

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO
BOARD OF COUNTY COMMISSIONERS

REQUEST FOR ZONING

CASE NO. SCZ-0393

CONSIDERED BY MAPC: 3-2-78

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

REASON FOR REQUEST (AS PROVIDED BY APPLICANT):

"To conform with the existing zoning on the west side of this property and to conform with the proposed zoning on the north."

GENERAL LOCATION: East side of West Street in an area approximately 3/8 mile south of MacArthur Road.

LEGAL DESCRIPTION:

The north 200 feet of the west 660 feet of the south half of the south half of the northwest quarter of Section 13, Township 23 South, Range 1 West.

APPLICANT: D. J. Kolar, 4340 S. West St., 67217

COUNSEL FOR APPLICANT: Don Moehring, Engineer, 433 S. Hydraulic, 67211

PROTESTORS (LIST COUNSEL) IF ANY: Forrest Brooks, 3527 W. MacArthur.

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

LAND USE: Existing, North, East, South and West, undeveloped.

PLANNING COMMISSION RECOMMENDATION:

That this application be denied. May moved, Cole seconded and it carried with a vote of 5 in favor (May, Cole, Barrier, Greider and Taylor) and 4 opposed (Hennessy, Hartstein, Savina and Bayouth). Bell was absent.

NOTE: A recommendation of denial by the Planning Commission requires a unanimous vote of the County Commission in order to approve the application.

NOTE: The percentage of the protest petitions received on this application will be pointed out at the time the case is considered by the County Commission.

ACTION: 1. Approve the recommendation of the Metropolitan Area Planning Commission and deny the application; or
2. Take such action as the County Commission deems appropriate.

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-0393

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


The north 200 feet of the west 660 feet of the south half of the south half of the northwest quarter of Section 13, Township 28 South, Range 1 West. Generally located on the east side of West Street, 3/3 mile south of MacArthur Road.

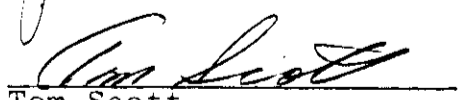
SECTION II. That upon the taking effect of this Resolution, the above zoning change shall be entered and shown on the particular sectional zoning map contained in the Official zoning atlas on file in the Office of the County Zoning Administrator and in the Office of the Wichita-Sedgwick County Metropolitan 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 29th day of March, 1978.


Everett Patrick, Chairman


John Hale, Commissioner


Tom Scott, Commissioner

ATTEST:

Dorothy K. White
Dorothy K. White, County Clerk
Judy Smith, Deputy County Clerk
(SEAL)

APPROVED AS TO FORM:

for James W. Patterson, Assistant
Theodore H. Hill, County Counselor