

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO
BOARD OF COUNTY COMMISSIONERS

REQUEST FOR ZONING

CASE NO. SCZ-0477

CONSIDERED BY MAPC: 4-9-81

REQUEST FOR: "R-1" to "E"

REASON FOR REQUEST (AS PROVIDED BY APPLICANT):

"The best and most reasonable use for the subject property is obtained under E - Light Industrial zoning."

GENERAL LOCATION: South side of 21st Street North approximately 1/2 mile east of Hoover.

LEGAL DESCRIPTION:

(See excerpt from Planning Commission minutes of April 9, 1981)

APPLICANT: Drillers Production Company, Inc., 110 North Market.

AGENT FOR APPLICANT: David C. Adams, attorney, 200 W. Douglas, Suite 430.

PROTESTORS (LIST AGENT) IF ANY: Victor B. Eisenring, 4900 W. 21st Street.

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

LAND USE: Existing, Single-family, oil well & storage tank; North, Sandpit; East & South, Flood Control Ditch; West, Mobile home & undeveloped.

PLANNING COMMISSION RECOMMENDATION:

That this application be approved subject to platting within one year from the date of approval by the Board of County Commissioners; or the case be considered denied and closed; and that the resolution establishing the zone change not be published until the plat has been recorded with the Register of Deeds. Bayouth moved, Gardner seconded and it carried with a vote of 7 in favor (Bayouth, Gardner, Goebel, Martens, Hennessy, Jones and Lofton) and 1 opposed (Shook). Wright was absent. One vacancy.

ACTION: 1. Concur with the findings of fact of the Metropolitan Area Planning Commission, approve the application subject to the condition of platting, adopt a resolution establishing the zone change and instruct the Planning Department to withhold publication of the resolution until the plat has been recorded with the Register of Deeds; or
2. Deny the application.

R E S O L U T I O N

A RESOLUTION CHANGING THE ZONING CLASSIFICATIONS FOR CERTAIN LANDS LOCATED WITHIN THE UNINCORPORATED TERRITORY LYING WITHIN THREE MILES OF EITHER THE CITY OF WICHITA, THE CITY OF HAYSVILLE, THE CITY OF DERBY, THE CITY OF MULVANE, THE CITY OF VALLEY CENTER, THE CITY OF GODDARD, AND THAT PORTION OF THE AREA WITHIN THREE MILES OF THE CITY OF CHENEY AS ESTABLISHED BY THE BOARD OF COUNTY COMMISSIONERS ON OCTOBER 3, 1973, ALL IN SEDGWICK COUNTY, KANSAS, UNDER THE AUTHORITY GRANTED IN SECTION 14.C OF THE ZONING RESOLUTION ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, MARCH 3, 1958, AND SUBSEQUENT AMENDMENTS THERETO.

BE IT RESOLVED BY THE GOVERNING BODY OF SEDGWICK COUNTY, KANSAS.

SECTION I. That after receiving a recommendation from the Wichita-Sedgwick County Metropolitan Area Planning Commission, and after said Planning Commission has given proper notice and held a public hearing as provided by law, and under authority granted by Section 14.C of the Zoning Resolution as amended, the zoning district of the lands legally described are hereby changed as follows:

CASE NO. SCZ-0477

ZONE CHANGE from the "R-1" Suburban Residential District to the "E" Light Industrial District

All of the Northeast Quarter of Section 11, Township 27 South, Range 1 West of the 6th Principal Meridian, lying North and West of the Big Slough-Cowskin Creek Floodway, Sedgwick County, Kansas. Generally located on the south side of 21st Street North, approximately one-half mile east of Hoover Road.

SECTION II. That upon the taking effect of this Resolution, the above zoning change shall be entered and shown on the particular sectional zoning map contained in the Official zoning atlas on file in the Office of the County Zoning Administrator and in the Office of the Wichita-Sedgwick County Metropolitan Area Planning Department.

SECTION III. That this Resolution shall take effect and be in force from and after its adoption and publication once in the official County paper.

PASSED AND ADOPTED by the Board of County Commissioners at Wichita, Kansas, this _____ day of _____, 19____.

_____, Chairman
Donald E. Gragg

_____, Commissioner
Jack Spratt

_____, Commissioner
Tom Scott