

- L. On the final plat, dimensions from lot corners shall be provided in Block 1 to better locate the diagonal, COOP Refinery Easement crossing this site.
- M. The final plat shall indicate the utility easements requested by K.G. & E. which are indicated on the enclosed "marked" copy of the plat.
- N. The applicant shall submit an avigational easement covering all of subject plat and a restrictive covenant assuring that adequate construction methods will be used to minimize the effects of noise pollution in the habitable structures constructed on subject property.
- O. The applicant shall install or guarantee the installation of all utilities and facilities which are applicable and described in Article 8 of the MAPC Subdivision Regulations.
- P. The applicant's engineer is advised that the Register of Deeds is requiring the name(s) of the notary public, who acknowledges the signatures on this plat, to be printed beneath the notary's signature.
- Q. To receive mail delivery without delay, and to avoid unnecessary expense, the applicant is advised of the necessity to meet with the U.S. Postal Service Growth Management Coordinator (phone 316-946-4527) prior to development of the plat so that the type of delivery, and the tentative mailbox locations can be determined.
- R. Perimeter closure computations shall be submitted with the final plat tracing. Section 5-101(c).
- S. Recording of the plat within 30 days after approval by the City Council.

**WICHITA-SEDGWICK COUNTY
METROPOLITAN AREA PLANNING COMMISSION**

AGENDA ITEM NO. 2-4

March 14, 1991

STAFF REPORT
(Final Plat Approved 3/7/91,
Preliminary Plat Approved 1/24/91)

CASE NUMBER: S/D 91-2 - TALLGRASS EAST 5TH ADDITION

OWNER/APPLICANT: Ritchie Associates, 8100 E. 22nd St. No. Blvd.
1000, Wichita, KS 67226

SURVEYOR/ENGINEER: Bill G. Yung Design, 4912 E. 29th St. N.,
Suite 1, Wichita, KS 67220/Professional
Engineering Consultants, 303 South Topeka,
Wichita, KS 67202

LOCATION: North of 21st Street North on the east side of
Webb Road.

SITE SIZE: 17.5 Acres

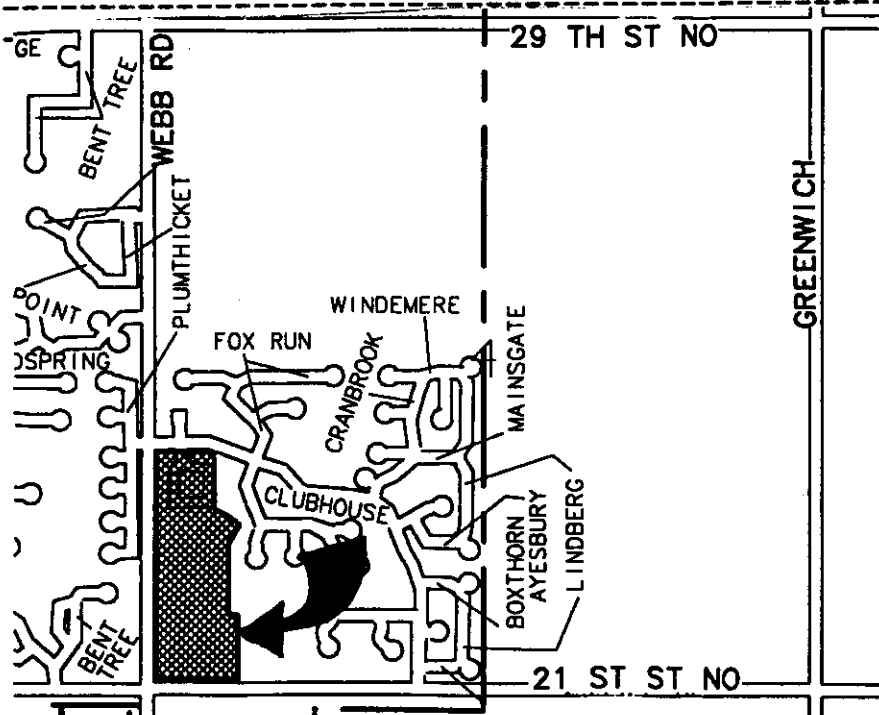
NUMBER OF LOTS

Residential:	47
Office:	
Commercial:	
Industrial:	
Total:	47

MINIMUM LOT AREA: 6,000 sq. ft.

CURRENT ZONING: "AA" Single Family Dwelling

VICINITY MAP:



STAFF COMMENTS:

- A. The applicant shall resubmit petitions for the extension of sanitary sewer, water, drainage, and paving improvements. The paving guarantee shall provide for a 29 foot paving standard for Clubhouse Ct. within Block 2 and for the improvements required for the emergency access entrance. If projects are to be abandoned as a result of this replat, the applicant shall pay off any charges against the abandoned projects. If allowed by City Engineering, the applicant may submit new square footage figures for the replat and/or file new documents for the redistribution of existing assessments.
- B. The applicant shall submit a petition for a decel lane on Webb Road to serve this site. This petition will be held until improvements are made to Webb Road.
- C. If improvements are guaranteed by petition, a notarized certificate listing the petitions shall be submitted to the Planning Department for recording.
- D. As a dead end, cul-de-sac street, Vinegate Circle exceeds both the criteria on length and number of lots to qualify as a 58 foot wide street. Dead-end streets should not exceed 600 feet in length, nor serve more than 24-lots. Among the problems typically associated with long, dead end streets are; potential restrictions for emergency vehicles to access the area, properties at the entrance to the street are exposed to high levels of traffic and the associated safety problems and travel in general requires more excessive distances. Vinegate Circle is nearly 1500 feet long and is the only means of access for 38-lots.

Although Vinegate Circle exceeds the standards for a cul-de-sac street especially with a 58-foot right-of-way, the Planning Commission has recommended waiver of these standards on the preliminary plat so as to allow the platting of this street as requested.

- E. Since this plat proposes the platting of narrow street right-of-way with adjacent "15 foot street, drainage and utility easements," a restrictive covenant shall be submitted which contains restrictions for lot-owner use of these easements.

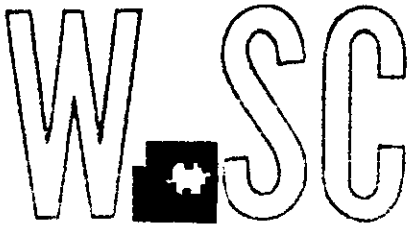
Retaining walls and change of grade shall be prohibited within these easements as well as fences, earth berms and mass plantings. Any plantings within the easement shall be reviewed by the City Forestry Division prior to installation.

- F. The applicant shall submit a covenant which provides for four (4) off-street parking spaces per dwelling unit on each lot which abuts a 58 foot or 32 foot street. The covenant shall inventory the affected lots by lot and block number and shall state that the covenant runs with the land and is binding on future owners and assigns.
- G. Provisions shall be made for ownership and maintenance of the proposed reserves. The applicant shall either form a lot owners' association prior to recording the plat or shall submit a covenant stating when the association will be formed, when the reserves will be deeded to the association and who is to own and maintain the reserves prior to the association taking over those responsibilities. This covenant shall also indicate that the homeowner's association will maintain the landscape or parking area along this plat, adjacent to the paved surface of Webb Road.
- H. For those reserves being platted for drainage purposes, the required covenant which provides for ownership and maintenance of the reserves shall grant, to the City, the authority to maintain the drainage reserves in the event the owner(s) fail to do so. The covenant shall provide for the cost of such maintenance to be charged back to the owner(s) by a method similar to special assessments.

Also, this covenant shall specify that the homeowner's association, to be created to own and maintain the reserves being platted, will also be responsible for maintenance of an all weather roadway surface within the emergency access easement and any other associated improvements. The text of the covenant shall also grant to the governing body the right to maintain the emergency access easement's roadway and associated improvements in the event the homeowner's association fails to do so. The covenant shall specify that the cost of such maintenance will be charged back to the homeowner's association by a method similar to special assessments.

- I. On the final plat tracing, the Water District and Wall Easements along the west line of the plat shall be more clearly labeled at the southwest corner of the plat (lot 15 of Block 1.)
- J. Prior to releasing this plat for recording the applicant shall provide proof that all due property taxes have been paid.
- K. The applicant shall provide proof, by letter from COOP Refinery or by copy of the pipeline easement agreements, that the pipeline easement as shown is sufficient and that utilities may be located adjacent to and within the easement. Any relocation, lowering or encasement of the pipeline, required by this development, will not be at the expense of the City. This agreement or letter shall also indicate that the dedication of street right-of-way over the pipeline easement is acceptable.

WICHITA — SEDGWICK COUNTY



METROPOLITAN AREA PLANNING
DEPARTMENT

CITY HALL — TENTH FLOOR
455 NORTH MAIN STREET
WICHITA, KANSAS 67202-1688
(316) 268-4561

March 15, 1991

Gary Wiley
Professional Engineering Consultants
303 South Topeka
Wichita, KS 67202

Re: S/D 91-2 (Final Plat) Tallgrass East 5th Addition

Dear Gary:

At the regular meeting of the Metropolitan Area Planning Commission on March 14, 1991, the above captioned plat was considered. The action of the Planning Commission was to recommend that the plat be approved as recommended by the Subdivision Committee subject to the conditions stated in our letter of March 8, 1991.

In addition to complying with those conditions, it is necessary that you meet the following requirements before this plat can be forwarded to the City Council for consideration:

1. Submission of the fully completed and signed tracing of the subdivision to the Metropolitan Area Planning Department.
2. Submission of a check, made out to the Register of Deeds, covering the costs of any documents to be recorded as a requirement of platting.

Please call if you have any questions.

Sincerely,

Kandace A. Jones

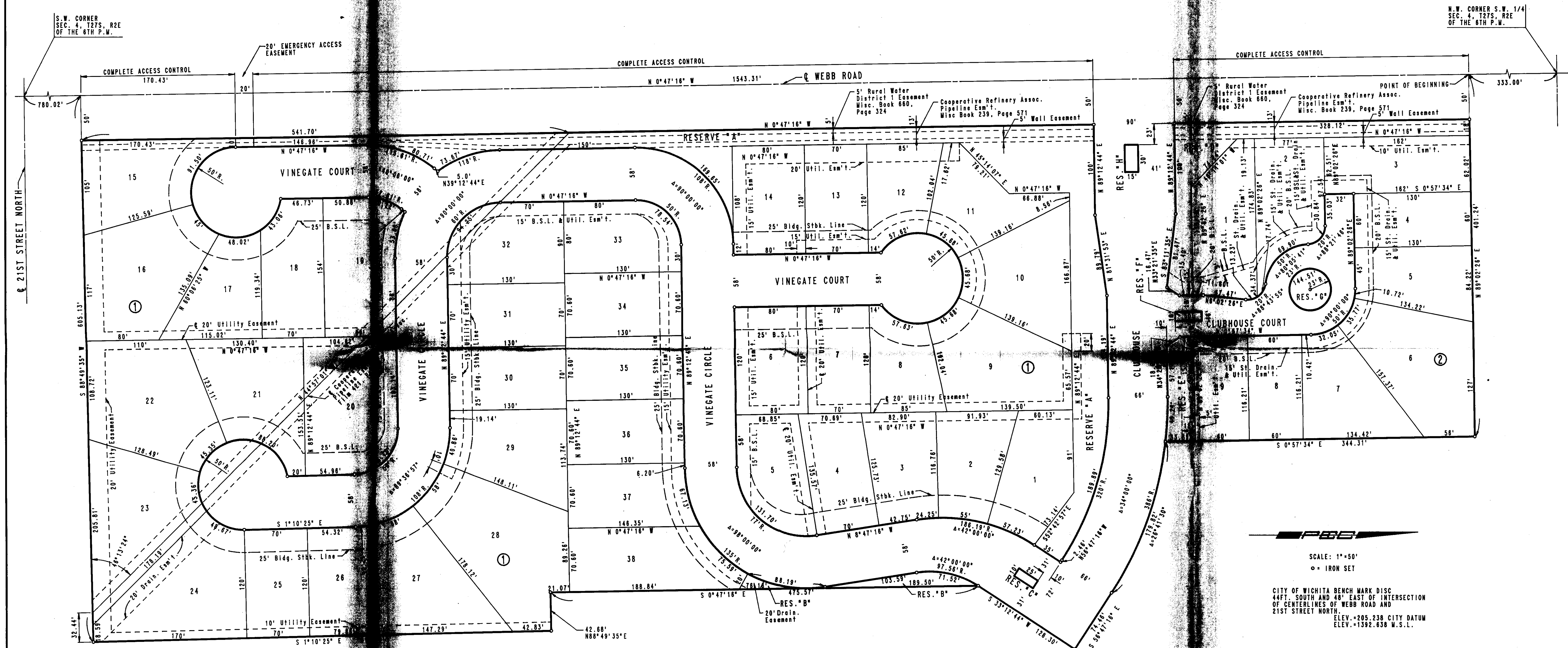
Kandace A. Jones
Associate Planner

KJ:sm

cc: Bill G. Yung Design, 4912 E. 29th St. N., Suite 1, Wichita,
KS 67220
Ritchie Associates, 8100 E. 22nd St. N. Blvd. 1000, Wichita,
KS 67226
Mike Lindebak, City Engineer

FILE COPY

*TALLGRASS EAST 5TH ADDITION
TO WICHITA, SEDGWICK COUNTY, KANSAS*



TALLGRASS EAST 5TH ADDITION
TO WICHITA, SEDGWICK COUNTY, KANSAS

OFFICE COPY
DO NOT REMOVE

FINAL PLAT

THIS PLAT APPROVED BY THE SUBDIVISION
COMMITTEE ON March 7, 1991 SUBJECT
TO THE CONDITIONS OF APPROVAL OUTLIN-
ED IN OUR LETTER DATED 9/8, 1991

STATE OF KANSAS)
COUNTY OF SEDGWICK)

I, CHARLES S. BROWN, A REGISTERED LAND SURVEYOR IN AFORESAID STATE
AND COUNTY, DO HEREBY CERTIFY THAT ON THIS _____ DAY OF _____, 1991,
I HAVE BEEN IN RESPONSIBLE CHARGE OF SURVEYING
AND PLATTING OF TALLGRASS EAST 5TH ADDITION TO WICHITA, SEDGWICK
COUNTY, KANSAS, INTO LOTS, BLOCKS, STREETS, AND RESERVES, BEING A
TRACT OF LAND PARTLY IN TALLGRASS EAST TO WICHITA, SEDGWICK COUNTY,
KANSAS IN THE SW 1/4 OF SECTION 4, TOWNSHIP 27 SOUTH, RANGE 2 EAST
OF THE 6TH P.M. DESCRIBED AS FOLLOWS:

BEGINNING AT A POINT IN THE WEST LINE AND 333.00 FEET SOUTH OF THE
NW CORNER OF THE SW 1/4 OF SAID SECTION 4; THENCE BEARING N 89°02'26" E
PARALLEL WITH THE NORTH LINE OF SAID SW 1/4 AND ALONG THE
SOUTH LINE OF LOTS 20, 19 & 18, BLOCK 1 IN SAID TALLGRASS EAST, A
DISTANCE OF 401.24' FEET TO THE S.E. CORNER OF SAID LOT 18; THENCE
BEARING S 0°57'34" E ALONG THE WEST LINE OF RESERVE "B" IN SAID
BLOCK 1 A DISTANCE OF 344.31' FEET TO A POINT IN A CURVE TO THE RIGHT
ON THE NORTH LINE OF CLUBHOUSE STREET AS PLATTED IN SAID TALLGRASS
EAST; THENCE ALONG SAID CURVE HAVING A RADIUS OF 388.00 FEET AND A
CHORD OF 178.20 FEET BEARING S 70°08'01" E AND THROUGH A CENTRAL
ANGLE OF 26°41'30" AN ARC DISTANCE OF 179.82 FEET TO THE P.T. OF
SAID CURVE; THENCE ALONG SAID NORTH LINE BEARING S 56°47'18" E A
DISTANCE OF 74.46 FEET; THENCE BEARING S 33°12'44" W A DISTANCE OF
128.30 FEET TO THE NE CORNER OF LOT 19, BLOCK 2 IN SAID TALLGRASS
EAST; THENCE ALONG THE EAST LINE OF LOTS 19, 18, 17, 16 AND 15 BEING
ALSO THE WEST LINE OF RESERVE "D" IN SAID BLOCK 2 BEARING S 0°47'16" E
A DISTANCE OF 475.07 FEET TO A POINT IN THE SOUTH LINE OF SAID
RESERVE "D"; THENCE ALONG SAID SOUTH LINE BEARING N 88°49'35" E A
DISTANCE OF 42.68 FEET TO THE S.E. CORNER OF SAID RESERVE "D";
THENCE BEARING S 10°28' E ALONG THE WEST LINE OF LOTS 28 THROUGH
34 IN SAID BLOCK 1 A DISTANCE OF 510.00 FEET TO THE SW CORNER OF
SAID LOT 34, AND A POINT IN THE NORTH LINE OF LOT 4, BLOCK
1, TALLGRASS EAST COMMERCIAL TO WICHITA, SEDGWICK COUNTY, KANSAS;
THENCE BEARING N 0°09'35" W ALONG SAID NORTH LINE A DISTANCE OF
605.13 FEET TO A POINT IN THE WEST LINE OF THE SW 1/4 OF SAID
SECTION 4; THENCE BEARING N 0°47'16" W ALONG SAID WEST LINE A
DISTANCE OF 1543.3' TO THE POINT OF BEGINNING, EXCEPT THE WEST
50.00 FEET OF THE NORTH 1033.30 FEET AND EXCEPT THE WEST 30.00 FEET
OF THE SOUTH 510.00 FEET OF THE ABOVE DESCRIBED TRACT. THE ABOVE
CONTAINING 17.58 ACRES MORE OR LESS.

CHARLES S. BROWN, P.E., LIC. NO. 7581 R.L.S. NO. 991
PROFESSIONAL ENGINEERING CONSULTANTS, P.A.

KNOW ALL MEN BY THESE PRESENTS THAT WE, THE UNDERSIGNED PROPERTY
OWNERS OF THE LAND, AS SET FORTH IN THE SURVEYOR'S CERTIFICATE, HAVE
CAUSED THE LAND TO BE SURVEYED AND PLATTED INTO LOTS, BLOCKS,
STREETS AND RESERVES, THE SAME TO BE KNOWN AS TALLGRASS EAST 5TH
ADDITION TO WICHITA, SEDGWICK COUNTY, KANSAS. EASEMENTS, AS
INDICATED FOR THE CONSTRUCTION AND MAINTENANCE OF PUBLIC UTILITIES,
STREETS, AND DRAINAGE ARE HEREBY GRANTED. STREETS ARE HEREBY
DEDICATED TO AND FOR THE USE OF THE PUBLIC.

A 5-FOOT WALL EASEMENT, AS SHOWN ALONG THE WEST LINE OF BLOCKS 1 &
2, IS HEREBY PLATTED FOR THE CONSTRUCTION AND MAINTENANCE OF A
PRIVATE WALL. UTILITIES MAY CROSS THE WALL EASEMENT.

RESERVE "A" AND "D" ARE HEREBY PLATTED FOR LANDSCAPING, IRRIGATION
SYSTEMS, ENTRY FEATURES, SIDEWALKS, PEDESTRIAN IMPROVEMENTS, EMERGENCY
ACCESS, UTILITIES AND WALLS CONFINED TO EASEMENTS.

RESERVES "B" AND "C" ARE HEREBY PLATTED FOR UTILITIES AND DRAINAGE
CONFINED TO EASEMENTS, LANDSCAPING, IRRIGATION SYSTEMS AND ENTRY
FEATURES.

RESERVES "C" AND "H" ARE HEREBY PLATTED FOR LANDSCAPING,
IRRIGATION SYSTEMS AND ENTRY FEATURES.

RESERVES "A" AND "D" INCLUSIVE SHALL BE SUBJECT TO THE
RESTRICTIVE COVENANTS ESTABLISHED BY THE DECLARATION OF LANDOWNERS
ASSOCIATION IN WICHITA, SEDGWICK COUNTY, KANSAS, AND SHALL BE OWNED AND MAINTAINED BY TALLGRASS
EAST HOMEOWNERS' ASSOCIATION. ALL ABUTTERS' RIGHTS OF ACCESS TO AND
FROM WEBB ROAD, WICHITA, EXCEPT THE EMERGENCY ACCESS AS NOTED,
GRANTED TO THE EAST ADDITION TO WICHITA, SEDGWICK COUNTY,

ALL PORTIONS OF THE DESCRIBED TRACT OF LAND ARE HEREBY VACATED
KANSAS WITHIN THE CITY OF WICHITA, SEDGWICK COUNTY,
K.S.A. 12-512(b) AMENDED.

OWNERS: RITCHIE DEVELOPMENT CORPORATION

BY JACK D. SHERMAN, PRESIDENT

BY JACK D. SHERMAN, PRESIDENT

BY JACK D. SHERMAN, PRESIDENT

BY JACK D. SHERMAN, PRESIDENT

BEFORE ME, A NOTARY PUBLIC IN AFORESAID STATE AND COUNTY, CAME JACK
D. SHERMAN, PRESIDENT OF RITCHIE DEVELOPMENT
CORPORATION, AND ALL OTHERS WHOSE NAMES ARE SET FORTH IN THE
DECLARATION OF LANDOWNERS ASSOCIATION, TALLGRASS EAST HOMEOWNERS' ASSOCIATION,
TO ME PERSONALLY KNOWN TO BE THE SAME PERSON WHO EXECUTED THE
FOREGOING INSTRUMENT OF WRITING AND DULY ACKNOWLEDGED THE EXECUTION
OF SAME AS THE VOLUNTARY ACT AND DEED OF SAID CORPORATION AND
ASSOCIATION WHEREOF I HAVE HEREUNTO SET MY HAND AND
AFFIXED MY NOTARIAL SEAL THE DAY AND YEAR ABOVE WRITTEN.

NOTARY PUBLIC

MY COMMISSION EXPIRES _____

WE, BANK IV WICHITA, NATIONAL ASSOCIATION IN WICHITA, KANSAS, HOLDER
OF A MORTGAGE ON THE ABOVE DESCRIBED PROPERTY, DO HEREBY
CONSENT TO THE PLATTING OF TALLGRASS EAST 5TH ADDITION TO WICHITA,
SEDGWICK COUNTY, KANSAS.

GARY K. BROWN, SENIOR VICE PRESIDENT

STATE OF KANSAS)
COUNTY OF SEDGWICK)

BE IT REMEMBERED THAT ON THIS _____ DAY OF _____, 1991,
BEFORE ME, A NOTARY PUBLIC IN AFORESAID STATE AND COUNTY, CAME GARY
K. BROWN, SENIOR VICE PRESIDENT, OF BANK IV WICHITA, NATIONAL ASSOCIATION,
TO ME PERSONALLY KNOWN TO BE THE SAME PERSON WHO EXECUTED THE
FOREGOING INSTRUMENT OF WRITING AND DULY ACKNOWLEDGED THE EXECUTION
OF SAME AS THE VOLUNTARY ACT AND DEED OF SAID BANK, IN TESTIMONY
WHEREOF I HAVE HEREUNTO SET MY HAND AND AFFIXED MY NOTARIAL SEAL THE
DAY AND YEAR ABOVE WRITTEN.

NOTARY PUBLIC

MY COMMISSION EXPIRES _____

THIS PLAT HAS BEEN SUBMITTED TO AND APPROVED BY THE WICHITA-SEDGWICK
COUNTY METROPOLITAN AREA PLANNING COMMISSION, WICHITA, KANSAS, DATED
THIS _____ DAY OF _____, 1991.

GEORGE D. SHERMAN, CHAIRMAN

MARVIN S. KROUT, SECRETARY

THIS PLAT APPROVED AND ALL DEDICATIONS SHOWN HEREON ARE ACCEPTED BY
THE CITY COUNCIL OF THE CITY OF WICHITA, KANSAS. DATED THIS _____
DAY OF _____, 1991.

BOB KNIGHT, MAYOR

PAT BURNETT, DEPUTY CITY CLERK

ENTERED ON TRANSFER RECORD THIS _____ DAY OF _____, 1991.

DON WRIGHT, COUNTY CLERK

THIS IS TO CERTIFY THAT THIS INSTRUMENT WAS FILED FOR RECORD IN THE
REGISTER OF DEEDS OFFICE AT _____ M., ON THIS _____ DAY OF
_____, 1991.

PAT KETTLER, REGISTER OF DEEDS

ED RESA, DEPUTY