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ORDINANCE NO. 36-995

AN ORDINANCE AMENDING SECTIONS 10.04.170 AND 10.04.180 OF THE CODE OF THE CITY OF WICHITA, KANSAS, PERTAINING TO STREET NUMBERING; NAMING OF PRIVATE STREETS; ESTABLISHING RESPONSIBILITY FOR THE SIGNING OF PRIVATE STREETS; ESTABLISHING AN APPEAL PROCEDURE; ESTABLISHING PENALTIES FOR VIOLATION OF SECTION 10.04.190; REPEALING THE ORIGINALS OF SECTIONS 1.04.170 AND 10.04.180; AND ADDING NEW SECTIONS 10.04.200; 10.04.210 AND 10.04.220.

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

SECTION 1. Section 10.04.170 of the Code of the City of Wichita, Kansas, is hereby amended to read as follows:

“House Numbers-System” to be used. All houses and buildings, except accessory structures, which have access to public or officially recognized private streets or ways, avenues and highways in the City shall be numbered and designated as follows:

1. STREETS, ETC., RUNNING NORTH AND SOUTH. On streets, avenues and highways running north and south, numbering shall commence with number 100 at the northeast and southeast corners and with number 101 at the northwest and southwest corners of each north and south street at its intersection with Douglas Avenue and shall increase north and south at the rate of:
 - a. 100 numbers for each block or space between two streets; and
 - b. One number for each 20 feet space along the building line of the street within each block with odd numbers being given to houses and buildings on the west side and even numbers to houses and building on the east side.
2. STREETS, ETC., RUNNING EAST AND WEST. On streets, avenues and highways running east and west in the City, numbering shall commence with number 100 at the northeast and northwest corners and with number 101 at the southeast and southwest corners of each such east and west street intersection with Main Street and shall increase east and west the rate of:
 - a. 100 numbers for each block or space between two streets; and
 - b. One number for each 20 foot space along the building line of the street within each block with odd numbers being given to houses and buildings on the south side and even numbers to houses and building on the north side.

SECTION 2. Section 10.04.180 of the Code of the City of Wichita, Kansas, is hereby amended to read as follows:

“Same - Exceptions to System and Correction of Existing Inconsistencies.

- a. The Director of the Department of Engineering is authorized, empowered and directed to make such exceptions to the numbering system as may be made necessary by the irregular routing of streets, avenues or highways; by the use of named private streets; or by and other circumstance under which application of the numbering system set forth in

Section 10.04.170 is impossible or produces a result which is not consistent with the orderly and uniform number of houses and buildings.

- b. The Director of the Department of Engineering is authorized, empowered and directed to correct existing inconsistencies in street numbers assigned or otherwise in use by reassigning a street number consistent with Section 10.04.170 and 10.04.180 and requiring the property owner or owners involved to post such reassigned street numbers as provided in Section 10.04.180.
- c. Before making a reassignment of street numbers as provided in subparagraph (b) above, The Director of the Department of Engineering shall notify the affected property owner in writing of such reassignment and said property owner may appeal a decision by the Director of the Department of Engineering reassigning a street number to the governing body of the City. Such appeal shall be in writing setting forth with sufficient particularity the decision appealed from and the reasons why such decisions should be reviewed. An appealing party shall have the right to be heard and to present evidence at the hearing set for such purpose. Provided, however, that no such appeal shall be accepted or considered by the governing body unless notice of such appeal is given to the governing body within twenty (20) days after the making of the decision appealed from.”

SECTION 3. Section 10.04.200 of the Code of the City of Wichita, Kansas, shall read as follows:

“Assignment of Names to Private Streets.

- a. Any property owner may request that that portion of a private street or way running through said owner’s property be named and that such name be officially recognized by the City. Such request shall be made to the Planning Department and shall be acted upon by the Director of the Planning Department consistent with a policy of maintaining uniformity and consistency in the names of streets and the numbering of housing and buildings within the City so as to insure the ready and efficient location of houses and buildings by the Fire Department, Police Department, other emergency services and the public.
- b. In the event such a private street or way is named and such name is officially recognized by the City, it shall be the responsibility of the said property owner to erect and maintain a street sign or signs of the same type, size and color as street signs installed by the City on public streets. Such sign, by suffix or subsidiary sign element, shall identify the street by adding “Private Street”, or “Private St.”; or “Pvt. St.”
- c. In the event the signs referred to in paragraph (b) are not erected or maintained as provided in said subsection, the City is authorized to erect such signs with the cost thereof to be assessed against the property owner or owners abutting said private street or way.
- d. When the name of a private street or way is officially recognized by the City and such street or way is not named and identified on the recorded subdivision within which it is located, it shall be the duty and responsibility of the person or persons requesting the recognition of such named street or way to file with the Register of Deeds of Sedgwick County, Kansas, a copy of a site plan prepared with sufficient detail to locate private or drive.”

SECTION 4. Section 10.04.210 of the Code of the City of Wichita, Kansas, shall read as follows:

“Same - Appeal. Any applicant may appeal a decision by the Director of Planning Department refusing to approve the naming of a private street or way to the Metropolitan Area Planning Commission. Such appeal shall be in writing setting forth with sufficient particularity the decision appealed from and the reasons why such decision should be reviewed. Provided, however, that no such appeal shall be considered by said Commission unless written notice of said appeal is received by the Commission no later than twenty (20) days after the decision appealed from is made.”

SECTION 5. Section 10.04.220 of the Code of the City of Wichita, Kansas, shall read as follows:

"Penalty. The failure of the owner or occupant of a house or building to comply with the provisions of Section 10.04.190 above shall constitute an offense punishable by a fine of not to exceed \$25.00. Every day said owner or occupant fails to comply with said Section 10.04.190 shall constitute a separate and distinct offense."

SECTION 6. The originals of Sections 10.04.170 and 10.04.180 of the Code of the City of Wichita, Kansas, are hereby repealed.

This Ordinance shall take effect from and after its passage and adoption and publication once in the official City paper.

ADOPTED at Wichita, Kansas, this 3rd day of February 1981.

ROBERT G. KNIGHT
Mayor

ATTEST: (Seal)
DONALD C. GISICK
City Clerk

Approved as to Form:
JOHN DEKKER
Director of Law