

BZA Case No. 15-73 Bernard A. Clark requests exception to permit the installation or construction of preschool child care center on the SS of Vesta Drive in an area W of Oliver.

POSTED
6-13-73
✓ M.A.P.C.
✓ C.C.
9-8-73

ACTION

BZA COMMITTEE *Approved*
subj. to conditions

DATE

6-26-73

M.A.P.C. _____

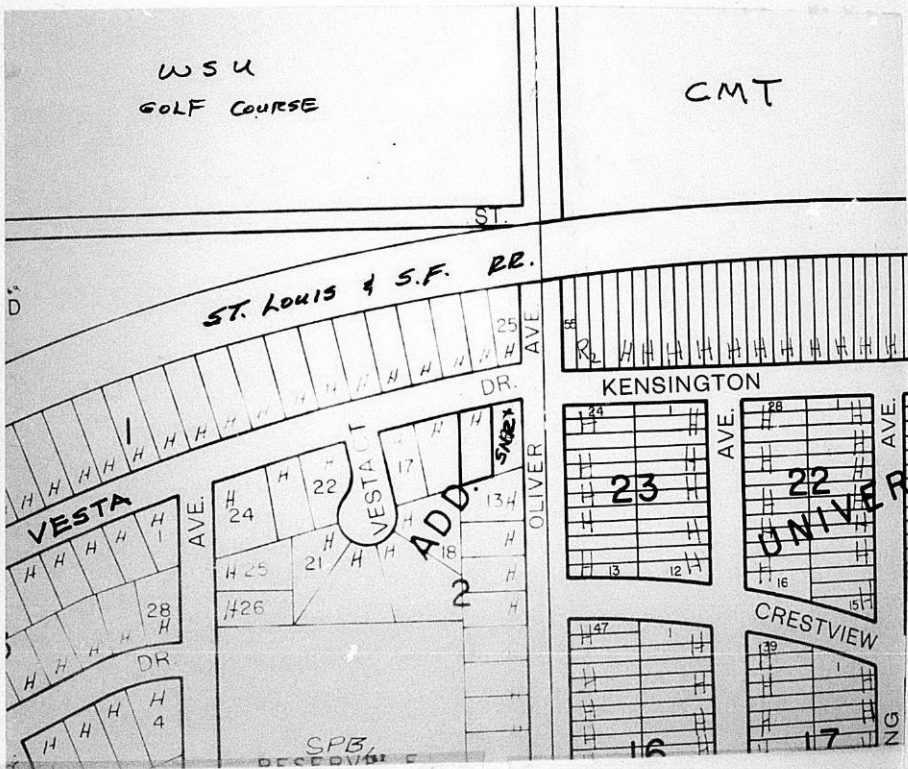
B.C.C./B. CO. C. _____

Map No. 5749
 Sec. 11
 Twp. 27
 Range 1E

BZA- 15-73
 SCZ- _____
 CU- _____
 Filed _____

- AREA DATA:
1. Acres: 0.17 (61 ft. by 125 ft.)
 2. Adjoining Zoning: E _____ S _____ W _____ N _____
 3. Land Use: East CHILD CARE CENTER South SINGLE FAM
 West SINGLE FAM North SINGLE FAM
 4. Sketch plan Land Use is for: _____
 5. Present Land Use if for: SINGLE FAM
 6. Area (is) (is not) platted.

PHOTO DATA:
 Taken by _____ Date _____ Time _____



Copy of Resolution sent to:

Leola Lindahl, R. N.
Care Home Supervisor
4715 Vesta Drive
Wichita, Ks. 67208

September 17, 1973 per Martha
McMurry's instructions.

Rhonda

Copy of Resolution sent to:

Leola Lindahl, R. N.
Care Home Supervisor
4715 Vesta Drive
Wichita, Ks. 67208

September 17, 1973 per Martha
McMurry's instructions.

Rhondda

RESOLUTION NO. BZA 15-73

WHEREAS, Bernard A. Clark, 4715 Vesta Drive, 67208, requests an exception as provided in Section 2.12.590.C, Code of the City of Wichita, to permit the installation or construction of a child care center (preschool), on property zoned the "AA" Single Family Dwelling District, and legally described as follows:

Lot 15, Block 2, Ken Mar Addition, Wichita, Sedgwick County, Kansas. Generally located on the South side of Vesta Drive in an area West of Oliver.

WHEREAS, proper notice as required by ordinance and by the rules of the Board of Zoning Appeals has been given; and

WHEREAS, the Board of Zoning Appeals did, at the meeting of June 26, 1973, consider said application; and

WHEREAS, the Board of Zoning Appeals has proper jurisdiction to consider said request for an exception under the provisions of Section 2.12.590.C, Code of the City of Wichita; and

WHEREAS, the Board of Zoning Appeals has authority to permit the installation or construction of a child care center on property zoned the "AA" Single Family Dwelling District, subject to the conditions outlined in Section 28.04.185.2, Code of the City of Wichita.

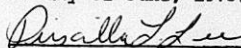
NOW, THEREFORE, BE IT RESOLVED by the Board of Zoning Appeals of the City of Wichita, that this application be approved to permit the installation or construction of a child care center (preschool), on property zoned the "AA" Single Family Dwelling District, and legally described as follows:

Lot 15, Block 2, Ken Mar Addition, Wichita, Sedgwick County, Kansas. Generally located on the South side of Vesta Drive in an area West of Oliver.

subject to the following conditions:

1. The house shall be brought into compliance with all state and local codes prior to its utilization as a child care center.
2. The center shall comply with all licensing requirements of the Kansas State Department of Health. The Wichita Sedgwick County Department of Community Health shall determine the maximum number of children to be permitted.
3. Outdoor play shall be limited to the hours between 7:30 a.m. and 6:30 p.m.
4. One off-street parking space shall be provided on the premises for each teacher and employee plus one off-street parking space for each vehicle used in the operation of the child care center.
5. When the capacity of the child care center exceeds twelve, one off-street loading space shall be provided for each ten children or major fraction thereof.

ADOPTED AT WICHITA, KANSAS, this 26th day of June, 1973.


Priscilla L. Lee, Chairman

ATTEST:


Jack H. Galbraith, Secretary

June 26, 1973

Bernard A. Clark
4715 Vesta Drive
Wichita, Kansas 67208

Subject: Case No. BZA 15-73
Request for Exception

Dear Mr. Clark:

At the regular meeting of the Board of Zoning Appeals on June 26, 1973, your request for an exception to permit the installation or construction of a child care center (preschool), on property zoned the "AA" Single Family Dwelling District, and generally located on the South side of Vesta Drive in an area West of Oliver, was considered.

It was the action of the Board to approve this request subject to the following conditions:

1. The house shall be brought into compliance with all state and local codes prior to its utilization as a child care center.
2. The center shall comply with all licensing requirements of the Kansas State Department of Health. The Wichita-Sedgwick County Department of Community Health shall determine the maximum number of children to be permitted.
3. Outdoor play shall be limited to the hours between 7:30 a.m. and 6:30 p.m.
4. One off-street parking space shall be provided on the premises for each teacher and employee plus one off-street parking space for each vehicle used in the operation of the child care center.

Mr. Bernard A. Clark
Page 2

5. When the capacity of the child care center exceeds twelve, one off-street loading space shall be provided for each ten children or major fraction thereof.

A Resolution setting forth the official action of the Board is being prepared and you will be mailed a copy as soon as the signatures of the Chairman and Secretary have been obtained.

If you have any questions, please call our office.

Very truly yours,

Jack H. Galbraith
Secretary

JHG:rw

cc: Robert Feldner, Superintendent of Central Inspection
Ralph Eberly, City Clerk
Joe Donnelly, Central Inspection

SECRETARY'S REPORT
CASE NO. BZA 15-73

APPLICANT: Bernard A. Clark, 4715 Vesta Drive, 67208

AGENT: None

REQUEST: Exception pursuant to Section 28.04.185.2, Code of the City of Wichita to permit the installation or construction of a child care center (preschool)

GENERAL LOCATION: On the South side of Vesta Drive in an area West of Oliver.

LAND USE: Subject property contains a single family home, as do those to the north, south and west. To the east is a child care center.

ZONING: Subject property is zoned the "AA" Single Family Dwelling District, as are those properties to the north, south, and west. To the east is the "B" Multiple Family classification.

JURISDICTION:

The Board has jurisdiction to consider this request under the provisions outlined under Section 2.12.590.C, Code of the City of Wichita. The Board may grant the exception provided the conditions set out in Section 28.04.185.2 can be complied with.

COMMENTS BY THE SECRETARY:

A recent amendment to the Zoning Ordinance allows the Board of Zoning Appeals to grant an exception permitting child care centers to operate in the "AA", "A", "RB", "R-5" and "R-6" residential zones. Prior to this, it was necessary for child care centers to be operated out of the "B" Multiple Family zoning classification.

In January of 1973 the applicant filed a request for a zone change from "AA" to "B" in order to expand the child care facilities existing on the property to the east to include subject property (Z-1492). Although the Planning Commission recommended approval of the zone change on February 22, 1973, the Board of City Commissioners returned the case to the MAPC suggesting that they consider an exception approach through the Board of Zoning Appeals for child care facilities. An amendment permitting such facilities by exception in certain residential zoning districts was prepared

and approved by both the MAPC and the ECC, and became effective June 1, 1973. The applicant subsequently filed a request for an exception.

Under Section 28.04.185 of the Code of the City of Wichita, the Board of Zoning Appeals is authorized, by special permit, to grant exceptions authorizing child care centers (defined as day nurseries providing care for 7 or more children) to be located in the "AA", "A", "RB", "R-5" and "R-6" residential zoning districts, subject to the following conditions and requirements:

1. All centers shall comply with the licensing requirements of the Kansas State Department of Health, including all building and fire safety regulations of the State of Kansas and the City of Wichita, Kansas.
2. Outdoor play shall be limited to the hours between 7:30 a.m. and 6:30 p.m. when any part of the fenced play area is within 100 feet of any occupied residence.
3. One off-street parking space shall be provided on the premises for each teacher and employee plus one off-street parking space for each vehicle used in the operation of the child care center.
4. When the capacity of the child care center exceeds twelve, one off-street loading space shall be provided for each ten children or major fraction thereof.
5. Before applying for an exception, evidence of being able to comply with all the standards must be submitted for review.
6. The Board of Zoning Appeals shall take into consideration the proximity and location of other such facilities within the neighborhood so as not to change the character of the area or impact a given area with such uses.
7. The Board of Zoning Appeals may include additional conditions as deemed necessary to provide for orderly development.

Although the applicant agreed to furnish us with evidence of being able to comply with all standards when he filed the application, at the writing of this report letters of tentative approval from the Wichita-Sedgwick County Department of Community Health,

BZA 15-73
Secretary's Report
Page 3

the Central Inspection Division of the Department of Public Works and the Fire Prevention Division of the Fire Department had not yet been received. The applicant stated, however, that the Health Department indicated approval for 13 to 15 children; Central Inspection indicated conformance with appropriate building codes; and the Fire Department listed certain modifications would have to be made in order to receive their approval. In addition, there were problems determining the location and number of off-street parking spaces to be provided for teachers and employees. The applicant has been requested to furnish this information to the Board prior to the meeting, and we hope to have it available at that time.

RECOMMENDATION:

In the event the Board determines that evidence submitted by the applicant complies with the development standards of the ordinance, it is the recommendation of the Secretary that the exception to permit the installation of a preschool child care center be approved subject to the following conditions:

1. The house shall be brought into compliance with all state and local codes prior to its utilization as a child care center.
2. The center shall comply with all licensing requirements of the Kansas State Department of Health. The Wichita Sedgwick County Department of Community Health shall determine the maximum number of children to be permitted.
3. Outdoor play shall be limited to the hours between 7:30 a.m. and 6:30 p.m.
4. One off-street parking space shall be provided on the premises for each teacher and employee plus one off-street parking space for each vehicle used in the operation of the child care center.
5. When the capacity of the child care center exceeds twelve, one off-street loading space shall be provided for each ten children or major fraction thereof.

June 26, 1973

Mr. and Mrs. Bernard Clark
4715 Vesta Drive
Wichita, Kansas 67208

Dear Mr. and Mrs. Clark:

The evaluation of the proposed child care facilities at 4715 Vesta Drive, conducted on June 12, 1973, found the following requirements needed to meet the code:

1. One-hour rated walls and ceilings throughout area occupied by the children, with additional ceiling re-inforcing or bracing if needed.
2. One-hour rated doors, self-closing with positive latches, to utility and furnace room and to the living quarters.
3. Fire alarm system.
4. Cover all electrical outlets.

Sincerely,

Leon Robinson

Leon Robinson
Building Inspector

LR:rs

4715 Vesta Drive
Wichita, Kansas 67208

June 22, 1973

Metropolitan Area Planning Commission
City Building Annex
104 S. Main St.
Wichita, Kansas 67202

Attention: Jack H. Galbraith, Secretary

Ref: Case No. BZA 15-73

Dear Mr. Galbraith:

Enclosed is a new drawing of existing and proposed front and property lines of 4721 and 4715 Vesta Drive. I hope this meets with your approval for the Board of Zoning Appeals.

In answer to other questions with regards to parking and loading, I feel it shows there will be ample space. Mrs. Clark will be the teacher at 4715 for 12 children, 4 through 5, for part-day, 2½ hours per session, and the car will be in the garage which will not be converted. Our teachers for 4721 ride together and use the drive across the street at 4726. A single lady lives there and appreciates the car being in her drive as she works all day and is not at home before and after the teachers come and leave.

On the initial proposal accepted by the traffic engineer, it was suggested a car pull up and back out and exit on Oliver. This would be a hazard to the young child for loading and unloading, and would create a traffic problem, which we have never had. Therefore, we feel this drawing should meet with BZA approval.

Sincerely,

Bernard A. Clark
Bernard A. Clark



TRAFFIC ENGINEERING DIVISION APPROVED

7th Floor

Date 6-25-73

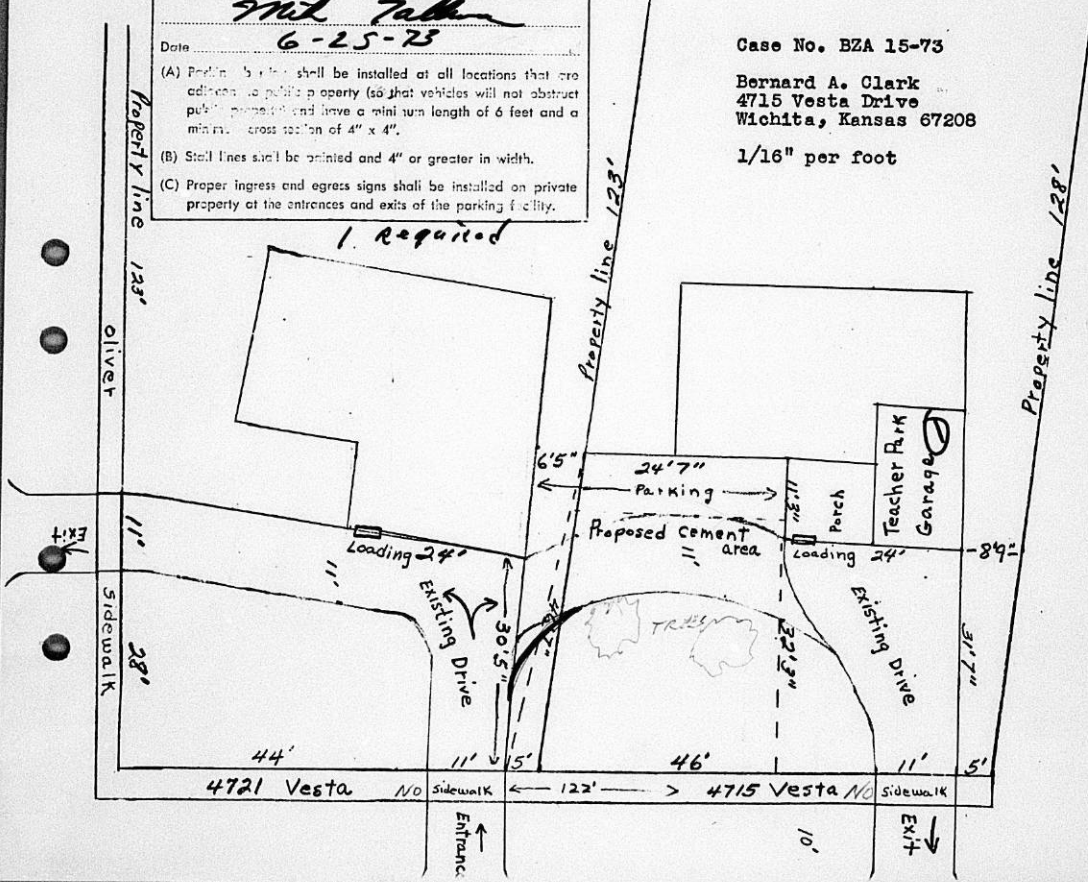
- (A) Parking stalls shall be installed at all locations that are adjacent to public property (so that vehicles will not obstruct public property) and have a minimum length of 6 feet and a minimum cross section of 4" x 4".
- (B) Stall lines shall be painted and 4" or greater in width.
- (C) Proper ingress and egress signs shall be installed on private property at the entrances and exits of the parking facility.

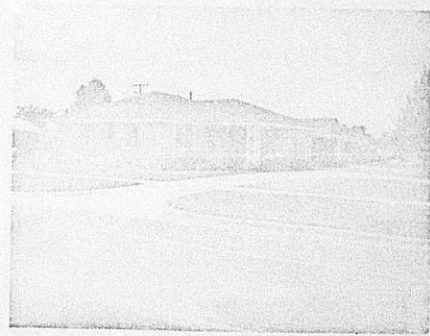
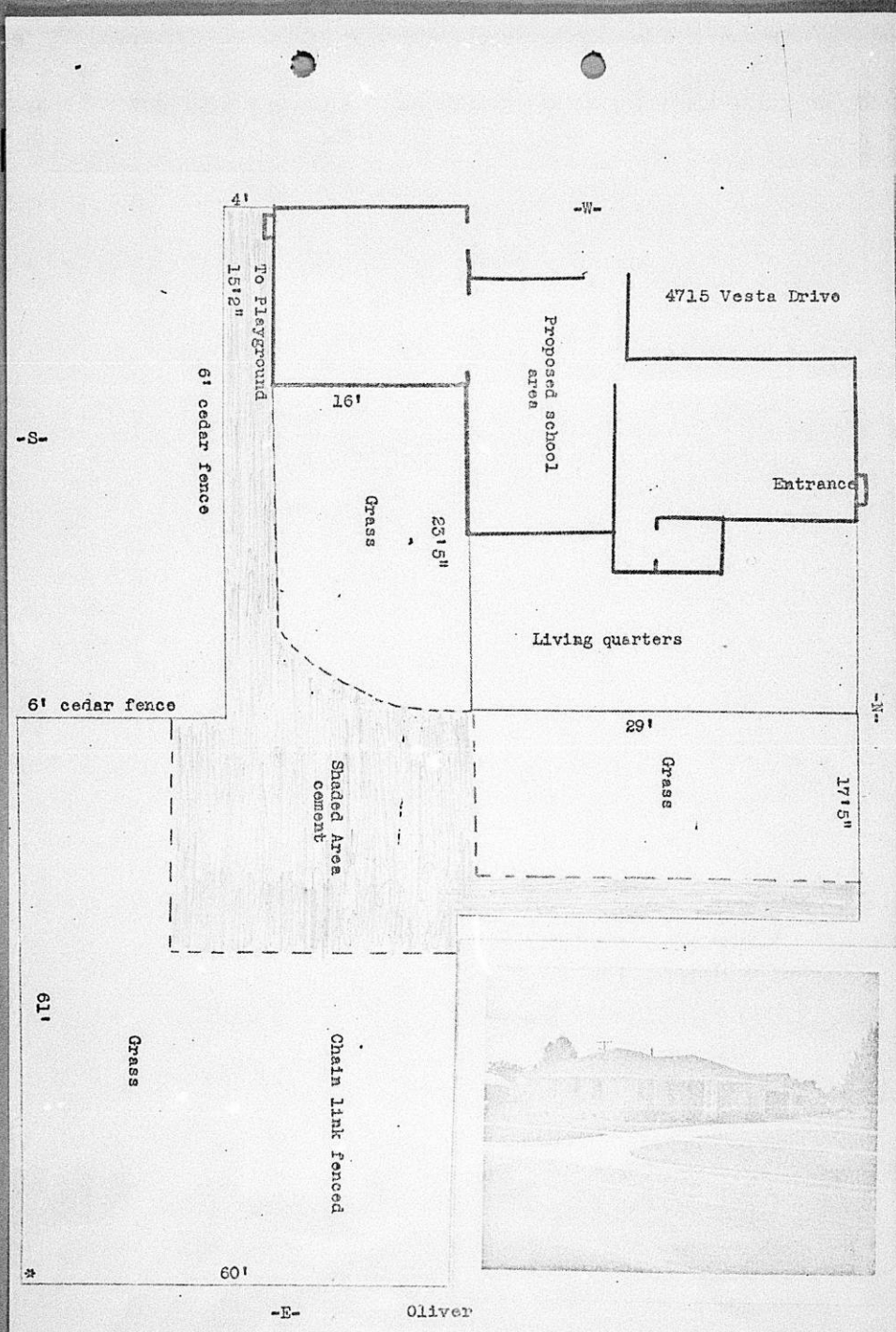
Case No. BZA 15-73

Bernard A. Clark
4715 Vesta Drive
Wichita, Kansas 67208

1/16" per foot

1 Required





*Distance of 48' from corner of playground area to house south on Oliver street.

Bernard A. Clark
 4715 Vesta Drive
 Wichita, Kansas 67208
 685-9176

4715 Vesta Drive
Wichita, Kansas 67208

June 20, 1973

Metropolitan Area Planning Commission
City Building Annex
104 S. Main St.
Wichita, Kansas 67202

Attention: Jack H. Galbraith, Chief Planner

Ref: Board of Zoning Appeals
Case No. BZA 15-73

Dear Mr. Galbraith:

Enclosed is two copies each of the playground area and letter from the Sedgwick County Health Department to be added to the file of Case No. 15-73.

I do wish to remind the Board of Zoning Appeals that this request is for expanding the already existing Child Care Center for pre-school children at 4721 Vesta Drive, which has been in satisfactory operation since September, 1964.

The children are on the premises 2½ hours per session - mornings, 8:45 to 11:15 and afternoons, 12:45 to 3:15. The playground is used approximately 15 minutes each session, weather permitting.

Meals are not served, only a mid-morning and afternoon snack is provided for learning experiences regarding manners and various foods. Our preschool program coincides with the public school system for Holidays and vacations.

Sincerely,

Bernard A. Clark
Bernard A. Clark



WICHITA - SEDGWICK COUNTY



DEPARTMENT OF COMMUNITY HEALTH
1900 E. 9TH ST.—WICHITA, KAN. 67214

June 19, 1973

Mr. and Mrs. Bernard Clark
4715 Vesta Drive
Wichita, Kansas 67208

Dear Mr. and Mrs. Clark:

A partial evaluation of the proposed child care facilities at 4715 Vesta Drive conducted on June 12, 1973, found that without finalization of the proposed remodeling, the maximum number of children, according to floor space, will be thirteen (13).

There shall be one toilet and one wash basin for each twelve (12) children receiving care. They shall be placed low to facilitate their use, or be provided with safety steps.

The swimming pool shall be completely fenced.

At the present time, the center can be recommended for only seven (7) children, as it is located in AA zone.

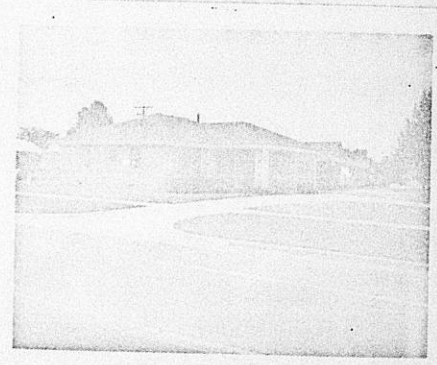
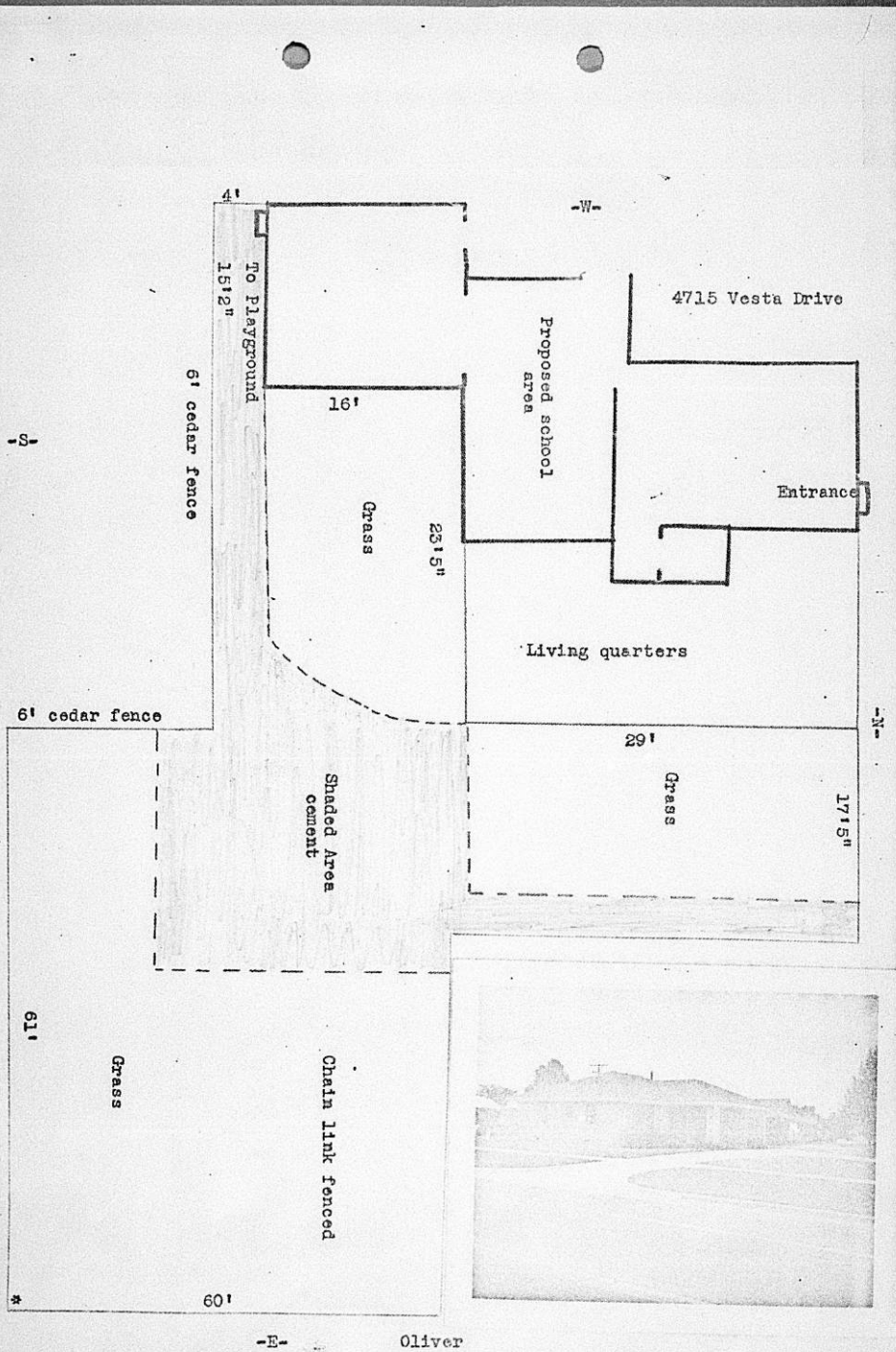
If a waiver is obtained, we will be able to recommend the number according to facilities after the remodeling is completed.

Sincerely,

Leola Lindahl, R.N., Care Home Supervisor

Allen Flenoid, Sanitarian

LL:AL:rr



*Distance of 48' from corner of playground area to house south on Oliver street.

Bernard A. Clark
 4715 Vesta Drive
 Wichita, Kansas 67208
 683-9176

June 19, 1973

Mr. Bernard A. Clark
4715 Vesta Drive
Wichita, Kansas 67208

RE: BZA 15-73 - Request for an
exception to permit the
installation or construction
of a preschool child care
center

Dear Mr. Clark:

In reviewing your off-street parking plan for 4715 Vesta Drive with the staff, the question arose as to whether the two necessary off-street parking spaces can actually be provided without extending into the required 25 foot front yard setback. We would appreciate it if you would furnish us with an accurate drawing (drawn to scale) locating both houses, including the circle drive and proposed off-street parking and loading spaces, and indicating all property lines. We need to receive this drawing prior to the BZA meeting of June 26, 1973. Based on the ordinance, we need to know how many employees you will have at 4715 Vesta Drive, and if the garage is to remain. (The garage would provide 1 off-street parking space if it is not to be converted for other purposes).

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

Sincerely,

Jack H. Galbraith
Secretary

JHG:rw

BOARD OF ZONING APPEALS
Room 402 City Building Annex
104 South Main Street
Wichita, Kansas 67202

June 5, 1973

NOTICE TO ADJOINING PROPERTY OWNERS:

Case No. BZA 15-73

An application has been filed by Bernard A. Clark, 4715 Vesta Drive, Wichita, Kansas, 67208, pursuant to Section 2.12.590.C, Code of the City of Wichita, requesting an exception to permit the installation or construction of a preschool child care center on property zoned the "AA" Single Family Dwelling District and legally described as follows:

Lot 15, Block 2, Ken Mar Addition, Wichita, Sedgwick County, Kansas. Generally located on the South side of Vesta Drive in an area West of Oliver.

This application has been assigned Case No. 15-73, and will be considered by the Board of Zoning Appeals at its meeting on Tuesday, June 26, 1973, at 1:30 p.m., in Room 401 City Building Annex, 104 South Main Street, Wichita, Kansas, at which time you may appear, if you so desire, either in person or by agent or attorney.

Jack M. Galbraith
Secretary

23 Notices to Property Owners sent 6-5-73
8 " " " " " to MAPC

4715 Vesta Drive
Wichita, Kansas 67208

May 30, 1973

Board of Zoning Appeals
402 City Building Annex
104 South Main
Wichita, Kansas 67202

RE: Z-1492 - Zone change request
Attached papers (8)

Attention: Board of Zoning Appeals

As per attached form for Application for Exception, proposed detailed plot, in duplicate, and other papers pertinent to this request, I am applying for special permission under Section 28.04.185.2(1-7) of the code of the City of Wichita, to expand the existing nursery school at 4721 Vesta Drive into the existing single family home at 4715 Vesta Drive.

Two years ago this dwelling was licensed for 9 children, but was dropped for use of 4721 only. Now, the demand for our program has been so great that we wish to use more space in 4715 to accommodate and better group children from 3 to 6 years of age with added facilities and working equipment.

This installation will comply to the revised amendment to the Zoning Ordinance of the City of Wichita pertaining to Child Care Centers and the revised Kansas State Board of Health Regulations for licensing requirements, effective January 1, 1973.

Item 2 on Instructions to Applicant for Exception has been complied with in previous application for zone change, January 17, 1973. No one appeared in opposition for the purpose stated at the MAPC hearing, February 22, 1973.

Sincerely,

Bernard A. Clark

Bernard A. Clark
Director, Clark's Preschool

BOARD OF ZONING APPEALS

CASE NO. 15-73

CITY OF WICHITA, KANSAS

FILED 5.30.73

APPLICATION FOR EXCEPTION

I. Name of Applicant Bernard A. Clark

Mailing Address 4715 Vesta Drive Phone 683-9176

Wichita, Kansas 67208

Name of Authorized Agent N/A

Mailing Address N/A Phone N/A

Relationship of applicant to property is that of owner and tenant.
(Owner, Tenant, Lessee, Other).

II. Application is made for an exception as provided in Section

Section 28.04.185 2/1 thru 7 Code of the City of Wichita, Kansas

(Zoning Ordinance); to permit the installation or construction

of Child Care Center (Preschool)

_____ on property zoned

AA, located 4715 Vesta Drive - Generally located
on the South side of Vesta Drive in an area West of Oliver.

_____ and legally described as: Lot 15, Block 2,

Ken Mar Addition, Sedgwick County, Kansas.

*OK for
Legal*

_____, in the City of Wichita.

III. The applicant herein, or his authorized agent, acknowledges:

- a. That he has received an instruction sheet concerning the filing and hearing of this matter;
- b. That he has been advised of the fee requirements established by Section 2.12.580 of the Code of the City of Wichita (Ordinance No. 24-606); and that the appropriate fee is herewith tendered;
- c. That all documents are attached hereto as noted in paragraphs 2, 3, and 4 of the instructions.
- d. That he has been advised of his right to bring action in the District Court of Sedgwick County to appeal the decision of the Board.

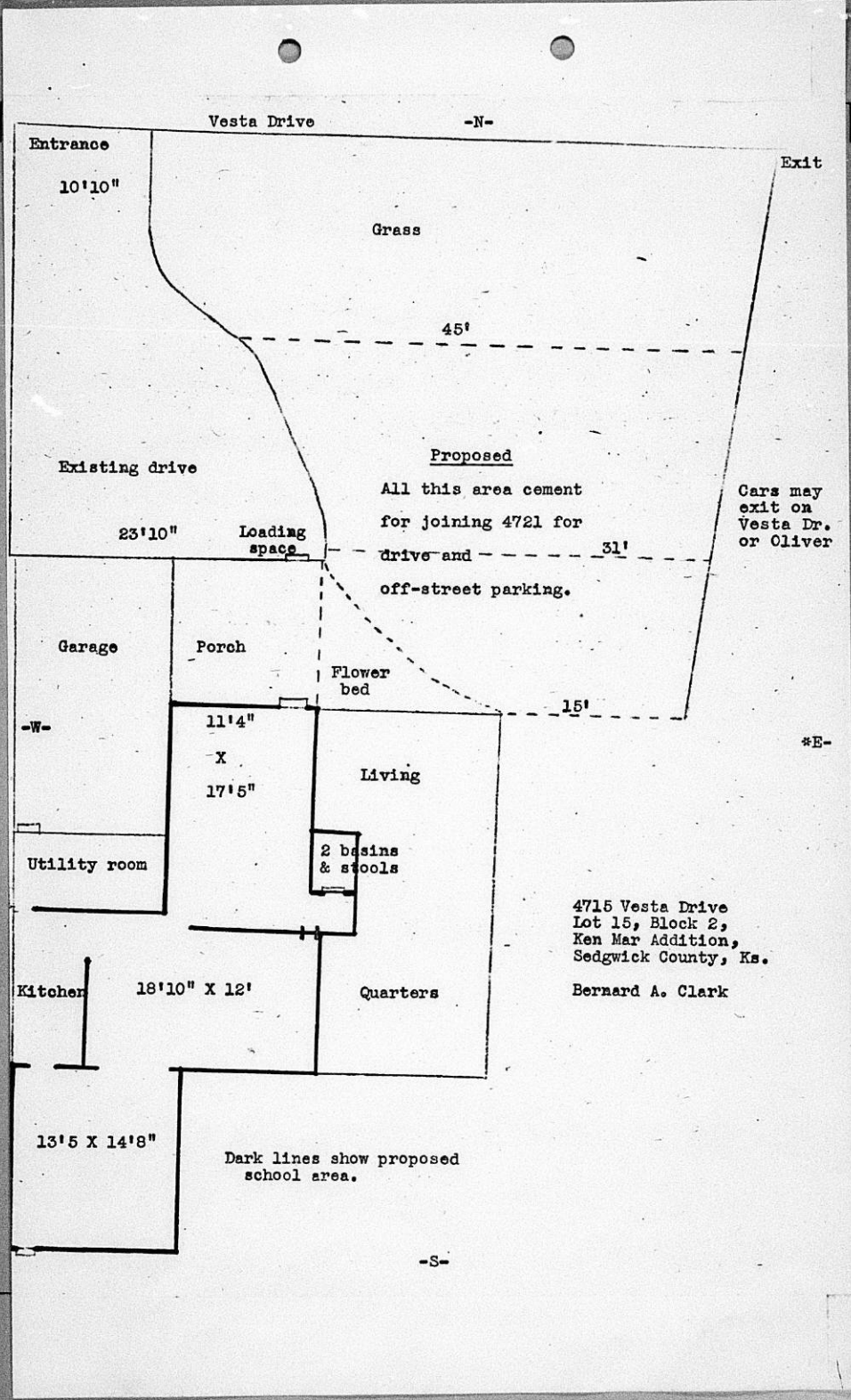
Applicant Bernard A. Clark

Authorized Agent _____

OFFICE USE ONLY: Received in office of Secretary, Board of Zoning Appeals, 1010 (a.m. - ~~p.m.~~), May 30, 19 73, together with appropriate fee of \$50.00.

T9-403

Signed James H. Galbraith



WICHITA-SEDGWICK COUNTY
METROPOLITAN AREA PLANNING COMMISSION
CITY BUILDING ANNEX, 104 South Main
Wichita, Kansas 67202

NOTICE TO ADJOINING PROPERTY OWNERS

FEB 8 1975

The Wichita-Sedgwick County Metropolitan Area Planning Commission will consider the following item in Room 401 City Building Annex, 104 South Main, Wichita, Kansas, at its meeting at 1:30 p.m. on FEB 22 1975, at which time you may appear either in person or by agent or attorney, if you so desire.

Case No. Z-1492

Zone Change from the "AA" One Family Dwelling District
to the "B" Multiple Family Dwelling District

Lot 15, Block 2, Ken Mar Addition, Sedgwick County,
Kansas. Generally located on the South side of Vesta
Drive in an area West of Oliver.

(Note: No one appeared in opposition.)

NOTE: It is the policy of the Planning Commission that any request for a deferral of the hearing of this case shall be submitted to the Secretary, Robert A. Lakin, 104 South Main, 7 days prior to the meeting. The Chairman or the Secretary may grant such a request for deferral. Persons requesting deferrals will be charged with the cost of preparing and mailing new notices.

Robert A. Lakin
Secretary

NICHITA-SEDGWICK COUNTY
METROPOLITAN AREA PLANNING DEPARTMENT

MAPC HEARING DATE: February 22, 1973

Case No. Z-1492

Request: "AA" to "B"

Location: South side of Vesta Drive
in an area west of Oliver

Reason: "The Health Department only allows the school at 4721 to be licensed for 24 children at one time. The demand for our program has been so great I ask this zone change that we might use all of 4715 to accommodate and help more children from 3 to 6 years of age with added facilities and working equipment. The outside appearance will remain the same except for extending the circle drive to eliminate traffic."

Acres: .17

Size: 60 ft. by 124 ft.

	Land Use	Zoning
Existing	Single-family	"AA"
North	Single-family	"AA"
East	Nursery school	"B"
South	Single-family	"AA"
West	Single-family	"AA"

Vesta Drive - Adequate right-of-way.

Platted: Yes
Sidewalk: None
History: None

Comments

1. On May 7, 1964, the Planning Commission approved this applicant's request for a change in zoning from "AA" to "B" (Z-0544) in order to permit a children's group day care center for more than 9 children on the property adjacent to the east of this application. The Board of City Commissioners approved this request on June 2, 1964.
2. The applicant is requesting a change of zoning from the "AA" single-family classification to the "B" multiple-family classification in order to expand the existing nursery school operation into the existing single-family home.

WICHITA — SEDGWICK COUNTY



METROPOLITAN AREA PLANNING
DEPARTMENT

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

Mr. Bernard A. Clark
4715 Vesta Drive
Wichita, Kansas 67208

March 13, 1973

RE: Z-1492 - "AA" to "B"
South side of Vesta
Drive in an area West
of Oliver

Dear Mr. Clark:

At the regular meeting of the Board of City Commissioners on March 13, 1973, the above captioned zone change request was considered. The action of the City Commission was to return the application to the Planning Commission for reconsideration as to whether or not the childrens' day care use should be considered as an exception to be approved by the Board of Zoning Appeals. Based on this direction, prior to reconsidering this case, we will prepare a proposed amendment that may authorize the Board of Zoning Appeals to consider exception requests for childrens' day care centers in any residential districts. We will advise you at such time as this proposed amendment is prepared and scheduled for the Planning Commission meeting.

Sincerely,

Jack H. Galbraith
Chief Planner

JHG.rw

KANSAS STATE DEPARTMENT OF HEALTH
TOPEKA

DIVISION OF MATERNAL AND CHILD HEALTH

April 13, 1973

M E M O R A N D U M

To: Robert Lakin, Secretary, Wichita-Sedgwick County Metropolitan
Area Planning Commission
From: (Mrs.) Shirley A. Norris, Child Care Licensing Supervisor
State Department of Health
Subject: Mr. Bernard A. Clark - CHILD CARE CENTER
4715 Vesta Drive
Wichita, Kansas 67208 - (SEDGWICK COUNTY)

The official notice relative to a zoning change to Title 23 in Wichita contains an error which we would like to call to your attention. The categorical name for a facility caring for 6 or fewer children for less than 24 hours a day is a Family Day Care Home, not a "Childrens Day Care Center" as listed in the official notice. To avoid confusion, we urge that this correction be made.

We are very pleased that the proposed amendments are being considered, and we wish to encourage their adoption. Child Care services should be neighborhood - based in order to best serve the child and his family. A recent "model code" on zoning for child care facilities includes the following statement:

For purposes of the zoning ordinance, location of child development day care facilities should be considered comparable to elementary schools, children are present for a specific period of time under the supervision of adult staff. There is a greater degree of supervision in a day care facility, and in the majority of them there are fewer children than in an elementary school. Consequently, there will be less likelihood of negative effects upon neighboring property.

Treating child development day care uses as community facilities means that day care should be permitted to locate in any zoning district as long as need has been demonstrated, licensing requirements have been met, and no physical hazard can be reasonably anticipated. Treating day care facilities in the same manner as elementary schools means that they could be established without the lengthy processing time involved in obtaining a conditional or special use permit.

The State Health Department Licensing Section strongly supports this position.

SAN:bsb

cc: Services to Children, Youth, and Their Families
Health Department

WICHITA—SEDGWICK COUNTY



METROPOLITAN AREA PLANNING
COMMISSION

AMHERST 2-0611 — AREA CODE 316
CITY BUILDING ANNEX
104 S. MAIN ST.
WICHITA, KANSAS 67202

April 30, 1973

Mr. Bernard A. Clark
4715 Vesta Drive
Wichita, Kansas 67208

Re: DR 73-8 - Amendment to the
Zoning Ordinance Re: Childrens
Day Care Centers

Dear Mr. Clark:

At its regular meeting on April 26, 1973, the Metropolitan Area Planning Commission considered the above-captioned proposed amendment to the Zoning Ordinance relative to Child Care Centers. The action of the Commission was to recommend the approval of the amendment as advertised, except that "Child Day Care Center" was changed to "Family Day Care Home."

This amendment will be forwarded to the Board of City Commissioners for consideration at the regular meeting on May 15, 1973, the meeting to start at 9:00 a.m. in Room 201 City Building, 204 South Main.

If you have any questions, please call.

Sincerely,

Jack H. Galbraith
Chief Planner

JHG:ber

cc: Mrs. Dorothy Hodson, 134 South Rutan 67208
Mrs. Margaret McLaughan, Department of Social Welfare,
Sedgwick County Courthouse, 525 North Main 67203
Keith Schrag, Minister, Lorraine Avenue Mennonite Church,
655 South Lorraine 67211
Mrs. Melva Smith, Community Planning Council,
420 Insurance Building 67202
Herbert B. Cockerill, 856 South Green 67214
Norma Tolson, Head Start Coordinator, 352 North Broadway 67202

WICHITA—SEDCWICK COUNTY



METROPOLITAN AREA PLANNING
DEPARTMENT

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

Mr. Bernard A. Clark
4715 Vesta Drive
Wichita, Kansas 67208

May 18, 1973

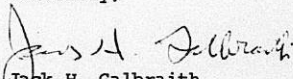
RE: Z-1492 - Zone change request
from "AA" to "B" - On the
South side of Vesta Drive in
an area West of Oliver

Dear Mr. Clark:

As a result of the Board of City Commissioners approving the amendment to the zoning ordinance pertaining to Children's Day Care Centers, this is to advise you that I have requested that your filing fee be returned to you as directed by the Planning Commission. This request is made to the Treasurer's Office and it will be at least one week before you receive a check.

At such time as you are desirous of submitting an exception request for the Board of Zoning Appeals to consider, please advise. An application is enclosed and if we can be of assistance, please call.

Sincerely,


Jack H. Galbraith
Chief Planner

JHG:rw
enclosure

STATEMENT OF OWNERSHIP

STATE OF KANSAS)
) SS
 SEDGWICK COUNTY)

The undersigned duly bonded and qualified abstractor within and for the County and State aforesaid, does hereby certify:

That we have examined the records in the office of the Register of Deeds of Sedgwick County, Kansas, with reference to the ownership of the following property in Sedgwick County, Kansas, viz:

see for legal

Adjoining Property 200 feet each direction of Lot 15, Block 2, Ken Mar Addition, Sedgwick County, Kansas.]


*Fidelity,
 Title
 Company,
 Inc.*

And from such examination find that the owners thereof are as set opposite the description of the property below, viz: (Addresses as given are furnished as a service and not certified.)

LOT	BLOCK	ADDITION	OWNER & ADDRESS
15	2	Ken Mar Addition	✓ Bernard A. & Geraldine Clark ✓ 4715 Vesta Drive Wichita, Kansas 67208
20,21,22,23,24,25	Block 1	Railroad Right-of-Way Adjacent	✓ Saint Louis & San Francisco Railroad ✓ 701 East Douglas Wichita, Kansas 67202
19	1	Ken Mar Addition	✓ A. E. & Camilla Logan ✓ 4626 Vesta Drive Wichita, Kansas 67208
20	1	Ken Mar Addition	✓ Aubrey J. Bradley, Jr. & Audrey P. Bradley ✓ 1802 Kevin Road Wichita, Kansas 67208
21	1	Ken Mar Addition	✓ Jack S. & Marye S. Botkin ✓ 4702 Vesta Drive Wichita, Kansas 67208




LOT	BLOCK	ADDITION	OWNER & ADDRESS
22	1	Ken Mar	✓ Lester C. & Nelda E. Augustin ✓ 246 North Clifton Wichita, Kansas 67208
23	1	Ken Mar	✓ Smith & Grove Realty, Inc. ✓ 838 South Edgemoor Wichita, Kansas 67218
24	1	Ken Mar	✓ Kenneth Charles & Winifred M. Kimmel ✓ 3909 East Murdock Wichita, Kansas 67208
25	1	Ken Mar	✓ Mary Thiessen ✓ 4726 Vesta Drive Wichita, Kansas 67208
		North 30' Lot 9 & South 45' Lot 10 2 Ken Mar	✓ Kathleen Jess Cox ✓ 1701 North Oliver Wichita, Kansas 67208
		North 15' of Lot 10 & Lot 11 2 Ken Mar	✓ David L. & Judith R. Dewhirst ✓ 1707 West Oliver Wichita, Kansas 67208
		Lot 12 & South 15' of Lot 13 2 Ken Mar	✓ Lawrence E. & Bonnie L. Ree ✓ 1715 North Oliver Wichita, Kansas 67208
		Lot 13 exc. South 15' 2 Ken Mar	✓ W. Nolan & H. Irene Scimeca Artz ✓ 155 Rutland Road Wichita, Kansas 67206
14 & 15	2	Ken Mar	✓ Bernard A. & Geraldine Clark ✓ 4715 Vesta Drive Wichita, Kansas 67208
16	2	Ken Mar	✓ Gilbert C. & Frances E. Clark ✓ 156 North Crestway Wichita, Kansas 67208
17	2	Ken Mar	✓ Mary Virginia Dimick ✓ 4701 Vesta Drive Wichita, Kansas 67208


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Company
Inc.



LOT	BLOCK	ADDITION	OWNER & ADDRESS
18	2	Ken Mar ✓	Henry & Faye M. Phillips 4639 Vesta Court Wichita, Kansas 67208
19	2	Ken Mar ✓	Roy A. Peacock 4633 Vesta Court Wichita, Kansas 67208
20	2	Ken Mar ✓	George Russel & Lucile Miller address unknown
21	2	Ken Mar ✓	Tommy Lee & Addie A. Gray 4621 Vesta Court Wichita, Kansas 67208
22	2	Ken Mar ✓	Martin W. & Pauline M. Oliver 4615 Vesta Drive Wichita, Kansas 67208
Part of Lot 51,52,53,54,55		24 University Heights	Joseph P. Maltese and Angelina Marino address unknown
13 & 14 & South 10' of Lot 15		23 University Heights	Melvin L. & Ann M. Lucas 541 West Sunrise Street Wichita, Kansas 67216
15 exc. South 10' & all Lot 16 & Lot 17, exc. North 5'		23 University Heights	Walter D. & Irene G. Webb 1708 North Oliver Wichita, Kansas 67208
North 5' Lot 17, all Lot 18,19 & South 5' of Lot 20		23 University Heights	William B. & Jacques Sue Bolin address unknown
20 exc. South 5', all Lot 21 & Lot 22, exc. North 10'		23 University Heights	Donald L. & Terry Ann Burton 1720 North Oliver Wichita, Kansas 67208
North 10' Lot 22, 23 & 24		23 University Heights	Leo A. & Suzanne M. Goseland 156 South Pinecrest Wichita, Kansas 67218


 Title
 Guaranty
 Co.
 Inc.



not available

LOT	BLOCK	ADDITION	OWNER & ADDRESS
46,47 & North 10' of Lot 45	16	University Heights	✓ Charles V. & Ruby H. Burkett 114 North Pinecrest Wichita, Kansas 67208



Fidelity
Title
Company, Inc.

This statement made for the benefit of Bernard Clark.

Dated at Wichita, Kansas, this 11th day of January, 1973, at 7:00 o'clock A.M.

FIDELITY TITLE COMPANY, INC.
By *C. E. Bud Kuder* am
V.P.

Tracer No. 16839



FORM 223-021

PAYMENT NOTICE

City of Wichita

PAY AT TREASURER'S OFFICE - FIRST FLOOR

Bldg & Elev.	Elec.	Elev. Insp.	Exam. Fees
Hse. Mvr.	Hse. Moving	Licse.	Mech.
Oil Well	Pav. Cuts	Plan.	Plbg. Cert.
Sanitation	Sewer	Signs	Sidewalk
Street	Trailer		

DESCRIPTION

AMOUNT

Name

Address

Type

Due Date

Comments:

Date

By