

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION
TO BOARD OF COUNTY COMMISSIONERS

REQUEST FOR ZONING AND CONDITIONAL USE PERMIT

SCZ-0642 - REQUEST FOR ZONE CHANGE FROM "R-1" SUBURBAN RESIDENTIAL DISTRICT TO THE "AA" ONE-FAMILY DWELLING DISTRICT

CU-353 - REQUEST FOR A CONDITIONAL USE PERMIT TO ALLOW FOR THE CONSTRUCTION OF MULTIPLE-FAMILY DWELLINGS, LOCATED AT THE SOUTHWEST CORNER OF CENTRAL AND 159TH STREET EAST.

The MAPC recommends that the zone change request be approved. Goebel moved, Frye seconded and it carried unanimously.

The MAPC recommends that the conditional use permit be approved. Sherman moved, Miner seconded and it carried unanimously.
(see minutes for full motions)

- ACTION:
1. Adopt the findings of fact of the Metropolitan Area Planning Commission and approve the zone change; adopt a resolution establishing the zone change; and

Adopt the findings of fact of the Metropolitan Area Planning Commission and approve the conditional use permit subject to the recommended conditions; adopt a resolution authorizing the conditional use permit; or
 2. Adopt findings and deny the application; or
 3. Override Planning Commission's recommendation by 2/3 majority vote of the membership of the governing body.

DATA AND MINUTES

MAPC Hearing Date: 11/05/92 Approve
MAPC Hearing Date: 12/17/92 Approve BCoC Hearing Date: 01/13/93

COMMISSION DISTRICT #1

ADJACENT ZONING AND LAND USE:

NORTH	"R-1"	Single-family development
SOUTH	"R-1"	Undeveloped

EAST	"B-1"; "R-1"*	Office building; single-family residences
WEST	"R-1"	Single-family residences
NORTHEAST	"B-1"*	Terradyne Office Park

Applicant: Greg Downing, 1124 Terradyne, 67202

Protestors: Kerri Oswald, #1 Sagebrush, 67230; Greg Olson, 15930 Plymouth Road, 67230; Mike Nash, 22 N. Sagebrush, 67230; Bob Kaplan, 200 N. 159th St. E., 67230; Doug Phillips, 501 Lancaster Drive, 67230; Jim Fleagle, 5 Sandpiper, 67230; David Cox, 120 N. 159th St., 67230.

Published in The Daily Reporter on November 22, 1995

RESOLUTION NO. 247-1995

A RESOLUTION AUTHORIZING A ZONE CHANGE TO 'AA' SINGLE FAMILY IN THE 'R-1' SUBURBAN RESIDENTIAL LANDS LOCATED WITHIN THE UNINCORPORATED AREA OF SEDGWICK COUNTY, KANSAS, UNDER THE AUTHORITY GRANTED IN SECTION 13.F OF THE ZONING REGULATIONS ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, DECEMBER 12, 1984, AND SUBSEQUENTLY AMENDED.

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 13.f of the Zoning Regulations, a special use permit to allow a zone change to 'AA' Single Family on property zoned the 'R-1' Suburban Residential District is hereby approved on lands legally described as follows:

Case No. SCZ-0642

Request to allow a zone change to 'AA' Single Family on property zoned the 'R-1' Suburban Residential District, generally located west of 159th Street East on the south side of Central.

Described as: All of the Belle Terre 2nd Addition, and all of the Belle Terre 3rd Addition to Sedgwick County, Kansas.

SECTION II. That upon the taking effect of this Resolution, the notation of such special use permit shall be entered 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.

FILE COPY

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

Commissioners present and voting were:

PAUL W. HANCOCK	<u>Aug</u>
THOMAS G. WINTERS	<u>Aug</u>
MELODY C. MILLER	<u>Aug</u>
MARK F. SCHROEDER	<u>Aug</u>
BETSY GWIN	<u>- ABSENT -</u>

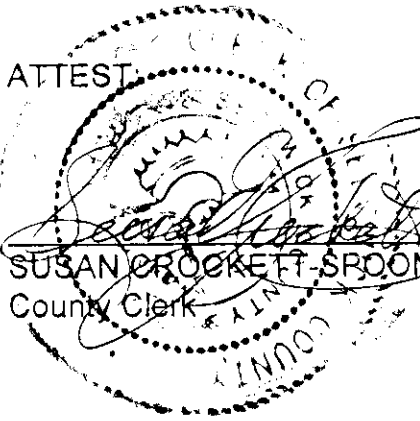
DATED this 8th day of November, 1995.

BOARD OF COUNTY COMMISSIONERS OF
SEDGWICK COUNTY, KANSAS

Mark F. Schroeder
MARK F. SCHROEDER, Chairman

Thomas G. Winters
THOMAS G. WINTERS, Chairman Pro Tem

ATTEST



Susan Crockett-Sproun
SUSAN CROCKETT-SPROON
County Clerk

- ABSENT -
BETSY GWIN, Commissioner

APPROVED AS TO FORM ONLY:

Paul W. Hancock
PAUL W. HANCOCK, Commissioner

Lillian Kellom
County Counselor/Assistant

Melody C. Miller
MELODY C. MILLER, Commissioner