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RESOLUTION NO. 076-2018

A RESOLUTION GRANTING A CONDITIONAL USE FOR CERTAIN LANDS LOCATED WITHIN THE UNINCORPORATED AREA OF SEDGWICK COUNTY, KANSAS, UNDER THE AUTHORITY GRANTED BY THE WICHITA-SEDGWICK COUNTY UNIFIED ZONING CODE, SECTION V-D AS ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY KANSAS, DECEMBER 12, 1984, AND SUBSEQUENTLY AMENDED.

BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS 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 V-D of the Wichita Sedgwick County Unified Zoning Code, a Conditional Use for the lands legally described hereby is approved as follows:

**Case No. CON 2018-00013**

A Conditional Use request to allow a stable and riding academy in a RR Rural Residential District and legally described as follows:

The South 259.5 Feet of the North 1866.5 Feet of the West 844 feet of the NE1/4 of Section 12, Township 28 South, Range 2 East; together with the S 259.5 feet of the North 2126 Feet of the West 844 Feet of the NE1/4 of Section 12, Township 28 South, Range 2 East; together with the South 259.5 feet of the North 2385.5 feet of the West 844 feet of the NE1/4 of Section 12, Township 28 South, Range 2 East; together with a tract described as beginning at the SE corner of the NW1/4 of Section 12, Township 28 South, Range 2 East; thence west 1,297.29 feet; thence north 1,105.06 feet; thence east 1,297.71 feet to the east line of said section; thence south 1,106.74 feet to the beginning, all in Section 12, Township 28 South, Range 2 East; Sedgwick County, Kansas.

**SECTION II.** That application CON2018-00013 is hereby approved and the Conditional Use is subject to the following Conditions:

1. The operation shall be limited to the use of the existing buildings and facilities. The uses shall be limited to stables and the riding operations as previously conducted. There shall be no rodeos or other events of that nature which would result in large crowds.
2. This permit does not permit new buildings or structures. Building additions associated with the stable operations and riding facilities are permitted, subject to obtaining all necessary building permits from the Metropolitan Area Building and Codes Department (MABCD).
3. Any change in the use, or request for new uses on the property shall be require appropriate future zoning approvals.

4. If the Zoning Administrator finds there is a violation of any provision or condition of the Conditional Use, or any other provision of the Unified Zoning Code (UZC), the Zoning Administrator shall enforce all remedies of Section VIII of the UZC, and with the concurrence of the Planning Director, declare the Conditional Use null and void.

**SECTION III.** That upon the taking effect of this Resolution, the notation of such Conditional Use shall be shown on the "Official Zoning District Map" on file in the office of the Planning Director of the Wichita-Sedgwick County Metropolitan Area Planning Department.

**SECTION IV.** That this Resolution shall take effect and be in force from and after its adoption by the Governing Body and publication in the official county newspaper.

Commissioners present and voting were:

|                          |            |
|--------------------------|------------|
| DAVID M. UNRUH           | <u>Aye</u> |
| MICHAEL B. O'DONNELL, II | <u>Aye</u> |
| DAVID T. DENNIS          | <u>Aye</u> |
| RICHARD RANZAU           | <u>Aye</u> |
| JAMES M. HOWELL          | <u>Aye</u> |

Dated this 9 day of May, 2018.

BOARD OF COUNTY COMMISSIONERS  
OF SEDGWICK COUNTY, KANSAS

ATTEST:

Kelly B. Arnold  
KELLY B. ARNOLD,



David T. Dennis  
DAVID T. DENNIS, Chairman  
Commissioner, Third District

Michael B. O'Donnell, II  
MICHAEL B. O'DONNELL, II  
Commissioner, Second District

APPROVED AS TO FORM:

Justin M. Waggoner  
JUSTIN M. WAGGONER,  
Assistant County Counselor

David M. Unruh  
DAVID M. UNRUH, Chair Pro Tem  
Commissioner, First District

Richard Ranzau  
RICHARD RANZAU  
Commissioner, Fourth District

James M. Howell  
JAMES M. HOWELL  
Commissioner, Fifth District