

Ordinance No. 1947

AN ORDINANCE ADOPTING THE 47TH-55TH STREET SOUTH JOINT AREA PLAN AS AN AMENDMENT TO THE COMPREHENSIVE DEVELOPMENT PLAN 2005-2030 FOR THE CITY OF DERBY, KANSAS.

WHEREAS, pursuant to the authority granted by K.S.A. 12-747 et seq., the City of Derby, Kansas ("City") developed a Comprehensive Plan ("Plan"), the most recent iteration of which was adopted by the Governing Body of the City on December 12, 2006; and

WHEREAS, the Plan may be amended as needed to ensure it reflects timely and relevant information and the needs of the community; and

WHEREAS, the City, in collaboration with Sedgwick County and the City of Wichita, did initiate and develop the *47th-55th Street South Joint Area Plan, 2008-2030* ("Joint Area Plan") to address issues related to the possible future extension of water and sewer into portions of the plan area, and coordinate the long term 2030 urban growth areas for the cities of Derby and Wichita; and

WHEREAS, before the adoption of any comprehensive plan or amendment thereto, the Derby Planning Commission is required by K.S.A. 12-747 et seq. to hold a public hearing; and

WHEREAS, the Derby Planning Commission did give notice by publication in the official City and County newspaper on February 27, 2008, of a public hearing on said area plan; and

WHEREAS, the Derby Planning Commission, on March 20, 2008, did hold a public hearing at which a quorum was present, and did hear all comments and testimony relating to said area plan; and

WHEREAS, following the conclusion of such public hearing the Derby Planning Commission did approve the Joint Area Plan and recommend its approval by the Governing Body of the City;

NOW THEREFORE, be it ordained by the Governing Body of the City of Derby, Kansas:

Section 1. The City of Derby, Kansas, hereby adopts the *47th-55th Street South Joint Area Plan, 2008-2030*, as an amendment to the *Comprehensive Development Plan 2005-2030 For the City of Derby, Kansas* heretofore approved and adopted by the City.

Section 2. Notice of this action shall be transmitted to the Sedgwick County Board of County Commissioners and to all other taxing subdivisions in the City's planning area that request a copy of the plan.

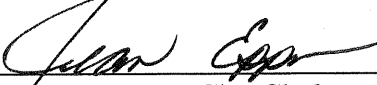
Section 3. This ordinance shall become effective and be in force from and after its adoption and publication once in the official City newspaper.

ADOPTED BY THE GOVERNING BODY this 22nd day of July, 2008.




Dion P. Avello, Mayor

ATTEST:



Jean Epperson, City Clerk

Approved as to form:



Philip H. Alexander, City Attorney

OCA150005 BID #37529-009 CID #76383

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ORDINANCE NO. 47-914

AN ORDINANCE ADOPTING THE 47th-55th STREET SOUTH JOINT AREA PLAN AS AN AMENDMENT TO THE WICHITA-SEDGWICK COUNTY COMPREHENSIVE PLAN.

WHEREAS, pursuant to the authority granted by the statutes of the State of Kansas, in K.S.A. 12-747 *et seq.*, the Wichita-Sedgwick County Metropolitan Area Planning Commission developed a Comprehensive Plan, adopted by the City of Wichita and Sedgwick County in 1993, and amended in 1996, 2000, 2002, 2005, 2006, and 2007; and

WHEREAS, the Comprehensive Plan may be amended, as needed, to ensure it reflects timely and relevant information and the needs of the community; and

WHEREAS, the City of Wichita and Sedgwick County in collaboration with the City of Derby, undertook the development of the 47th-55th Street South Joint Area Plan, 2008-2030 to address issues related to the possible future extension of water and sewer into portions of the plan area, and coordinate the long term 2030 urban growth areas for the cities of Derby and Wichita; and

WHEREAS, before the adoption of any Comprehensive Plan or amendment thereto, the Wichita-Sedgwick County Metropolitan Area Planning Commission is required by K.S.A. 12-747 to hold a public hearing; and

WHEREAS, the Wichita-Sedgwick County Metropolitan Area Planning Commission did give notice by publication in the official City and County newspaper on March 6, 2008, of a public hearing on said plan area; and

WHEREAS, the Wichita-Sedgwick County Metropolitan Area Planning Commission, on March 27, 2008, did hold a public hearing at which a quorum was present, and did hear all comments and testimony relating to said plan area, and approved a resolution adopting the 47th-55th Street South Joint Area Plan, 2008-2030, as an amendment to the *Wichita-Sedgwick County Comprehensive Plan*.

NOW THEREFORE BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. The City of Wichita hereby adopts the 47th-55th Street South Joint Area Plan, 2008-2030, as an amendment to the *Wichita-Sedgwick County Comprehensive Plan*; and


SECTION 2. Notice of this action shall be transmitted to the Sedgwick County Board of County Commissioners and to all other taxing subdivisions in the planning area that request a copy of the plan.

SECTION 3. This ordinance shall become effective and be in force from and after its adoption and publication once in the official City newspaper.

ADOPTED at Wichita, Kansas, this June 17, 2008.


Carl Brewer, Mayor

ATTEST:


Karen Sublett, City Clerk



Approved as to form:


Gary E. Rebenstorf, Director of Law

RESOLUTION NO. 94-08**A RESOLUTION ADOPTING THE 47TH-55TH STREET SOUTH JOINT AREA PLAN AS AN AMENDMENT TO THE WICHITA-SEDGWICK COUNTY COMPREHENSIVE PLAN**

WHEREAS, pursuant to the authority granted by the statutes of the State of Kansas, in K.S.A. 12-747 *et seq.*, the Wichita-Sedgwick County Metropolitan Area Planning Commission developed a Comprehensive Plan, adopted by the City of Wichita and Sedgwick County in 1993, and amended in 1996, 2000, 2002, 2005, 2006, and 2007; and

WHEREAS, the Comprehensive Plan may be amended, as needed, to ensure it reflects timely and relevant information and the needs of the community; and

WHEREAS, the City of Wichita and Sedgwick County in collaboration with the City of Derby, did initiate the development of the 47th-55th Street South Joint Area Plan, 2008-2030 to address issues related to the possible future extension of water and sewer into portions of the plan area, and coordinate the long term 2030 urban growth areas for the cities of Derby and Wichita.; and

WHEREAS, before the adoption of any comprehensive Plan or amendment thereto, the Wichita-Sedgwick County Metropolitan Area Planning Commission is required by K.S.A. 12-747 to hold a public hearing; and

WHEREAS, the Wichita-Sedgwick County Metropolitan Area Planning Commission did give notice by publication in the official City and County newspaper on March 6, 2008, of a public hearing on said area plan; and

WHEREAS, the Wichita-Sedgwick County Metropolitan Area Planning Commission, on March 27, 2008, did hold a public hearing at which a quorum was present, and did hear all comments and testimony relating to said area plan, and approved a resolution adopting the 47th-55th Street South Joint Area Plan, 2008-2030, as an amendment to the *Wichita-Sedgwick County Comprehensive Plan*;

NOW, BE IT THEREFORE 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, under the authority granted in K.S.A. 12-747, the Sedgwick County Board of County Commissioners hereby adopts the 47th-55th Street South Joint Area Plan, 2008-2030, as an official amendment to the *Wichita-Sedgwick County Comprehensive Plan*; and

SECTION II. That upon taking effect, a notation of this amendment to the Comprehensive Plan shall be entered in the official Comprehensive Plan records in the offices of the Metropolitan Area Planning Department.

SECTION III. Notice of this action shall be transmitted to the Wichita City Council, and to all other taxing subdivisions in the planning area which request a copy of the plan.

SECTION IV. This resolution shall become effective upon its passage and publication once in the Official County Newspaper.

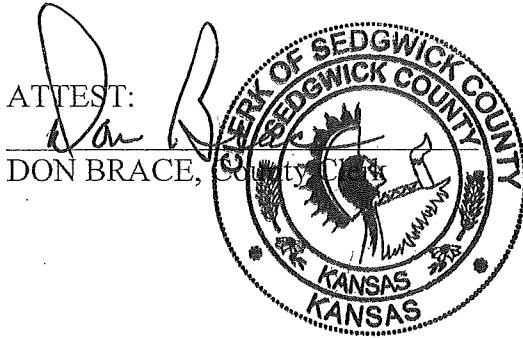
Commissioners present and voting were:

THOMAS G. WINTERS	<u>Aye</u>
DAVID M. UNRUH	<u>Absent</u>
TIM R. NORTON	<u>Aye</u>
KELLY PARKS	<u>Aye</u>
GWEN WELSHIMER	<u>Aye</u>

DATED this 18 day of June

BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

ATTEST:



Don Brace
DON BRACE, County Clerk

Thomas G. Winters

THOMAS G. WINTERS, CHAIRMAN
Third District

Absent

DAVID M. UNRUH, Commissioner
First District

Tim R. Norton

TIM R. NORTON, Commissioner
Second District

Kelly Parks

KELLY PARKS, Commissioner
Fourth District

Gwen Welshimer

GWEN WELSHIMER, Commissioner
Fifth District

APPROVED AS TO FORM:

Robert W. Parnacott

ROBERT W. PARNACOTT,
Assistant County Counselor