

(150006) Published in The Wichita Eagle on July 1, 2008
ORDINANCE NO. 47-468

AN ORDINANCE CHANGING THE ZONING CLASSIFICATIONS OR DISTRICTS OF CERTAIN LANDS LOCATED IN THE CITY OF WICHITA, KANSAS, UNDER THE AUTHORITY GRANTED BY THE WICHITA-SEDGWICK COUNTY UNIFIED ZONING CODE, SECTION V-C, AS ADOPTED BY SECTION 28.04.010, AS AMENDED.

BE IT ORDAINED BY THE GOVERNING BODY
OF THE CITY OF WICHITA, KANSAS.

SECTION 1. That having received a recommendation from the Planning Commission, and proper notice having been given and hearing held as provided by law and under authority and subject to the provisions of The Wichita-Sedgwick County Unified Zoning Code, Section V-C, as adopted by Section 28.04.010, as amended, the zoning classification or districts of the lands legally described hereby are changed as follows:

Case No. PUD2006-00003

Request for Zone change from LI Limited Industrial to PUD Planned Unit Development on property described as:

Lots 2 through 9, Block 3 and Lots 1 and 2, Block 4, Mediterranean Plaza Addition, Wichita, Sedgwick County, Kansas

ALONG WITH

Lot 18, Comotara Industrial Park 5th Addition, an Addition to Wichita, Sedgwick County, Kansas.

EXCEPT the following described tract:

Beginning at the southerly most corner of said Lot 6; Thence N 45°58'58"W for a distance of 308.86 feet; Thence N 44°40'05"E for a distance of 66.10 feet to a point of curvature; Thence on a curve to the left for a distance of 107.13 feet to a point of reverse curvature, said curve to the left having a radius of 100 feet and a central angle of 61°22'49" and a tangent of 59.35 feet; Thence on a curve to the right for a distance of 16.32 feet, said curve to the right having a radius of 301.44 feet with a central angle of 53°49'34" and a tangent of 153.01 feet; Thence S 45°58'58"E for a distance of 64.38 feet; Thence N 44°40'05"E for a distance of 35.03 feet; Thence S 45°58'58" E for a distance of 224.82 feet to the southeasterly line of said Lot 6; Thence S 21°06'23"W for a distance of 214.80 feet to the Point of Beginning;

ALONG WITH the following described tract:

Beginning at the Westernmost corner of said Lot 5, said corner also being the Southernmost corner of said Lot 4; Thence northwest along the southwesterly line of said Lot 4 for a distance of 51 feet; Thence Northeast perpendicular to the Southwesterly line of said Lot 4 for a distance of 215 feet; Thence Southeast parallel to the southwesterly line of said Lot 4 for a distance of 53.44 feet to a point on the Southeasterly line of said Lot 4; Thence continuing Southeast parallel to the southwesterly line of said Lot 5 for a distance of 125.56 feet to a point; Thence Southwest perpendicular to the Southwesterly line of said Lot 5 for a distance of 18.50 feet to a point; Thence South on an angle to the left of 40°22'44" for a distance of 95.25 feet to a point; Thence on a curve to the left, said curve having a radius of 60 feet, a central angle of 27°23'23", an arc length of 42.90 feet, a chord bearing of S65d58'10"W, and a chord distance of 41.98 feet to a point; Thence Southwesterly perpendicular to the Southwesterly line of said Lot 5 for a distance of 85 feet to the southwesterly line of Lot 5; Thence Northwest along the Southwesterly line of said Lot 5 for a distance of 174 feet to the Point of Beginning;

ALONG WITH the following described tract:

Beginning at the southeast corner of said Lot 7; Thence S86°48'53"W along the south line of said Lot 7, for a distance of 29.57 feet; Thence N79°40'22"W along the south line of said Lot 7 for a distance of 180.28 feet; Thence N65°46'54"W along the south line of said Lot 7 for a distance of 265.71 feet to the southwest corner of said Lot 7; Thence N21°06'23"E along the west line of said Lot 7 for a distance of 255.33 feet; Thence N88°55'07"E (calculated) to the east line of said Lot 7 for a distance of 350.06 feet; thence S01°04'55"E along the east line of said Lot 7 for a distance of 384.55 feet to the point of beginning.

ALONG WITH the following described tract:

A portion of Lot 8, Block 3, Mediterranean Plaza an Addition to Wichita, Sedgwick County, Kansas described as follows:

Beginning at the northeast corner of said Lot 8; Thence S 01°04'55" E along the east line of said Lot 8 for a distance of 15 feet; Thence N 88°55'05"W parallel to the north line of said Lot 8 for a distance of 46.88 feet; Thence on a curve to the right, said curve having a radius of 330 feet, a delta of 14°21'53", an arc length of 82.74 feet, a chord bearing of N 83°53'58"W and a chord distance of 82.52 feet; Thence on a curve to the left, said curve having a radius of 150 feet, a delta of 14°54'48", an arc length of 39.04 feet, a chord bearing of N 83°37'31"W and a chord distance of 36.08 feet to a point of intersection with the north line of said Lot 8, said point being 164.51 feet west of the northeast corner of said Lot 8; Thence S 88°55'05"E along the north line of said Lot 8 for a distance of 164.51 feet to the point of beginning. Generally located north of K-96 and west of Webb Road along Toben Street North.

SECTION 2. That upon the taking effect of this ordinance, the above zoning changes shall be entered and shown on the "Official Zoning Map" previously adopted by reference, and said official zoning map is hereby reincorporated as a part of the Wichita -Sedgwick County Unified Zoning Code as amended.

SECTION 3. That this Ordinance shall take effect and be in force from and after its adoption and publication in the official City paper.

ADOPTED AT WICHITA, KANSAS, April 24, 2007.

Carlos Mayans - Mayor

ATTEST:

Karen Sublett, City Clerk

(SEAL)

Approved as to form:

Gary E. Rebenstorf, City Attorney