepared and Published

by the

Wichita-Sedgwick County Department of Community Health
1900 East Ninth Street, Wichita, Kansas 67214

Official Copy as Incorporated by Resolution No. ____

COUNTY OF SEDGWICK, KANSAS
ENVIRONMENTAL HEALTH STANDARDS

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Chapter 1

GENERAL PROVISIONS

Section 1. Definitions

Unless otherwise specified the following terms as used in this Health and Sanitary Code No. 5 shall mean as follows:

"Abandoned Vehicle" shall mean any motor vehicle to which the last registered owner of record thereof has relinquished all further dominion and control.

"Activated Sludge Unit" shall mean a sewage treatment devise which accomplishes its objective by biological decomposition under aerobic conditions and by settling clarification. Sewage is treated by being aerated and mixed with micro-organisms concentrated from previously treated sewage.

"Agriculture" shall mean the use of a tract of land of not less than 40 acres for growing crops in the open, dairying, pasturage, horticulture, floriculture, and necessary accessory uses, including the structure necessary for carrying out farming operations and the residence of the person who owns or operates the farm, and the family thereof, provided, however, agriculture shall not include the following uses: (1) the maintenance and operation of commercial greenhouses or hydroponic farms, (2) wholesale or retail sales, (3) the feeding of garbage to animals, (4) the raising of poultry or fur bearing animals as a principal use, and (5) the operation or maintenance of a feed lot.

"Animal" shall mean all wild or domesticated vertebrate animals of the class Mammalia and Aves, such as but not limited to dogs, cats, fowl, bovines, horses and other equines or such animals that have been tamed, domesticated or captivated.

"Bite" shall mean any actual or suspected abrasion, scratch, puncture, tear, bruise, or piercing of the skin caused by any animal, which is actually or suspected of being contaminated or inoculated with the saliva from the animal, directly or indirectly, regardless of the health of the animal causing such bite.

"Bulky Waste" shall mean discarded or stored inoperative household appliances, disused furniture, disused equipment, junk lumber and other building demolition debris, parts of machinery and equipment, and similar waste not ordinarily collected with compactor equipment; provided that this definition shall not mean abandoned or inoperable vehicles in whole or in part.

"Control Measures" shall mean any chemical, structural or physical procedures or processes designed to eradicate, minimize, prevent or otherwise limit the reproduction and/or infestation of insects and rodents detrimental to community health.

"County Engineer" shall mean the duly appointed person so designated by the Board of County Commissioners or his authorized representative.

"Excessive Noise" shall mean any sound which, by nature of its intensity, duration or other characteristics, may be detrimental to the health of an individual, or may be deemed annoying or objectionable to the majority of individuals exposed to it so as to interfere with the comfortable enjoyment of life or property, not withstanding the fact that the degree of such annoyance or objectionableness may be unequal.

"Health Officer" shall mean the Director of the Wichita-Sedgwick County Department of Community Health or his authorized representatives such as but not limited to Physicians, Community Health Engineers, Community Health Nurses or Community Health Environmentalists (Sanitarians).

"Human Excreta" shall mean the body discharge (both feces and urine) of humans.

"Inoperable Vehicle" shall mean any motor vehicle which because of mechanical defects, a wrecked or partially wrecked frame or body, or dismantled parts cannot be operated in a normal and safe manner. Any vehicle which has been inoperative for a period of ten days shall in such case constitute a prima facie presumption that such vehicle is inoperable.

"Insects" shall mean the Classes Insecta and Arachnida of the Phylum Arthropoda including but not limited to flies, mosquitoes, fleas, lice, cockroaches, bed bugs, plant bugs, mites, ticks, spiders and scorpions.

"Lateral Field" shall mean a system of perforated or open joint sewer pipe positioned underground within rock or gravel beds or trenches to effect transfer of treated sanitary sewage to soil for percolation, evaporation, and/or transpiration disposal.

"Manure" shall mean the body discharge of all animals except humans.

"Nuisance" shall mean any condition which is injurious to health, or is a potential health hazard or is indecent, or offensive to senses, or an obstruction to the free use of property so as to interfere with the comfortable enjoyment of life or property by an entire community or neighborhood, or by

a majority of persons subjected to the condition; such condition being no less a nuisance because the extent of the annoyance or damage inflicted is unequal.

"Offensive Odors" shall mean any odor deemed annoying, nauseous, disagreeable, unwholesome or objectionable by a majority of individuals so exposed as to interfere with the comfortable enjoyment of life or property, notwithstanding the fact that the degree of such annoyance, disagreeableness, nausea, unwholesomeness or objectionableness may be unequal.

"Owner" shall mean any person who, alone or jointly or severally with others;

- (a) shall have record legal title to any property or structure thereon with or without accompanying actual possession thereof; or
- (b) shall have charge, care or control of any property or structure thereon as owner, or agent of the owner, or as executor, executrix, administrator, administratrix, trustee or guardian of the estate of the owner.

"Percolation Rate" shall mean the ability of the soil to absorb, adsorb and/or transmit water as measured by methods set forth within the Kansas Department of Health and Environment, Division of Environment Bulletin 4-2.

"Person" shall mean a natural person or a legal entity such as, but not limited to, an individual, firm, association, joint stock company, syndicate, partnership or corporation.

"Premises" shall mean a lot, plot, or parcel of land including structures located thereon.

"Property" shall mean any real property within Sedgwick County which is not a street or highway.

"Refuse" shall mean all putrescible and nonputrescible waste materials such as trash, debris, garbage, tree trimmings, grass cuttings, dead animals and solid industrial waste but shall not include human or animal excrements.

"Rodents" shall mean the so called domestic rats, Rattus norvegicus, and Rattus rattus, and domestic mice, Mus musculus and wild native rodents associated with the transmission of disease or causing nuisance to man or other animals.

"Salvage Material" shall mean materials of some value that are obtained from the disassembly of various kinds of machinery, or mechanical appliances and/or the demolition of buildings or structures.

"Salvage Yards" shall mean any premises used for:

- (a) Storage and/or sale or resale of used merchandise; or
- (b) The disassembly of wrecked or used automobiles for the reuse and/or sale of automobile parts; or
- (c) The storage and/or sale of various kinds of metal and/or used building materials.

"Sand Filter" shall mean a designed excavation filled with graded sand, equipped with piping systems for distribution and collection of domestic sewage, for the purpose of receiving settled sewage and giving it biological treatment and physical straining prior to discharge into a surface drainage course.

"Sanitation Code" shall mean the rules and regulations adopted by the County of Sedgwick which are designed to minimize or control those environments and environmental conditions that may adversely affect the health and well being of the public, such as but not limited to liquid wastes, solid wastes, weeds, insects, rodents, animal shelters, abandoned vehicles, junk, salvage, dilapidated auxiliary structures or other matters as herein presented.

"Sanitary Sewage" shall mean a combination of the water-carried wastes from residences, business buildings, institutions, and industrial establishments, together with such ground, surface and storm waters as may be present.

"Sedgwick County" shall mean all of Sedgwick County other than land areas within cities.

"Seepage Pit" shall mean a designed excavation filled with coarse gravel or rock in accordance with Kansas Administrative Regulations 28-5-8 to effect the transfer of treated sanitary sewage to an unconsolidated subsurface formation.

"Septic Tank" shall mean a facility for the receipt of sanitary sewage and clarification by settling into a liquid portion ready for further treatment by other methods and concentration of solids and organic matter for storage and digestion within the facility.

"Sewerage Facilities" shall mean the arrangement of devices, structures and mechanisms to treat and modify sanitary sewage from a structure(s), in locations where a public sewerage system is not available, in such a fashion as to prevent sewage from being a public health hazard, a detriment to environmental or natural resources, or a water pollutant.

"Site Screening" shall mean decorative fencing, evergreen vegetation, or landscaped earth berms maintained for the purpose of concealing from view the area behind such fence, evergreen vegetation or berms. When fencing is used for screening, it shall not be less than six nor more than eight feet in height.

"Vehicle" shall mean a machine propelled by power other than human power that is designed to travel along the ground by use of wheels, treads, runners or slides or other devices, and that transports persons or property or pulls machinery and shall include without limitation an automobile, truck, trailer, mobile home, motorcycle, tractor, buggy and wagon.

"Veterinarian" shall mean a doctor of veterinary medicine licensed by the state of Kansas.

"Waste Stabilization Pond" shall mean a diked surface earthen excavation designed to retain sanitary sewage in order that biological treatment may be accomplished.

"Waste Water" shall mean any water that is used for any purpose and then discharged on or from the premises where used.

"Water Impoundments" shall mean situations created by improper drainage or discharge obviously not existing for any benefit, but not including a natural water course, artificial pond, or lake.

"Weeds" shall mean obnoxious growths of vegetation including broad leaf plants and grasses.

Section 2. Responsibility of the Health Officer

The Health Officer shall be responsible for the enforcement of all provisions contained in this Health and Sanitation Code No. 5 and is hereby authorized to make investigations, to issue notices and orders to hold hearings, to bring

legal action in courts of competent jurisdiction, and to take other measures as are necessary for the enforcement of said provisions.

Section 3. Responsibility of County Engineer

The County Engineer shall, consistent with his Department's nuisance abatement capability, effect direct clean-up or nuisance abatement services on properties pursuant to orders prescribed by the Health Officer or by courts of competent jurisdiction.

Section 4. Notice of Violations

Whenever the Health Officer determines that there has been a violation of any provisions of this Health and Sanitation Code No. 5 he shall give notice of such alleged violation to the person or persons responsible therefore, as hereinafter provided. Such notice shall:

- (1) Be in writing;
- (2) Particularize the violation alleged to exist or have been committed;
- (3) Provide a reasonable time for correction of the violation particularized;
- (4) Be addressed to and served upon the owner and/or occupant of the premises. Such notice shall be deemed properly served upon the owner or occupant if a copy thereof is served upon him personally or if a copy thereof is sent by certified mail to his last address. Prior to nuisance abatement action, notice will additionally be made upon such owner or occupant by publication at least once in the official newspaper of the County of Sedgwick, such publication containing conditions and reasons for such notice.
- (5) Notice requiring the removal of abandoned or inoperable vehicles from private property is to be made to the land owner or person in lawful possession upon which such vehicle is located, and to the registered owner of any vehicle which is in violation of this chapter. Such notice will advise that the motor vehicle violates provisions of this Health and Sanitation Code No. 5 and will direct that within ten days the vehicle be moved to a place of lawful storage or be housed within a building. Written notice will be sent by certified mail to the registered owner of the vehicle

addressed to said owner at his last known address of record as determined by Department of Motor Vehicles and to the land owner of record upon which such vehicle is located. Copies of such notice shall additionally be conspicuously posted upon the premises. Such notice shall be deemed properly served upon such owner, operator or occupant if a copy thereof is served upon him personally or if a copy thereof is sent by certified mail to his last address; provided further, notice will additionally be made upon such person or persons by publication at least once in the official newspaper of the County of Sedgwick, such publication containing conditions and reasons for such notice.

- (6) Each person who has been cited for violation of any provisions of this Health and Sanitation Code No. 5 may request a hearing before the Health Officer to modify or show cause why correction of such violations should not be made. Failure to request such a hearing within ten days of notification constitutes a waiver of the hearing procedure.

Section 5. Notice to Remove Weeds and Vegetation

The Health Officer shall give notice each year on the first day of April, May, June, July, August, September, October, November of the provisions of this chapter to the owners, occupants or persons in charge of lots or pieces of land in Sedgwick County, by publication in the official newspaper of the following weed cutting notice.

"Notice to property owners and persons in charge of property. All property owners and persons in charge of possession of any tracts, lot or piece of land in the County of Sedgwick, in Kansas, are hereby notified that all weeds and obnoxious growth of vegetation over eighteen inches high on lots and pieces of land and in the streets, roads, and alleys in front of and abutting upon any lot or piece of land in Sedgwick County, Kansas, has been declared to be a nuisance, and that unless the owner or agent of any such property shall immediately abate the same by cutting or causing to be cut said weeds and

obnoxious vegetation or by preventing such weeds and obnoxious vegetation through the use of soil sterilants and herbicides, the County of Sedgwick may proceed to abate the nuisance and levy an assessment against the property for the cost of such abatement".

CHAPTER 2
ENVIRONMENTAL MAINTENANCE STANDARDS

Section 1. Nuisances

It is unlawful for any person to maintain or to permit to exist any nuisance as herein described. The following conditions or materials are declared to be injurious to the health and well being of citizens of the county of Sedgwick or detrimental to property located in the county of Sedgwick and are hereby declared to be nuisances together with those conditions not herein enumerated but coming under the definition of nuisance as described in Chapter 1, Section 1 of this Health and Sanitation Code.

1. Discharged or accumulated waste water that could result in direct human contact with sanitary sewage or human or animal excreta, or that could create organic or inorganic pollution of ground or surface water, or that could provide for breeding, harboring or attraction of insects and rodents, or that could result in emission of offensive odors.
2. Dead animals except those at slaughter houses and those considered industrial refuse that are properly maintained for processing or disposal.
3. The discharge into the atmosphere of any gaseous or particulate matter resulting from the combustion, reduction, processing or manufacturing of materials which cause or may cause significant injury to human health or welfare, animal or plant life, or property or which may unreasonably interfere with the enjoyment of life and property, or which may be considered an objectionable odor; or excessive contaminant emissions from a single source for a period or periods aggregating more than three minutes in any one hour which is of such opacity as to obscure an observer's view to a degree equal to or greater than does a smoke of 40% opacity.

4. Open basement structures, excavations, swimming pools, storm cellars, industrial tanks, or other excavations or structures that collect water or produce mosquito infestation or that create health or safety hazards to children or other persons.
5. Weeds that are over eighteen inches high as provided for in Section 4 of this chapter.
6. Water impoundments, as defined in Chapter 1 of this Health and Sanitation Code that are capable of causing mosquito infestation.
7. Refuse not stored or properly confined and regularly disposed of in a manner approved by the Health Officer. Proper storage of refuse shall consist of water-tight, fly-tight containers with fly-tight covers. Disposal of such refuse will be made on a weekly basis or as often as required in order to prevent the creation of a nuisance.
8. Sanitary sewage or waste water including septic tank cleaning that is not managed or disposed of in a sanitary and healthful manner as determined by the Health Officer.
9. Salvage material, junk, bulky waste or other material on residential premise or vacant lots in residential areas, except as provided for in Section 2 of this chapter.
10. Excessive noise resulting from industrial or commercial operations as defined in Chapter 1 of this Health and Sanitation Code No. 5.
11. Minor auxiliary or accessory buildings or structures such as privies, sheds, barns, garages, tool houses, vacant houses or commercial structures which have become so dilapidated and deteriorated as to result in a potential accident hazard, to provide rat harborage, to create an attractive nuisance for children or to be offensive to the senses.
12. Inoperable or abandoned vehicles permitted, parked, stored or left on any private property in Sedgwick County unless such

vehicle is completely enclosed within a building or unless the vehicle is so stored or parked on private property in connection with a duly licensed business or commercial enterprise operated and conducted pursuant to law when such parking or storing of a vehicle is necessary to the operation of said business or commercial enterprise.

13. Domestic animals which are maintained so as to cause discomfort to occupants of other premises by reason of offensive odors, insects or infestations, rodents, noise, nonconfinement, or safety hazards. Maintaining larger domestic animals, including but not limited to bovine cattle, horses, hogs, sheep and goats in accordance with each of the following standards shall be deemed to not be a nuisance:

- a. Providing at least 10,000 square feet of fenced open space per animal if the animal shelter or enclosure is within 300 feet of any dwelling on adjoining premises, provided that this distance shall be 500 feet for hogs.
- b. Maintaining the animals within a fenced enclosure.
- c. Cleaning the domestic animal shelters at least once each week or as often as necessary to prevent or control odors and fly breeding provided, however, that this shall not apply to grazing areas.
- d. Disposing of collected fecal material and other solid organic waste at a sanitary landfill, fertilizer processing plant, or by proper disposal on land used for agriculture purposes.

- e. Storing grain or protein food in tightly covered, rodent-proof, metal containers or rodent-proof bins.
- f. Maintaining the premises free of rodent harborage.
- g. Using anti-coagulant rodenticides for the control of rodents and organo-phosphorus insecticides for the control of flies, or providing other effective chemical means for the control of rodents and flies.
- h. Using soil sterilants and herbicides or other effective means for the control of weeds and grass around structures and buildings.
- i. Constructing and maintaining animal shelters and enclosures, including fences, by the use of dimension materials or other effective means so as to prevent domestic animals from breaking out or causing hazard to persons or property.
- j. Storing refuse in proper containers or in a manner approved by the Health Officer, and disposing of such refuse at least once each week or as frequently as may be required by the Health Officer.
- k. Storing solid waste accumulated from the cleaning of domestic animal shelters in metal containers with tight-fitting metal lids and disposing of such solid waste at least once each week.
- l. Providing proper drainage so that there is no accumulation of rainfall or liquid waste.

Section 2. Storage of Salvage and Junk Materials

No owner or occupant of any dwelling shall store or dispose of salvage material, bulky waste, junk or discarded materials on any residential premises or on vacant lots in residential areas. The owner and/or occupant shall keep premises free of litter, refuse, salvage material, and junk; provided that building materials to be used within one hundred eighty days for construction on the premises, if properly authorized by an occupancy or building permit, may be kept if stored at least eighteen inches off the ground and not closer than forty-eight inches to a wall or fence; provided the Health Officer may approve a lesser distance.

Section 3. Extermination of Insects, Rodents and Other Vermin

Every occupant of a single establishment shall be responsible for the extermination of any insects, rodents or other vermin therein or upon the premises. Wherever two or more occupants are in the same building the owner or operator of the building shall be responsible for such extermination.

Section 4. Removal of Weeds and Vegetation

The owners, occupants or persons in charge of any lot or piece of land in Sedgwick County are hereby required to cut, destroy and remove all weeds and obnoxious growths of vegetation over eighteen inches high upon any lot or piece of land or upon the streets, roads and alleys in front of and abutting upon any such lot or piece of land.

Section 5 Salvage Yards

All salvage yards shall be located in accordance with Sedgwick County zoning regulations. All rackable salvage materials shall be stored on racks or in bins with at least eighteen inches of clearance between the bottom of the rack or bin and the ground and a width of forty-eight inches or less. No rack or bin shall be closer than forty-eight inches to a wall, fence or adjacent bin or rack. Nonrackable materials shall be stored with an exposed perimeter or in a manner specified by the Health Officer to prevent rodent harborage and breeding. All ground surface except lawn areas shall be kept free of all grasses and weeds using soil sterilants, herbicides, and or other effective methods. An effective, continuous rodent poisoning using anticoagulant rodenticides or other effective methods shall be maintained at all salvage

yards. Each salvage yard in operation upon enactment of this Health and Sanitation Code No. 5 shall provide a site screening plan to the Health Department and shall implement said approved plan within 2 years of the effective date of this code. Salvage yards that initiate operations subsequent to passage of the Health and Sanitation Code No. 5 shall submit a site screening plan to the Health Department for approval and shall implement said approved plan prior to occupancy.

Chapter 3

SEWERAGE FACILITIES AND WASTE DISPOSAL

Section 1. Approvals, Permits, and Property Requirements
for Sewerage Facilities

1. New construction on any sewerage facility or any structure from which sanitary sewage will be discharged other than to a public sewerage system, may not be started by the owner, contractor or any other person until approval has been obtained from the Health Officer for such sewerage facility. Such new construction of sewerage facilities includes initial construction or enlargement of the sewerage facilities, modification of the method or extent of sewage treatment, or replacement of a significant portion of the existing waste treatment facility.
2. Sewerage facilities of the septic tank lateral field type which were existing or on which construction was started prior to the effective date of this Health and Sanitation Code No. 5 are regulated under this code when such facilities are modified, enlarged, replaced, or when inspected by the Health Officer and found to be lacking in design or operation to the extent that water pollution or a public health hazard or nuisance is created. A permit will be required for any such deficient sewerage facility and will only be approved for use after proper corrections have been made. Septic tank-lateral fields sewerage facilities existing as of the effective date of this Health and Sanitation Code No. 5 need not have a permit unless enlarged, replaced, modified, found to be deficient, or creates a health hazard or nuisance.
3. Any existing septic tank system or other private individual sewerage system that is located in an Improvement District, Sewer District or other areas where a sanitary sewer is so available shall be discontinued and the building sewer shall be connected to said sanitary sewer. The continued use of a septic tank system or other private individual sewerage system when a sanitary sewer is so available shall be deemed to be a nuisance as defined in Chapter 1, Section 1.

4. Before a township, city, county, joint planning or zoning board or any other body authorized to review and recommend approval of plats or subdivisions of land can recommend approval of any plat, the suitability of the soil for private disposal sewerage systems shall be determined by the Health Officer based on the results of soil percolation tests.
5. All new plats or property purchased after the effective date of this Health and Sanitation Code No. 5 on which a sewerage facility is to be constructed must provide a minimum of 20,000 square feet if the property is served by a public water supply and a minimum of 40,000 square feet if the property includes a private domestic water supply source; provided further that space requirements are exclusive of dedicated public rights of way. This minimum size requirement is independent of all other area and separation requirements which may necessitate a larger property.
6. If a lateral field is utilized, at least 10,000 square feet of the property must be suitable for the location of the lateral field and must meet the following conditions:
 - a. Soil percolation tests for the lateral field area shall indicate a soil porosity at saturation such that a one inch absorption or greater occurs within sixty minutes.
 - b. Have four feet or more of permeable soil average depth above any clay, shale or rock formation.
 - c. Have ground water elevation at least 10 feet below ground surface.
 - d. Not be subject to inundation by flood waters as determined by a flood of record plus three feet or the 100 year flood plain record, whichever is lesser.
7. Discharging sewerage facilities shall be used only where there is a suitable watercourse which has been approved by the Health Officer in advance of project design. Criteria which in most situations make water course suitable for receiving treated sewage include:

- a. Use of the stream for water contact recreation.
 - b. Flow of the stream into a concentrated residential area.
 - c. Use of the stream for a water supply source before either significant dilution or extended retention to achieve natural treatment.
 - d. Poor definition of the watercourse to the extent that it could be tilled and utilized as crop land.
 - e. The creation of swampy areas due to poor drainage which in turn would develop mosquito breeding problems or nuisance conditions.
 - f. Lack of access rights to the receiving stream by the owner of the sewerage facility.
8. The sewerage facility must have a minimum of 50 feet horizontal separation from any domestic water supply well.
9. Waste stabilization ponds must have a minimum horizontal separation of 100 feet from the designed operational water surface to other properties, allowing public rights-of-ways to be counted as part of the separation. A minimum of 5 acres shall be provided for a single family dwelling served by a waste stabilization pond.
10. Seepage pits and sand filters must have a minimum horizontal separation of 50 feet from other properties, allowing public right-of-ways to be counted as part of the separation.
11. Lateral fields must have a minimum horizontal separation of ten feet from other properties when such property is served by a public water supply. The minimum horizontal separation shall be 25 feet when such property is served by private water wells, allowing public rights-of-way to be counted as part of the separation.

Section 2 Design Requirements for Sewerage Facilities

1. Design requirements for sewerage facilities shall be as set forth in the design policies of the Health Officer including Bulletin 4-2 of the Division of Environment of the Kansas Department of Health and Environment.
2. Septic tanks shall be water-tight and of durable construction to include support of conventional septic tank servicing vehicles. Septic tank-lateral field systems shall not be used where the daily sewage flow is estimated to exceed 3000 gallons.
3. Those sewerage facilities which have a discharge may be required to include approved methods and mechanisms for disinfecting the treated sewage prior to discharge. Discharge facilities must meet any and all state and federal requirements and effluent standards.

Section 3. Application of Standards for Sewerage Facilities

1. These standards pertain to sewerage facilities including but not limited to the following types or classifications: Septic tank-lateral field, septic tank-sand filter, septic-tank-seepage pit, discharging waste stabilization pond, non-discharging waste stabilization pond, activated sludge unit-lateral field, activated sludge unit-sand filter, activated sludge unit-seepage pit, activated sludge unit-waste stabilization pond, activated sludge unit.
2. Pit privies shall not be used for permanent and/or continuous occupancies. Pit privies and chemical toilets may be used on a temporary basis as permitted and approved by the Health Officer.

Section 4. Operation of Sewerage Facilities

1. The owner shall be responsible for the operation of the sewerage facility.
2. The sewerage facility shall be operated and maintained in a fashion to prevent water pollution, to be free of public health hazards or nuisances,

including the surfacing or unapproved discharging of treated or untreated sewage.

3. The owner shall correct operational or design deficiencies within a stipulated time as directed in writing by the Health Officer. The stipulated time limit or correction of operational or design deficiencies shall be reasonable in relation to the circumstances and hazards involved, but in no case shall be greater than 60 days. Severe hazards shall be corrected within 24 hours.
4. Waste stabilization ponds designed and permitted as non-discharging facilities must be operated in such a fashion to assure that no discharge occurs. An acceptable method of preventing pond dike overtopping when approved by the Health Officer, is controlled irrigation upon agricultural cropland or grassed area not used for recreation. The irrigation water shall be applied in such a fashion and at such times that no surface runoff leaves the property. Property which is used for irrigation must be under the control of the owner of the sewerage facility and may not be within 100 feet of a water supply well nor 50 feet of other properties. Care shall be exercised to minimize the taking of fresh or untreated sewage and sewage solids within the irrigation water.

Section 5. Variance of Sewerage Facility Standards

The Health Officer may grant a variance of these standards subject to the following considerations:

1. The features of the site for which the variance is requested are not compatible with the requirements of these standards.
2. Alternate methods and or design features are available which will attain the objectives of these standards. For lots platted and recorded or properties purchased prior to the effective

date of this Health and Sanitation Code No. 5 where the soil is too tight to qualify in accordance with the percolation test standards, the Health Officer may grant a variance to the owner on the basis of an appropriate overflow holding tank in addition to a conventional septic tank-lateral field system, and a written commitment of the owner to have the holding tank cleaned (emptied) and properly disposed of as often as necessary to prevent the sewage from surfacing or discharging to the ground surface; provided further that such written commitment shall be a matter of deed restriction and by binding on all future owners of said property.

3. The Health Officer determines that the variance will not adversely affect the natural resources and the public health and safety.

An application for a variance must be filed with and approved by the Environmental Health Director of the Wichita-Sedgwick County Department of Community Health or through his designated representative prior to construction or modification of the sewerage facility.

Section 6. Administrative Procedures Concerning Sewerage Facilities

It is the responsibility of the owner of the property upon which a sewerage facility is to be located to secure the required approval before construction and to obtain a permit before use. The administrative procedure for securing such approval and obtaining the permit is as follows:

1. The owner will notify the Health Officer of the intent to construct or obtain a sewerage facility. This notification will be supported with specific information to fully disclose intended usage, site, location and site characteristics including the results of percolation tests and other soil and ground water data as required by the Health Officer. Percolation tests shall be performed by a qualified engineer or laboratory as determined by the Health Officer.

2. The owner will apply to the Health Officer on a Wichita-Sedgwick County Community Health Department application form for a sewerage permit and to accompany said application a payment for the permit processing fee.
3. The owner will submit a specific design proposal.
4. When the facility design, the site and the intended usage are found acceptable, the Health Officer will notify the owner of approval to start construction of the sewerage facility.
5. When the sewerage facility has been satisfactorily constructed the Health Officer will release to the owner the Wichita-Sedgwick County Community Health Department permit to allow use.
6. In the event the sewerage facilities are not satisfactorily constructed or are not completed within one year of the Health Officer's approval, the application becomes invalid.

Section 7. Permit Fees for Sewerage Facility Operation

1. For each sewerage permit application the applicant shall submit a fee of \$10 made payable to the County of Sedgwick, Kansas.
2. Permit fees shall be nonrefundable. The processing and issuance or denial of the permit will not take place until such permit is paid.
3. Such permits are not transferrable. In the event of transfer of the ownership of the property, the new owner has 30 days in which to make application for a permit.

Section 8. Standards for Sanitary Service Equipment for Waste Disposal Operators

All equipment used in rendering a sanitary service shall be of water-tight construction, maintained in good working condition and provided with hoses, couplings, valves, pumps and other necessary equipment to insure that all materials removed from private sewerage systems and sewage disposal systems will be transported to the designated point of disposal without spillage of the

waste onto the road or street. All equipment shall be in good workable condition and the operator shall demonstrate that the equipment is in good operating condition and will perform its function without leakage or spillage. Disposal of hauled sewage is to be made at a sewerage treatment plant or as otherwise approved by the Health Officer for that purpose.

Section 9. License Required for Waste Disposal Operators

No person shall remove, haul or transport, or offer to move, haul or transport any domestic sewage, industrial or commercial waste, or human excreta from any private sewerage system, private sewage disposal system or privy, or offer to remove or transport such wastes unless he holds a valid license from the Health Officer.

Section 10. Application and Inspection Fee for Waste Disposal Operators

Every person wishing to obtain a sanitary service license shall make application for a license on forms provided by the Wichita-Sedgwick County Health Department for this purpose and shall pay a fee of \$15.00 to the Office of Treasurer of Sedgwick County for inspection of the equipment and evaluation of the person's operations. A receipt of such payment shall be attached to the application form. In case the license is denied, no portion of the inspection fee will be refunded.

Section 11. License Fee for Waste Disposal Operators

An annual fee of \$10.00 shall be paid to the Office of Treasurer of Sedgwick County following approval of the application or renewal by the Health Officer.

Section 12. Contracting with Unlicensed Persons Prohibited

No person responsible for operating a private sewerage system or a private sewage disposal system or privy shall contract, offer to contract, with any person for sanitary service unless that person holds a valid permit or license to provide such service from the Health Officer.

Chapter 4

RABIES CONTROL

Section 1. Animal Bites

The Health Officer may take up, upon private or public property, any animal which has bitten a person or other animal and impound said animal in a veterinary hospital or an animal care facility specified by the Health Officer for a period not more than ten (10) days during which time the Health Officer shall determine whether or not such animal is suffering from a disease and, if not, the local Health Officer shall authorize the release of said animal upon payment by the owner of the boarding fee therefore: provided the Health Officer may authorize the keeping of any such animal on the owner's premises if the owner produces a rabies vaccination certificate showing that the animal has been vaccinated for rabies within twelve (12) months prior, thereto.

Section 2. Known Rabid Animal

In a case of rabies exposure to domestic animals, such as but not limited to dogs or cats, when such animal has been bitten by a rabid skunk or other rabid animal, the Health Officer may order such animal to be destroyed or confined for a period of ninety (90) days in a veterinary hospital or an animal care facility specified by the Health Officer; provided further that in the case of domestic animals unvaccinated against rabies, the Health Officer may require post-exposure prophylaxis and 180 day confinement of such animals that have been exposed to a known rabid animal at a veterinary hospital or an animal care facility.

Subdivision Regulations
Amendments

ADOPTED at Wichita, Kansas, this 26th day of June, 1975.

WICHITA-SEDGWICK COUNTY METRO-
POLITAN AREA PLANNING COMMISSION

By Harlan R. Kamen
Harlan R. Kamen
Chairman



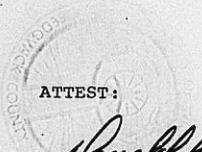
ATTEST:

Robert A. Lakin
Robert A. Lakin, Secretary
(SEAL)

APPROVED BY THE BOARD OF COMMISSIONERS of the City of Wichita
this 29th day of July, 1975.

CITY OF WICHITA

By Connie A. Peters
Connie A. Peters
Mayor



ATTEST:

Donald C. Gisick
Donald C. Gisick, City Clerk
(SEAL)

APPROVED BY THE BOARD OF COMMISSIONERS of the County of
Sedgwick, Kansas, this 6th day of Aug., 1975.

BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

Earl E. Rusk, Chairman
John Hale, Commissioner
Tom Scott, Commissioner

ATTEST:

George Pierce
George Pierce, County Clerk



AMENDMENTS EFFECTIVE
AUGUST 6, 1975

Amendment to Section 8-103(C) (4) (a) and (b) on page 46 of the adopted Subdivision Regulations.

- a) There is at least ~~25,000~~ 40,000 square feet of lot area per dwelling unit if the property is served by a private domestic water supply source, or at least 20,000 square feet per dwelling unit if the property is served by a public water supply or such other area as may be required by zoning regulations, and;
- b) There is a percolation test made for each lot or such number of lots as may be specified by the Wichita-Sedgwick County Department of Community Health. The lots shall be satisfactory if there is a percolation rate of 90 60 minutes or less (with the percolation test being accomplished by the subdivider under the supervision of and the percolation rate determination being made by the Wichita-Sedgwick County Department of Community Health). Soils information available at the Office of the Sedgwick County Soil Conservation District, shall be consulted where conditions indicate that more detailed soils information is needed, and;

Addition of a new Section 8-103L as follows on page 48 of the adopted Subdivision Regulations:

- (L) Improvements Subject to Flooding. It is required that in those areas subject to flooding including but not limited to areas identified by the Federal Flood Insurance Administrator as having special flood hazards, new or replacement water supply and/or sanitary sewer systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters. It is also required that on site waste disposal systems shall be located so as to avoid their impairment or contamination during flooding.

The Daily Record

AFFIDAVIT OF PUBLICATION

1066 N. Waco - Wichita, Kansas 67203

81485 (First Published in The Daily Record
May 29, 1975) -2-wk

OFFICIAL NOTICE

TO WHOM IT MAY CONCERN AND TO ALL
PERSONS INTERESTED:

NOTICE IS HEREBY GIVEN that on
Thursday, June 26, 1975, the meeting to begin at
1:30 p.m., the Wichita-Sedgewick County
Metropolitan Area Planning Commission, in
Room 401, City Building Annex, 104 South
Main Street, Wichita, Kansas, will consider
amendments to the existing Subdivision
Regulations which were adopted on July 1, 1969,
and which were last amended in 1975. These
Regulations, entitled "The Subdivision
Regulations of the Wichita-Sedgewick County
Metropolitan Area Planning Commission" are on
file in the office of the Secretary of said Planning
Commission. Suggested changes and proposed
amendments are available for review in the office
of the Secretary. The amendments proposed at
this time include a revision of the minimum
square footage requirements for septic tank
sewer system to conform to the County Health
Code and an improvement requirement for water
and sewer systems subject to flooding as set out
in the recently initiated Federal Flood Insurance
Program. The Planning Commission will hear
these and other proposed changes and
amendments as may be presented to them by the
public and may take action on any or all such
proposed recommendations for amendments. All
persons interested in this matter will be heard at
that time concerning their views and opinions on
the subject, and the public hearing may be
recessed from time to time to specific dates,
times and places without readvertising and said
recesses shall be considered a continuation of said
public hearing.

WITNESS MY HAND AND SEAL this 29th
day of May, 1975.

ROBERT A. LAKIN, Secretary,
Wichita-Sedgewick County
Metropolitan Area Planning
Commission.

(SEAL)

STATE OF KANSAS, SEDGWICK
COUNTY, SS:

Cheri Bush, of lawful age, being first
duly sworn, deposes and says that she is
Business Manager of THE DAILY
RECORD, a newspaper printed in the
State of Kansas, and published in and of
general paid circulation on a weekly,
monthly or yearly basis in Sedgewick
County, Kansas, and that said newspaper
is not a trade, religious or fraternal
publication.

Said newspaper is published at least
weekly fifty (50) times a year, has been
so published continuously and
uninterruptedly in said County and State
for a period of more than five (5) years
prior to the first publication of the
notice attached, and has been admitted
at the post office of Wichita in said
County and State as second class matter.

That a notice, a true copy of which is
hereto attached, was published in the
regular and entire issue of said
newspaper for 2 consecutive
weeks as follows:

1st 5-29-75
2nd 6-5-75
3rd
4th
5th
6th

Cheri Bush
Business Manager

Subscribed and sworn to before me

this 5th day of

June, 19 75

William G. Sheldon
Notary Public

My commission expires

11-25-78

92 Publication Fees \$ 141.45

WILLIAM G. SHELDON
STATE NOTARY PUBLIC
BUTLER COUNTY, KANSAS
MY COMM. EXP. NOV. 25, 1978



August 21, 1975

Donald C. Gisick, City Clerk

Curtis L. Newby, Junior Planner

DR 75-16 & DR 75-17, Amendmens to the MAPC
Subdivision Regulations.

Attached herewith for your records is an original of the letter of approval of the above referred to amendments signed by both the Mayor and the Board of County Commissioners subsequent to their action on said amendments.

If you have any questions concerning this matter, please call.

CLN:rme
Attachment

Curtis L. Newby, Junior Planner

July 30, 1975

Board of County Commissioners

Jack H. Galbraith, Chief Planner

DR 75-16 - Public Hearing for consideration of an amendment to the Subdivision Regulations Re: Flood-proofing Improvements (National Flood Insurance Program Requirements)

DR 75-17 - Public Hearing for consideration of an amendment to the Subdivision Regulations Re: Area requirements for septic tank tile filled systems. (County Health Code Requirements)

Since your recent consideration and approval of amendments to the Subdivision Regulations, a new County Sanitation Code has been adopted and the National Flood Insurance Program has been initiated within the County. The adoption of the Sanitation Code and the initiation of the flood insurance program has made it necessary to amend the Subdivision Regulations to conform to the requirements of the new code and program. The two proposed amendments are as follows:

1. Recommend amendment to Section 8-103(C)(4)(a) and (b) on page 46 of the adopted Subdivision Regulations.
 - a) There is at least 25,000 40,000 square feet of lot area per dwelling unit if the property is served by a private domestic water supply source, or at least 20,000 square feet per dwelling unit if the property is served by a public water supply, or such other area as may be required by zoning regulations, and;
 - b) There is a percolation test made for each lot or such number of lots as may be specified by the Wichita-Sedgwick County Department of Community Health. The lots shall be satisfactory if there is a percolation rate of 90 60 minutes or less (with the percolation test being accomplished by the subdivider under the supervision of, and the percolation rate determination being made by, the Wichita-Sedgwick County Department of Community Health). Soils information available at the Office of the Sedgwick County Soil Conservation District shall be consulted where conditions indicate that more detailed soils information is needed, and;

Page 2 - Board of County Commissioners
July 30, 1975

2. Recommended addition of a new Section 8-103(L) as follows on page 48 of the adopted Subdivision Regulations:

- (L) Improvements Subject to Flooding. It is required that in those areas subject to flooding, including but not limited to, areas identified by the Federal Flood Insurance Administrator as having special flood hazards, new or replacement water supply and/or sanitary sewer systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters. It is also required that on-site waste disposal systems shall be located so as to avoid their impairment or contamination during flooding.

These two amendments were considered at the Subdivision Committee meeting of June 19, 1975. Although notice was sent to all those notified each time amendments are to be considered, no one was in attendance to discuss these amendments. The action of the Subdivision Committee was to recommend their approval.

The Metropolitan Area Planning Commission considered the amendments on June 26, 1975, and again no one was in attendance to discuss the amendments. The action of the Planning Commission was to recommend the approval of the amendments.

Consideration of these amendments is scheduled for your meeting of August 6, 1975.

Sincerely,

Jack H. Galbraith
Chief Planner

JHG:CLN:rme
Attachment

cc: Jack Turner, County Counselor
Charmaine McDonald, County Clerk's Office
Don Yelton, Acting Division Head of County Building,
Planning & Inspection, 1015 Stillwell, 67213

July 30, 1975

Jack Turner, County Counselor

Jack H. Galbraith, Chief Planner

DR 75-16 and DR 75-17 - Subdivision Regulations
Amendments.

Scheduled on the County Commission agenda for August 6, 1975 are two amendments for the M.A.P.C. Subdivision Regulations, and as in the past a letter of approval and acknowledgment of the amended Subdivision Regulations is being forwarded for the County Commissioners to sign thereby indicating approval of the amendments. We have discussed briefly with Rick Dodds of your office the need for the Commissioners to perhaps indicate their approval of amendments to the Subdivision Regulations by adopting a Resolution as well as signing the approval letter. Mr. Dodds is reviewing the matter, but as the two amendments being considered by the Commission are concerned with making the Subdivision Regulations agree with the recently adopted County Sanitation Code and the National Flood Insurance program now in effect, we felt it best to proceed as soon as possible with the amendments.

Should you determine that amendments to the Subdivision Regulations should involve the adoption of a Resolution, please advise us and we will work on a draft resolution for your review and approval as to form.

Jack H. Galbraith, Chief Planner

JHG:CLN:rme

cc: Rick Dodds, Assistant County Counselor

WICHITA-SEDGWICK COUNTY

DATE

METROPOLITAN AREA PLANNING DEPARTMENT

July 22, 1975

TO Board of City Commissioners
FROM Jack H. Galbraith, Chief Planner

SUBJECT DR 75-16 - Public Hearing for consideration of an amendment to the Subdivision Regulations Re: Flood-proofing Improvements. (National Flood Insurance Program Requirements)

DR 75-17 - Public Hearing for consideration of an amendment to the Subdivision Regulations Re: Area requirements for septic tank tile filled systems. (County Health Code Requirement)

Since your recent consideration and approval of amendments to the Subdivision Regulations, a new County Sanitation Code has been adopted and the National Flood Insurance Program has been initiated within the County. The adoption of the Sanitation Code and the initiation of the flood insurance program has made it necessary to amend the Subdivision Regulations to conform to the requirements of the new code and program. The two proposed amendments are as follows:

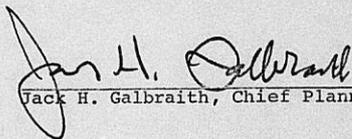
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2. Recommended addition of a new Section 8-103L as follows on page 48 of the adopted Subdivision Regulations:

Board of City Commissioners
July 22, 1975
Page 2

- (L) Improvements Subject to Flooding. It is required that in those areas subject to flooding, including but not limited to, areas identified by the Federal Flood Insurance Administrator as having special flood hazards, new or replacement water supply and/or sanitary sewer systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters. It is also required that on-site waste disposal systems shall be located so as to avoid their impairment or contamination during flooding.

These two amendments were considered at the Subdivision Committee meeting of June 19, 1975 and by the Metropolitan Area Planning Commission on June 26, 1975. Although notice was sent to all those notified each time amendments are to be considered, no one was in attendance to discuss these amendments. The action of the Subdivision Committee and the Planning Commission was to recommend their approval.

These amendments are being scheduled for your meeting of July 29, 1975.


Jack H. Galbraith, Chief Planner

JHG:CLN:rme

June 19, 1975

Wichita-Sedgwick County Metropolitan
Area Planning Commission

Jack H. Galbraith, Chief Planner

DR 75-16 - Public Hearing for consideration of an amendment to the Subdivision Regulations Re: Flood-proofing Improvements. (National Flood Insurance Program Requirements)

DR 75-17 - Public Hearing for consideration of an amendment to the Subdivision Regulations Re: Area requirements for septic tank tile filled systems. (County Health Code Requirement)

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Page 2 - Metropolitan Area Planning Commission
June 26, 1975

2. Recommended addition of a new Section 8-103L as follows on page 48 of the adopted Subdivision Regulations:

- (L) Improvements Subject to Flooding. It is required that in those areas subject to flooding, including but not limited to, areas identified by the Federal Flood Insurance Administrator as having special flood hazards, new or replacement water supply and/or sanitary sewer systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters. It is also required that on-site waste disposal systems shall be located so as to avoid their impairment or contamination during flooding.

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Consideration of these amendments is scheduled for your meeting on June 26, 1975.

Jack H. Galbraith
Chief Planner

JHG:ber

WICHITA-SEDGWICK COUNTY

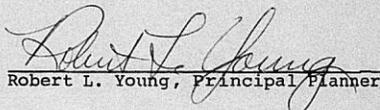
DATE

METROPOLITAN AREA PLANNING DEPARTMENT

June 16, 1975

TO Files (DR-75-17)
FROM Robert L. Young, Principal Planner
SUBJECT Original notification of Subdivision
Regulation Amendments.

Attached is a list of names to which the original notification dated May 27, 1975 of proposed amendments to the Subdivision Regulations was sent.


Robert L. Young, Principal Planner

RLY:rme
Attachment

SUBDIVISION REVIEW MAILOUT LIST

MAPD Staff

Lakin
Galbraith
Shirkey
Newby
Lytle

City Staff

Ralph Wulz, City Manager
Bob Finch, Assistant City Manager
Don Anderson, Administration
Glenn Dockery, Budget
John Dekker, Director of Law
H. R. Kuhn, Assistant City Attorney (Garvey Bldg., 67202)
R. W. Bruggeman, Director of Public Works
Robert Feldner, Superintendent of Central Inspection
George Wilton, Maintenance
M. S. Mitchell, Maintenance-Flood Control
Dean Sellers, City Engineering
Dick Linn, City Engineering
Paul Graves, Traffic Engineering
Bill McKinley, Traffic Engineering
Floyd Hobbs, Fire Department
Mervyn Silverman, Director-W-SC Health Department
Steve Innes, Health Department
John Wynkoop, Director of Water Department
Bill Otten, Water Department
Vic Pickering, Water Pollution Control
Tom Allen, Park Department
H. Jay Setter, Administration Bldg., Mid-Continent Airport
Bill Morris, Public Information
Kenneth Kitchen, Director, Urban Renewal Agency

Board of City Commissioners - 5

News Media

Dale Daugherty

6/16/75

Miscellaneous City Officials

Richard Holstead, Director
Building Project Studies
Board of Education
1400 George Washington Drive
Wichita, Kansas 67211

Dr. Alvin Morris
Board of Education
428 South Broadway
Wichita, Kansas

Center for Urban Studies
Wichita State University
1845 Fairmount
Wichita, Kansas 67208

MAPC Members

Harlan R. Kamen
P. O. Box 485
Wichita, Kansas 67201

David Bayouth
Dave's TV & Appliances
1555 South Oliver
Wichita, Kansas 67218

Alvin J. Hennessy
Central Business College
2502 East Douglas
Wichita, Kansas 67214

Donald E. Gragg
Wheeler Kelly Hagny, Ins., INC.
P. O. Box 2281
Wichita, Kansas 67201

William J. Goebel
Star Lumber Company
325 South West Street
Wichita, Kansas 67213

Ms. Jo Gardenhire
Project Together
Wichita State University
Box 81
Wichita, Kansas 67208

Michael Savina
Savina Home Industries, Inc.
352 North Broadway, Room 208
Wichita, Kansas 67202

Ms. Marjorie L. Taylor
Center for Urban Studies
Wichita State University
Box 61
Wichita, Kansas 67208

Dwight Hopper
Hopper's Mirror & Glass
1455 South Washington
Wichita, Kansas 67211

Austin Rising
Beech Aircraft Corp.
Box 85
Wichita, Kansas 67201

Miscellaneous County Officials

Jack Turner
Sedgwick County Counselor
320 Sedgwick County Courthouse
Wichita, Kansas 67203

Syd Werbin
Division of Building, Planning
& Related Inspection Services
1015 Stillwell
Wichita, Kansas 67213

G. C. McLure, Director
Department of Public Works
1015 Stillwell
Wichita, Kansas 67213

John Hale
County Commissioner
320 Sedgwick County Courthouse
Wichita, Kansas 67203

6/16/75

Misc. Co. Officials (cont'd)

Earl E. Rush, Chairman
Board of County Commissioners
320 Sedgwick County Courthouse
Wichita, Kansas 67203

Tom Scott
County Commissioner
320 Sedgwick County Courthouse
Wichita, Kansas 67203

Andale Officials

Clyde Orth, Chairman
Andale City Planning Commission
P. O. Box 77
Andale, Kansas 67001

Wayne E. Hieger, Mayor
City of Andale
City Building
Andale, Kansas 67001

James R. Schaefer
Andale City Attorney
800 Brown Building
Wichita, Kansas 67202

Bentley Officials

Jack Oran Garvey, Mayor
City of Bentley
Bentley, Kansas 67016

J. Wesley Melson, Chairman
Bentley Planning Commission
Post Office
Bentley, Kansas 67016

Cheney Officials

Lawrence Compton, Mayor
City of Cheney
616 North Wolf Street
Cheney, Kansas 67025

Jack Hutchinson, Chairman
Cheney Planning Commission
P. O. Box 220
Cheney, Kansas 67025

Richard Rumsey
Cheney City Attorney
1041 North Waco
Wichita, Kansas 67203

Cheney Officials (cont'd)

D. L. Winfrey
City Engineer for Cheney
21 South Lakeview Drive
Lake Waltanna, Route No. 1
Goddard, Kansas 67052

Clearwater Officials

Gordon Mikesell, Chairman
Clearwater Planning Commission
Clearwater, Kansas 67026

Don Matlock
Clearwater City Attorney
301 North Market
Wichita, Kansas 67202

Allen Webb, Mayor
City of Clearwater
201 West Ross
Clearwater, Kansas 67026

Colwich Officials

Bob Maus, Chairman
Colwich Planning Commission
Colwich, Kansas 67030

Virgil Pugh, Jr., Mayor
City of Colwich
Colwich, Kansas 67030

James R. Schaefer
Colwich City Attorney
800 Brown Building
Wichita, Kansas 67202

Derby Officials

Bernard Daley, Mayor
City of Derby
1327 North Woodlawn
Derby, Kansas 67037

6/16/75

Derby Officials (cont'd)

Art Woodman, Chairman
Derby City Planning Commission
Century Plaza Building
Wichita, Kansas 67202

Jerry L. Griffith
Derby City Attorney
103 North Baltimor
Derby, Kansas 67037

Ward Clements, City Clerk
City of Derby
Derby, Kansas 67037

Eastborough Officials

Harold G. Dick, Mayor
City of Eastborough
10 Lakeside Blvd.
Wichita, Kansas 67206

George Powers, Chairman
Eastborough Planning Commission
30 Park Avenue - Eastborough
Wichita, Kansas 67206

Garden Plain Officials

Joe Dooley, Chairman
Garden Plain Planning Commission
Garden Plain, Kansas 67050

Robert A. Rausch, Mayor
City of Garden Plain
505 North Loomis Street
Garden Plain, Kansas 67050

Goddard Officials

Paul V. Dugan
Goddard City Attorney
108 North Main
Goddard, Kansas 67052

Bill Stovall, Chairman
Goddard Planning Commission
1250 Reese Road
Goddard, Kansas 67052

Goddard Officials (cont'd)

Mr. Francis Langton, Mayor
City of Goddard
Goddard, Kansas 67052

Haysville Officials

Jack Glaves
Haysville City Attorney
711 East Grand
Haysville, Kansas 67060

Paul Evans, Mayor
City of Haysville
241 South Lamar
Haysville, Kansas 67060

Ronald Ford, Chairman
Haysville Planning Commission
416 Clinton
Haysville, Kansas 67060

Kechi Officials

Marvin R. Appling
Kechi City Attorney
Page Court
Wichita, Kansas 67202

W. E. Conklin, Mayor
City of Kechi
229 North Oliver
Kechi, Kansas 67067

Maize Officials

Dennie Bretz, Mayor
City of Maize
502 Queen
Maize, Kansas 67101

George E. Grist
Maize City Attorney
408 Bitting Building
Wichita, Kansas 67202

Mount Hope Officials

Don Porter, Chairman
Mount Hope Planning Commission
Mount Hope, Kansas 67108

J. B. McCaskill, Jr., Mayor
City of Mount Hope
Mount Hope, Kansas 67108

Mulvane Officials

Theodore Hill
Mulvane City Attorney
810 West Douglas - Suite D
Wichita, Kansas 67203

Glenn Klopfenstein
City Clerk
211 North Second
Mulvane, Kansas 67110

Robert O. Sullivan, Mayor
City of Mulvane
603 South 4th Street
Mulvane, Kansas 67110

G. A. Wessels, Chairman
Mulvane Planning Commission
RFD #1
Mulvane, Kansas 67110

Sedgwick Officials

R. L. Wright, Chairman
Sedgwick Planning Commission
507 Madison
Sedgwick, Kansas 67135

Donald DeHaven, Mayor
City of Sedgwick
210 Franklin
Sedgwick, Kansas 67135

John T. Reid
Sedgwick City Attorney
127 East 7th Street
Newton, Kansas 67144

Valley Center Officials

Dr. John Arnold, Mayor
City of Valley Center
422 North Abilene
Valley Center, Kansas 67147

George Baxter, City Clerk
City of Valley Center
P. O. Box 188
Valley Center, Kansas 67147

Listin Onstatt, Chairman
Valley Center Planning Commission
500 Colby
Valley Center, Kansas 67147

Ronald Rogg
Valley Center City Attorney
527 North Abilene
Valley Center, Kansas 67147

Viola Officials

Helen Ryan, City Clerk
Viola, Kansas 67149

Charles Vancuren, Mayor
City of Viola
Viola, Kansas 67149

6/16/75

Township Trustees

Francis Rausch, Trustee
Afton Township
R.R. #1
Cheney, Kansas 67025

Marcellin Strunk, Trustee
Attica Township
Colwich, Kansas 67030

Gibert Wilkerson, Trustee
Delano Township
549 Keith
Wichita, Kansas 67209

L. Leon Black, Trustee
Eagle Township
R.R. #2
Sedgwick, Kansas 67135

Gayle Gregory, Trustee
Erie Township
Milton, Kansas 67106

Joseph M. Biermann, Trustee
Garden Plain Township
R.R. #1
Garden Plain, Kansas 67050

Corlin Cook, Trustee
Grand River Township
R.R. #2
Cheney, Kansas 67025

Frank F. Rowley, Trustee
Grant Township
R.R. #1
Valley Center, Kansas 67147

Lawrence Bardshar, Trustee
Greeley Township
West 101st North
Mt. Hope, Kansas 67108

Lynn M. Buerki, Trustee
Illinois Township
Goddard, Kansas 67052

Raymond Davison, Trustee
Kechi Township
R.R. #2
Valley Center, Kansas 67147

R. B. Walter, Trustee
Lincoln Township
R.R. #2
Valley Center, Kansas 67147

Arnold Sawyer, Trustee
Minneha Township
1417 North 143rd Street East
Wichita, Kansas 67230

Walter Harrington, Trustee
Ninnescah Township
111 North Prospect
Clearwater, Kansas 67026

Roman Zoglman, Trustee
Park Township
R.R. #7
Wichita, Kansas 67204

Amos Edson, Trustee
Payne Township
R.R. #1
Benton, Kansas 67017

James E. Fleming, Trustee
Riverside Township
6135 South Hydraulic
Wichita, Kansas 67216

Ivan Shields, Trustee
Rockford Township
R.R. #2
Derby, Kansas 67037

Donald L. Shoemaker, Trustee
Salem Township
R.R. #1
Mulvane, Kansas 67110

F. N. Reichenberger, Trustee
Sherman Township
R.R. #1
Mount Hope, Kansas 67108

Tony Weber, Trustee
Union Township
14010 West 29th Street North
Wichita, Kansas 67233

Eugene Fry, Trustee
Valley Center Township
R.R. #1
Valley Center, Kansas 67147

6/16/75

Township Trustees (cont'd)

John J. Farmer, Jr., Trustee
Viola Township
R.R. #1
Viola, Kansas 67149

Utility Companies

Butler Rural Electric Coop.
P. O. Box 1259
El Dorado, Kansas 67042

Sedgwick County Electrical Coop
Jack S. Hutchinson, Manager
125 North Main
Cheney, Kansas 67025

Southern Kansas Telephone Co.
113 South Lee
Clearwater, Kansas 67026

Sumner-Cowley Electric Coop
P. O. Box 528
Wellington, Kansas 67152

Robert Blevins
Estimating Department
Kansas Gas & Electric
201 North Market
Wichita, Kansas 67202

James Gardner
3902 East 13th Street
Wichita, Kansas 67208

Fred Guy
Arkla Gas Company
502 Maple
Wichita, Kansas 67213

Manager
Gas Service Company
Wichita Plaza Building
Wichita Kansas 67202

W. B. Roush
Gas Service Company
735 North Hydraulic
Wichita, Kansas 67214

Utility Companies (cont'd)

George Billings
Kansas Gas & Electric
201 North Market
Wichita, Kansas 67202

Wilson Cadman
Kansas Gas & Electric
201 North Market
Wichita, Kansas 67202

Ralph Fiebach
Kansas Gas & Electric
201 North Market
Wichita, Kansas 67202

Misc. Organization & Businesses

Monty Robson, President
Wichita Chapter
American Institute of Architects
7701 East Kellogg
Wichita, Kansas 67207

A. T. Jones, President
Wichita Bar Association
700 Farm Credit Bank Bldg.
Wichita, Kansas 67202

John Bell, President
Wichita Chamber of Commerce
350 West Douglas
Wichita, Kansas 67202

Ogle E. Rhoten, President
Professional Engineering Society
4018 North Charles
Wichita, Kansas 67202

Timothy J. Hurley
Executive Vice President
Wichita Assn. of Homebuilders
730 North Main
Wichita, Kansas 67203

J. Craig Mann, Chairman
Zoning-Subdivision Committee
Wichita Assn. of Homebuilders
Design Concepts
151 North Broadway
Wichita, Kansas 67202

6/16/75

Misc. Organization & Businesses

League of Women Voters
644 South Holyoke
Wichita, Kansas 67218

C. Ferol Holler
Assistant Director, Local Serv.
Main Post Office
401 North Market
Wichita, Kansas 67202

Metropolitan Affairs Committee
Wichita Chamber of Commerce
121 North Broadway
Wichita, Kansas 67202

Larry L. Henry
District Conservationist
Soil Conservation Service
4100 Maple
Wichita, Kansas 67213

George A. Snyder
District Sales Manager
Frisco Railroad
102 Union Station
Wichita, Kansas 67202

Randy Reiss, General Agent
Missouri-Pacific Railroad
224 West First
Wichita, Kansas 67202

Zeno M. Bollinger
Rock Island Lines
729 East Douglas
Wichita, Kansas 67202

Colby Sandlian, President
Wichita Board of Realtors
230 South Market
Wichita, Kansas 67202

Nestor Weigand, Jr., President
Wichita Board of Realtors
626 North Broadway
Wichita, Kansas 67214

Manager
Southwestern Bell Telephone
154 North Broadway
Wichita, Kansas 67202

R. L. Nicholas
Southwestern Bell Telephone
105 East Second - Room B05
Wichita, Kansas 67202

Miscellaneous Individuals

Baughman Company
330 Laura
Wichita, Kansas 67211

Bill Binter
P. O. Box 4026
North Wichita Station
Wichita, Kansas 67214

John Callahan, *attg*
~~811 Union Center Building~~
Wichita, Kansas 67202
262 N. West

Campbell and Castle Engineers
P. O. Box 1835
Wichita, Kansas 67201

R. S. Delamater
Consulting Engineer
Century Plaza Building
Wichita, Kansas 67202

Earl T. Graves
Wheeler Kelly Haggy, Ins., Inc.
100 North Broadway
Wichita, Kansas 67202

Frank Malone
Fidelity Title Company
221 North Market
Wichita, Kansas 67202

Don C. Moehring, Engineer
314 Brown Building
Wichita, Kansas 67202

Oblinger and Smith Corp.
625 First National Bank Bldg.
Wichita, Kansas 67202

Professional Engineering Consultants
1440 East English
Wichita, Kansas 67214

Miscellaneous Individuals (cont'd)

Reiss and Goddness Engineers
2160 East Douglas
Wichita, Kansas 67214

Security Abstract and Title Co.
434 North Main
Wichita, Kansas 67202

Kenneth O. Taylor, Engineer
1542 South St. Francis
Wichita, Kansas 67211

6/16/75

June 9, 1975

The Subdivision Committee and
Utility Advisory Committee
Curtis L. Newby, Junior Planner

Amendments to the Subdivision Regulations.

As you will recall a few months ago you reviewed the proposed amendments to the M.A.P.C. Subdivision Regulations which were later adopted by the Planning Commission. Since that time, a new County Sanitation Code has been adopted and the National Flood Insurance Program has been initiated within the County. The adoption of the Sanitation Code and the initiation of the Flood Insurance Program has made it necessary to amend the Subdivision Regulations to conform to the requirements of the new code and program. The two proposed amendments are as follows:

1. Recommended amendment to Section 8-103(C) (4) (a) and (b) on page 46 of the adopted Subdivision Regulations.
 - a) There is at least ~~25,000~~ 40,000 square feet of lot area per dwelling unit if the property is served by a private domestic water supply source, or at least 20,000 square feet per dwelling unit if the property is served by a public water supply or such other area as may be required by zoning regulation, and;
 - b) There is a percolation test made for each lot or such number of lots as may be specified by the Wichita-Sedgwick County Department of Community Health. The lots shall be satisfactory if there is a percolation rate of ~~90~~ 60 minutes or less (with the percolation test being accomplished by the subdivider under the supervision of and the percolation rate determination being made by the Wichita-Sedgwick County Department of Community Health). Soils information available at the Office of the Sedgwick County Soil Conservation District, shall be consulted where conditions indicate that more detailed soils information is needed, and;
2. Recommended addition of a new Section 8-103L as follows on page 48 of the adopted Subdivision Regulations:

Amendments to the Subdivision
Regulations.
June 9, 1975
Page 2

- (L) Improvements Subject to Flooding. It is required that in those areas subject to flooding including but not limited to areas identified by the Federal Flood Insurance Administrator as having special flood hazards, new or replacement water supply and/or sanitary sewer systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters. It is also required that on site waste disposal systems shall be located so as to avoid their impairment or contamination during flooding.

These two amendments are scheduled for your consideration at the Subdivision Committee meeting of June 19, 1975. If you have any questions concerning this matter, please call.

CLN:rme

Curtis L. Newby, Junior Planner

May 29, 1975

Mr. Tim Hurley
Executive Director
Wichita Association of
Home Builders
730 North Main
Wichita, Kansas 67203

Dear Mr. Hurley:

Attached for your reference is a notification of two proposed amendments to the adopted Subdivision Regulations. The necessity for these amendments has been brought about by the recent initiation of the National Flood Insurance Program and the adoption of a new Sanitation Code for Sedgwick County. The first of these amendments (DR-75-16) inserts language into the Subdivision Regulations similar to that found in the National Flood Insurance Program which requires floodproofing water and sewer systems built in flood hazard areas and locating on site waste disposal systems so as to avoid impairment or contamination during flooding.

The second amendment (DR-75-17) seeks to bring the Subdivision Regulations into conformance with Chapter 3 of the new Sanitation Code recently adopted by the Sedgwick County Commission which requires a minimum of 40,000 sq. ft. for septic tank-tile field systems in the absence of a municipal type water supply system or 20,000 sq. ft. for properties served by a municipal type water system.

As indicated in the notification, these proposed amendments will be reviewed by the Subdivision Committee on June 19, 1975 and by the Planning Commission on June 26, 1975. We are aware that during the last annual review of the entire text of the Subdivision Regulations, you and your organization unfortunately were not kept fully advised of the various hearing dates before the Planning Commission and City Commission. This letter is to assure you that we are interested in hearing your suggestions

Mr. Tim Hurley
May 29, 1975
Page 2

for amending the Subdivision Regulations and that June 19th will be an opportune time to present your proposals to the Subdivision Committee. We would appreciate your review of the enclosed amendment proposals and are available to meet with you at any time to discuss these or any other proposals for amending the Subdivision Regulations you may have.

Sincerely,

Jack H. Galbraith
Chief Planner

JHG:RLY:rme
Attachment

cc: Mr. Craig Mann, Wichita Association of Home Builders
730 North Main, Wichita, Kansas 67203

WICHITA — SEDGWICK COUNTY



METROPOLITAN AREA PLANNING
COMMISSION

262-0611 — AREA CODE 316
CITY BUILDING ANNEX
104 S. MAIN ST.
WICHITA, KANSAS 67202

May 27, 1975

To: All Parties Interested in Subdivision Regulations

Subject: Amendments to the Subdivision Regulations

Recently the Subdivision Regulations of the Metropolitan Area Planning Commission were reviewed and amended. Since the time of that review a new County Sanitation Code has been adopted and the National Flood Insurance Program has been initiated within the County. The adoption of the Sanitation Code and the initiation of the Flood Insurance Program has made it necessary to amend the text of the Subdivision Regulations to conform to the requirements of the new code and program. Attached are two proposed amendments which have been prepared by the Planning Department staff for your information and review.

The Subdivision Committee of the Metropolitan Area Planning Commission will consider these amendments on June 19, 1975 and the Planning Commission will consider them on June 25, 1975. All comments and questions concerning the same should be directed to Curtis Newby of our staff.

Sincerely,

Robert A. Lakin
Secretary

RAL:rme
Attachment

DR-75-16 - Amendment to Subdivision
Regulations Re: Floodproofing
Improvements (National Flood Insurance
Program requirements)

Recommended addition of a new Section 8-103L as follows on
page 48 of the adopted Subdivision Regulations:

- (L) Improvements Subject to Flooding. It is required that in those areas subject to flooding including but not limited to areas identified by the Federal Flood Insurance Administrator as having special flood hazards, new or replacement water supply and/or sanitary sewer systems shall be designed to minimize or eliminate infiltration of flood waters into the systems and discharges from the systems into flood waters. It is also required that on site waste disposal systems shall be located so as to avoid their impairment or contamination during flooding.

DR-75-17 - Amendment to Subdivision
Regulations Re: Area Requirements
for Septic tank-Tile Field Systems
(County Health Code requirements)

Recommended amendment to Section 8-103(C) (4) (a) and (b) on
page 46 of the adopted Subdivision Regulations.

- a) There is at least ~~25,000~~ 40,000 square feet of lot area per dwelling unit if the property is served by a private domestic water supply source, or at least 20,000 square feet per dwelling unit if the property is served by a public water supply, or such other area as may be required by zoning regulation, and;
- b) There is a percolation test made for each lot or such number of lots as may be specified by the Wichita-Sedgwick County Department of Community Health. The lots shall be satisfactory if there is a percolation rate of 90 60 minutes or less (with the percolation test being accomplished by the subdivider under the supervision of and the percolation rate determination being made by the Wichita-Sedgwick County Department of Community Health). Soils information available at the Office of the Sedgwick County Soil Conservation District, shall be consulted where conditions indicate that more detailed soils information is needed, and;

SCHEDULE OF EVENTS FOR AMENDMENTS TO SUBDIVISION REGULATIONS

Week of May 19 to 23 - Prepare legal ad and forward notification letters to mailing list addressees.

Thurs. May 29th - Advertise 1st notice in official paper.

Thurs. June 5th - Advertise 2nd notice in official paper.

Thurs. June 19th - Review before Subdivision Committee.

Thurs. June 26th - Public hearing before the Planning Committee.

(July 10 agenda date)

Tues. July 15 - Forward amendments to City Commission in Ordinance form for 1st reading.

(July 9 agenda date)

Weds. July 16 - Forward to the County Commission in Resolution form for concurring adoption.

Tues. July 22 - Second and final reading by City Commission.