

OCA 150004

PUBLISHED IN THE WICHITA EAGLE ON

Nov. 22, 2019

ORDINANCE NO. 51-147

AN ORDINANCE CHANGING THE ZONING CLASSIFICATIONS OR DISTRICTS OF CERTAIN LANDS LOCATED IN THE CITY OF WICHITA, KANSAS, UNDER THE AUTHORITY GRANTED BY THE WICHITA-SEDGWICK COUNTY UNIFIED ZONING CODE, SECTION V-C, AS ADOPTED BY SECTION 28.04.010, AS AMENDED.

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

SECTION 1. That having received a recommendation from the Planning Commission, and proper notice having been given and hearing held as provided by law and under authority and subject to the provisions of The Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010, as amended, the zoning classification or districts of the lands legally described hereby are changed as follows:

Case No. ZON2019-00036

City zone change from SF-5 Single-Family Residential to TF-3 Two-Family Residential zoning lot described as:

Lot 71, except the east 130 feet thereof, Valley Acres Addition, Wichita, Sedgwick County, Kansas.

SECTION 2. That upon the taking effect of this ordinance, the above zoning changes shall be entered and shown on the "Official Zoning Map" previously adopted by reference, and said official zoning map is hereby reincorporated as a part of the Wichita -Sedgwick County Unified Zoning Code as amended.


SECTION 3. That this Ordinance shall take effect and be in force from and after its adoption and publication in the official City paper.

ATTEST:



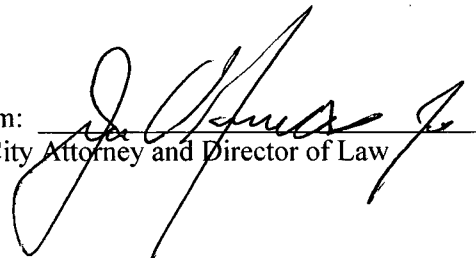
Karen Sublett, City Clerk




Jeff Longwell, Mayor

Approved as to form:

Jennifer Magaña, City Attorney and Director of Law





STAFF REPORT
MAPC October 10, 2019
DAB VI October 7, 2019

CASE NUMBER: ZON2019-00036

APPLICANT/AGENT: K2 Properties LLC/Kirk Richards (owner)

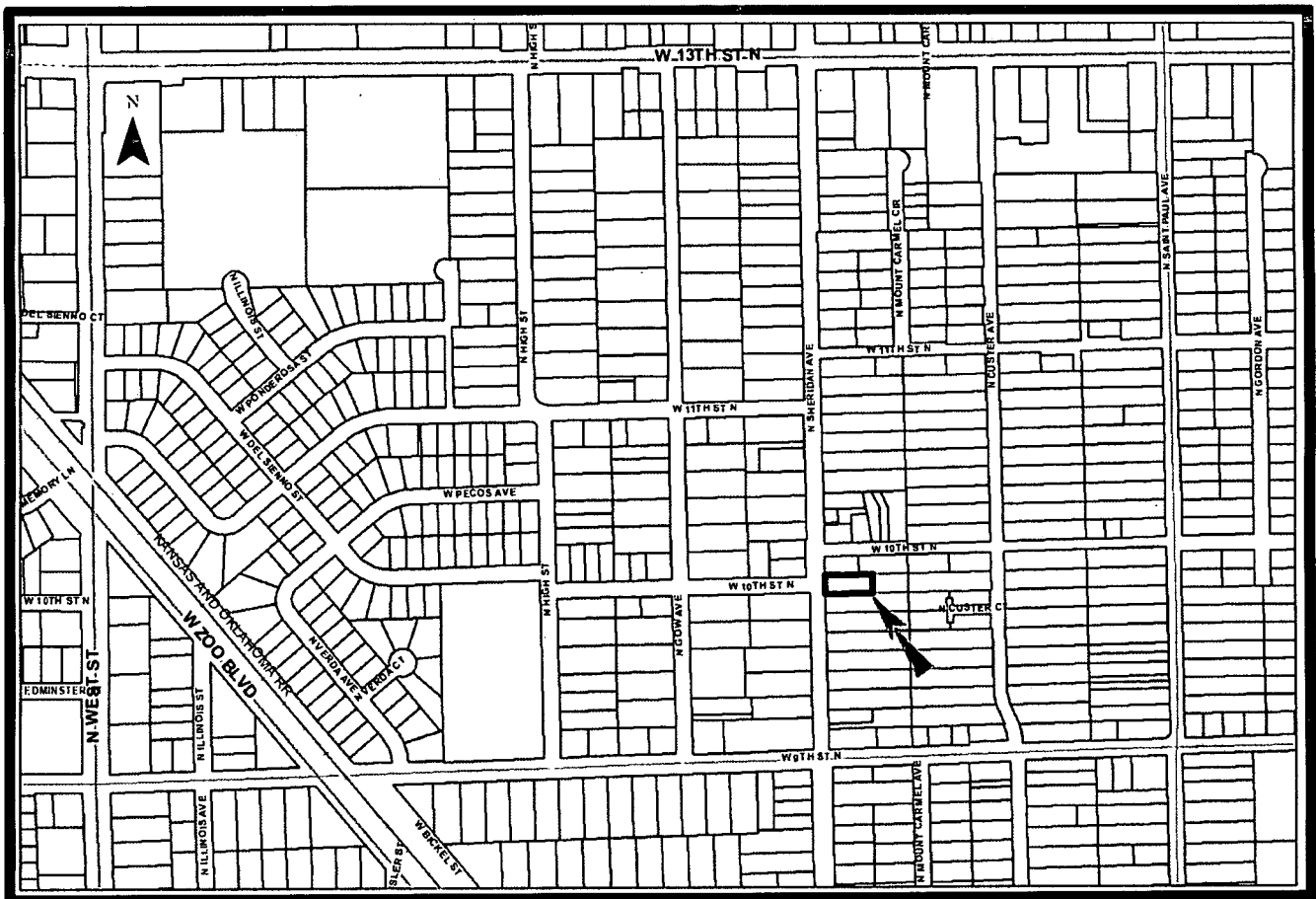
REQUEST: TF-3 Two-Family Residential

CURRENT ZONING: SF-5 Single-Family Residential

SITE SIZE: 0.28 acre

LOCATION: Located southeast of the intersection of north West Street and south of West 13th Street North on the east side of North Sheridan Avenue

PROPOSED USE: Duplex



BACKGROUND: The applicant/owner is requesting the rezoning of the west 175 feet of Lot 71, Valley Acres Addition, (1056 North Sheridan Avenue) from SF-5 Single Family Residential (SF-5) to TF-3 Two Family Residential (TF-3). The property currently has a residential structure with two sheds that will be demolished if the rezoning is approved. TF-3 zoning district requires a 25-foot front setback and a 20-foot rear setback. The property is approximately 11,800 square feet, with 70 linear feet of frontage along North Sheridan Avenue. The Unified Zoning Code (UZC) requires a minimum of 6,000 square feet per duplex building.

Properties north, south, east and west of the subject site are zoned SF-5 and are developed with single-family residences. There is TF-3 zoning on the north side of West 10th Street, approximately 125-feet north of the subject site.

CASE HISTORY: The subject site is located in the Valley Acres Addition, platted in April 1928. No other zoning cases are associated with this site.

ADJACENT ZONING AND LAND USE:

| | | |
|--------|------|--------------------------|
| NORTH: | SF-5 | Single-family residences |
| SOUTH: | SF-5 | Single-family residences |
| EAST: | SF-5 | Single-family residences |
| WEST: | SF-5 | Single-family Residences |

PUBLIC SERVICES: North Sheridan Avenue is a local paved street with a 60-foot right-of-way. West St. Louis Avenue is a local gravel street with a 60-foot right-of-way. The closest major intersection to the subject site is West 13th Street North and North West Street. The sewer line is located along the east (rear) property line and the water line is located on the west (front) property line on the east side of North Sheridan Avenue.

CONFORMANCE TO PLANS/POLICIES: The Wichita-Sedgwick County *Community Investments Plan*, identifies the area in which the site is located Established Central Area. The site is located within the urban infill strategy area, where residential development is encouraged. The uses envisioned for redevelopment in this area include duplexes. The Community Investments Plan identifies the property as appropriate for residential and defines residential as a variety of housing types including duplexes.

RECOMMENDATION: Based upon the information available at the time the staff report was completed, staff recommends APPROVAL of the request, as submitted.

1. The zoning, uses and character of the neighborhood: Properties north, south, east and west of the subject site are zoned SF-5 and are developed with single-family residences. There is TF-3 zoning on the north side of West 10th Street, approximately 125-feet north of the subject site.
2. The suitability of the subject property for the uses to which it has been restricted: The property is presently zoned SF-5 Single Family Residential and the property could be developed with a new single-family dwelling.
3. Extent to which removal of the restrictions will detrimentally affect nearby property: Most platted subdivisions that were platted prior to 1950 have a mix of single-family residences and duplexes. Because of the similarity of residential use, the UZC does not require screening between SF-5 and TF-3 zoning districts.
4. Length of time the property has been vacant as currently zoned: An existing residential building and two outbuildings on the property have been vacant for several years.

5. Conformance of the requested change to the adopted or recognized Comprehensive Plan and policies: The Wichita-Sedgwick County Comprehensive Plan, the *Community Investments Plan*, identifies the area in which the site is located as appropriate for residential uses within the Wichita city limit. The Community Investments Plan identifies the property as appropriate for residential and define residential as a variety of housing types including duplexes.
6. Impact of the proposed development on community facilities: Development of the property would not have any impact on community facilities or resources. All public improvements are available to serve the property.