

**DCCCA, Inc. Requests a Waiver of
the 1,200 Feet Spacing Requirement
for a Correctional Placement
Residence (CPR)**

*Metropolitan Area Planning
Department*

May 7, 2019



Background

- **DCCCA, Inc. has operated drug and alcohol treatment facilities in Wichita for approximately 20 years.**
- **DCCCA, Inc. currently operates two facilities in Wichita.**
- **The male facility is located at 122 North Millwood Avenue.**
- **The female facility is located at 1319 West May Avenue.**

Background

- **DCCCA, Inc. desires to relocate both facilities to one central facility housing both male and female clients, as well as families.**
- **This new, central facility is to be located at 8901 East Orme Street.**
- **DCCCA, Inc. may at times have more than two people under court supervision, which by definition makes the use a CPR.**
- **As this use is classified as a CPR, a City of Wichita CPR license is required.**
- **DCCCA, Inc. does not accept sex nor violent offenders.**

Title 20.08.120.(a) of the City Code – 1,200 Feet Spacing Requirement

- **Title 20.08.120.(a) of the City Code requires a 1,200 feet distance for a CPR from a number of uses.**
- **The uses include day care centers, private businesses that primarily serve children and/or youth under the age of 18, and residential zoning districts.**
- **There will be a day care center on the subject property, and there are two child care home occupations within the 1,200 feet distance.**
- **Residential zoning districts are located immediately west of, and share a common property line with, the subject property.**

Title 20.08.120.(d) of the City Code – Allowance for Waiver of the 1,200 Feet Spacing Requirement

- **Title 20.08.120.(d) of the City Code provides an allowance for a waiver of the 1,200 feet spacing requirement.**
- **Title 20.08.120.(d) provides that the Alternative Correctional Housing Board (ACHB) would hear this matter, and then forward a recommendation to the Wichita City Council.**
- **The Wichita City Council is authorized to hear the matter, and to reduce or waive the 1,200 feet spacing requirement.**
- **The Wichita City Council abolished the ACHB on August 20, 2010.**

Title 20.08.120.(d) of the City Code – Allowance for Waiver of the 1,200 Feet Spacing Requirement

- **After consultation with the Law Department, it was determined that the appropriate action is for the Wichita City Council to hold a public hearing on the request.**
- **DCCCA, Inc. therefore requests a waiver of the 1,200 feet spacing requirement for a CPR from certain uses.**
- **The waiver of the 1,200 feet spacing requirement is necessary for DCCCA, Inc. to relocate and operate its facilities on the subject property.**
- **Conditional Use approval will also be required for the subject property, and will be heard by the Wichita City Council in a separate hearing on this date.**

Recommendation

- **It is recommend that the Wichita City Council approve the requested waiver of the 1,200 feet spacing required under Title 20.08.120.(a) of the City Code, and authorize the necessary signatures.**

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