

6037

Map No. P-10-C
Sec. 8
Twp. 29S
Range 2E

DATA SHEET
(ZONING & CONDITIONAL USE)

Z-
SCZ-
CU- 177
Filed 5-19-75

APPLICATION DATA:

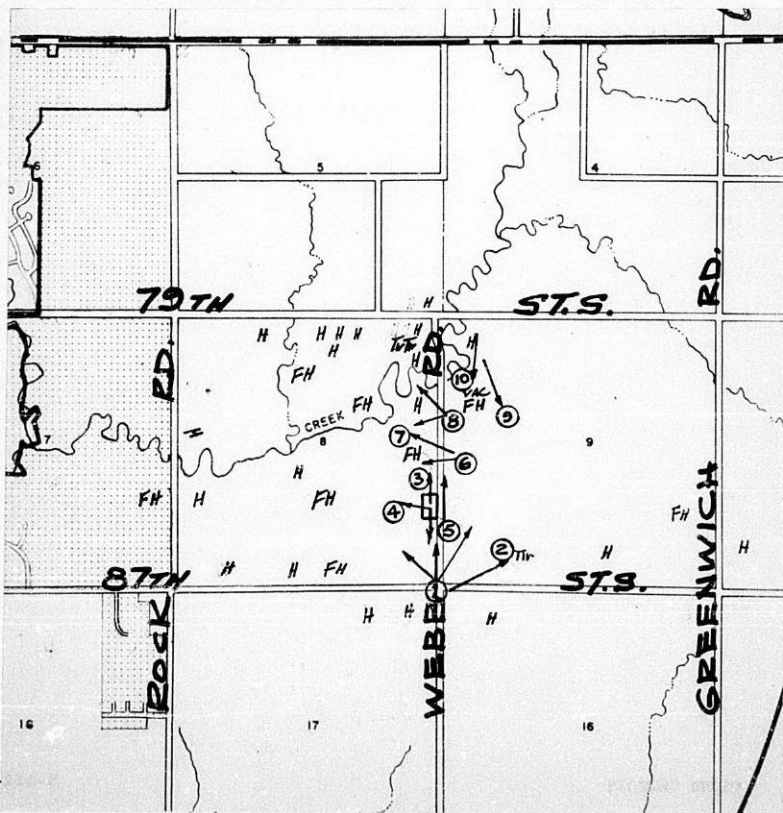
- Permit for radio tower and transmitter building
- Applicant: Raymond F. Holt
Address RFD 1, Derby, Ks., 67037 Phone 788-1420
 - Agent: F. P. Egan, Jr.
Address 217 E. Madison, Derby, Ks. Phone 788-2148
 - General Location: West side of Webb Road, 1/4 mile north of 87th St. South
Address _____
 - Proposed Use: _____

AREA DATA:

- Acres: 3.24 (340 ft. by 416 ft.)
- Adjoining Zoning: E R S R W R N R
- Land Use: East UNDEVELOPED South UNDEVELOPED
West AGRICULTURE North SINGLE FAN
- Sketch Plan Land Use is for: _____
- Present Land Use is for: UNDEVELOPED
- Area (~~is~~ is not) platted.

PHOTO DATA:

Taken by FE Date 8-25-75 Time 4:30



FLEESON, GOOING, COULSON & KITCH
LAWYERS

SIXTEENTH FLOOR - 125 NORTH MARKET

POST OFFICE BOX 897

WICHITA, KANSAS 67201

(316) 267-7361

HOWARD T. FLEESON
1899-1987

HOMER J. GOOING
RETIRED

November 21, 1975

WAYNE COULSON
PAUL B. KITCH
DALE H. STUCKY
DONALD R. HEWARIK
DERRIT H. WORMHOUT
ROBERT T. CORNWELL
WILLARD B. THOMPSON
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JOHN E. MATSON
THOMAS G. KITCH
J. ERIC ENGBROM
MICHAEL JENNINGS
LARRY W. WALL
JOHN R. MORSE
REX G. BEASLEY

Mr. Jack H. Galbraith
Metropolitan Area Planning Department
10th Floor, City Building
455 North Main Street
Wichita, Kansas 67202

Re: CU-177-Request for Conditional
Use for Radio Transmitting
Facility.

Dear Jack:

On behalf of Tri-City Broadcasting Company, Inc., we
have been requested to advise you that the above Request is
withdrawn.

Very truly,

FLEESON, GOOING, COULSON & KITCH

By 

RTC:cf



Vote 5-3

Planning Commission Votes Down Radio Tower

By VICKIE KING

A full house was on hand last night for the regular Derby Planning Commission meeting and for the hearings that preceded the meeting.

The hearing on the proposed radio tower to be located near Hamilton Field brought forth a two and a half hour debate which erupted several times into a near argument.

Planning Commission Chairman Oakie Payne kept a tight rein on the controversy, pounding the gavel regularly ask-

ing those wishing to speak, address the commission and not let the meeting detonate into an argument.

A total of approximately 25 area pilots were on hand and many voiced concern the tower would present a hazard to those using the field. Air space is limited due to the heavy air traffic from McConnell Air Force Base and Cessna Field. Small planes must remain under 500 feet and the proposed tower is 285 feet with supporting guywires, they said.

Robert Cornwall, attorney for Tri-City Broadcasting Company, brought forth a burst of laughter when he said someone had told him that flying under the high line at the end of Hamilton Field was the most interesting part of flying at the local field. He stated the FAA and FCC and the landowner Ray Holt were all hopeful the radio station could be set up to serve the community.

Herb Dodd, attorney for Hamilton Field, said the people were not opposed to the station but to the location. Approximately 45 planes are based at the field and have many training flights, he said.

It was pointed out most cities the size of Derby have a municipal field and if Hamilton was ever to expand the tower could prove a hindrance.

Most pilots expressed a deep concern for having to watch for planes and also watch for a tower. One time coming in contact with the tower would be all, they emphasized. It was also pointed out Mulvane is

considering an airport near 93rd Street. The added housing in the area along Rock Road also was sited as a reason the planes should keep to their regular flight pattern.

A final vote was taken on a motion made by Oliver Stafford to deny the request because of a conflict of existing land use. Al Dextras, Payne and Richard Schaffer voted to approve the tower while Tate Butler, Bill Smith, Larry Sims, Carl McLane and Stafford voted to deny the application. Art Woodman was absent.

The commission voted to approve the application for three special permits for gas utility substations.

Shaffer reported he and Al Dextras had made a study of the area between Madison and Pittman just off Buckner. Half of the area is industrial and half zoned commercial. They will check more on the possibility of rezoning the entire area. Many people have become interested in the area, they said, and it would be better to rezone all at one time rather than one section at a time.

CV-177