

A RESOLUTION TO DENY CHANGING THE ZONING CLASSIFICATION 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-C AS ADOPTED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY KANSAS, DECEMBER 12, 1984, AND SUBSEQUENTLY AMENDED.

**WHEREAS**, Applicant, pursuant to Section V-C of the Wichita-Sedgwick County Unified Zoning Code (herein referred to as Unified Zoning Code), requested a zone change from RR Rural Residential District to GC General Commercial District (GC), to permit a Vehicle Storage Yard with Protective Overlay #432 on a portion of property within the unincorporated area of Sedgwick County, Kansas;

**WHEREAS**, proper notice as required by the Unified Zoning Code and by the policy of the Metropolitan Area Planning Commission (hereinafter referred to as MAPC) has been given;

**WHEREAS**, the MAPC originally considered the application on March 28, 2024; and

**WHEREAS**, the Board of County Commissioners has authority to permit or deny requests to change zoning classifications, subject to any Protective Overlays deemed appropriate in order to assure full compliance with the criteria of the Unified Zoning Code.

**NOW, THEREFORE, BE IT RESOLVED** by the Sedgwick County Board of County Commissioners:

**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 on March 28, 2024, and under authority granted by Section V-C of the Wichita Sedgwick County Unified Zoning Code, the Board of County Commissioners denies this application for a zone change on property legally described as:

The South 300 feet of the East 726 feet of a parcel previously described as follows: A tract in the East half of the Northeast Quarter of Section 12, Township 29 South, Range 1 West of the 6th P.M., Sedgwick County, Kansas, more particularly described as follows: Commencing at the Northeast corner of said East half of Northeast Quarter; thence S01°22'51"E, along section line, a distance of 994.93 feet to the point of beginning; thence continuing S01°22'51"E, a distance of 658.01 feet; thence S88°42'27"W, a distance of 1,318.06 feet to the West line of said East half; thence N01°18'19"W, a distance of 659.19 feet; thence N88°45'33"E, a distance of 1,317.19 feet to the point of beginning, subject to the East 40 feet for road right of way.

**SECTION II.** That as specified in Section V-C(11) of the Wichita Sedgwick County Unified Zoning Code, a similar application shall not be refiled for the same location for one year.

**SECTION III.** That this Resolution shall be effective and in force from and after its adoption by the Board of County Commissioners.

*[remainder of page intentionally left blank]*

Commissioners present and voting were:

PETER F. MEITZNER  
SARAH LOPEZ  
DAVID T. DENNIS  
RYAN K. BATY  
JAMES M. HOWELL

Aye  
Aye  
Aye  
Aye  
Aye

Dated this 8<sup>th</sup> day of May, 2024.

ATTEST:



Kelly B. Arnold  
KELLY B. ARNOLD, County Clerk

BOARD OF COUNTY COMMISSIONERS  
OF SEDGWICK COUNTY, KANSAS

R. B.  
RYAN BATY, Chairman  
Commissioner, Fourth District

Sarah Lopez  
SARAH LOPEZ, Chair Pro Tem  
Commissioner, Second District

Peter F. Meitzner  
PETER F. MEITZNER  
Commissioner, First District

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

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

APPROVED AS TO FORM:

Kirk W. Sponsel  
KIRK W. SPONSEL  
Deputy County Counselor