

## AGENDA PLANNING COMMISSION 7651 E. Central Park Ave, Bel Aire, KS June 13, 2024 6:30 PM



#### I. Call to Order

#### II. Roll Call

 James Schmidt
 John Charleston
 Edgar Salazar

 Phillip Jordan
 Dee Roths
 Deryk Faber
 Paul Matzek

#### III. Pledge of Allegiance to the American Flag

#### IV. Consent Agenda

#### A. Approval of Minutes from Previous Meeting

Action: Motion to approve the Minutes of May 9, 2024.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

#### V. Old Business/New Business

A. CON-24-01 Property owner has requested to operate a daycare in an R-5 multi-family Zoned District.

Open Hearing

Close Hearing

Action: Motion to (approve / deny / table) the Conditional Use Permit (as presented/ as amended). If approved, the conditional use permit is non-transferable and must be renewed each year.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

# **<u>B.</u>** ZON2024-00027 (County) Rural Residential District (RR) to Limited Commercial District (LC).

The applicant is requesting a zone change from RR Rural Residential District (RR) to LC Limited Commercial District (LC). The 5.05-acre property is made of up two platted lots and is generally located on the east side of North Greenwich Road and one-quarter mile north of East 53<u>rd</u> Street North (350 West Central, Greenwich). Wichita-Sedgwick County Metropolitan Area Planning Commission (MAPC) representatives will be present at this hearing.

**Open Hearing** 

Close Hearing

Action: Motion to recommend (approval/ denial) to the Sedgwick County Board of Commissioners as presented, with / without recommendations.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

# C. SD-24-01; PUD-24-01 Sunflower Commerce Park 4th, preliminary plat and preliminary PUD.

**Open Hearing** 

**Close Hearing** 

Action: Motion to (approve / deny / table) the preliminary plat (as presented/ as amended).

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

Action: Motion to (approve / deny / table) the preliminary PUD (as presented/ as amended).

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

# **D.** SD-23-05 Revised Final Plat: Proposed plating of approximately 13.6 acres (Chapel Landing 7th).

**Open Hearing** 

**Close Hearing** 

Action: Motion to (accept / deny / table) the Chapel Landing 7th Addition Revised Final Plat with the condition that the drainage agreement regarding Reserve A Bristol Hollows between the ownership of Chapel Landing 7th and Bristol Hollows Reserve A be reviewed and approved by the City of Bel Aire. (with additional changes or conditions/ without additional conditions).

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

#### VI. Next Meeting Date

**Action:** Motion to approve the date of the next Planning Commission meeting: July 11, 2024 at 6:30 p.m.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_

#### VII. Current Events

Juneteenth - City offices open

July 4th - City offices closed

KORA training webinar - on your own time, due by July 1; email cityclerk@belaireks.gov for link

#### VIII. Adjournment

Action: Motion to adjourn.

Motion \_\_\_\_\_ Second \_\_\_\_\_ Vote \_\_\_\_\_ Time: \_\_\_\_\_

Additional Attachments:

A. Planning Staff Report 06-06-2024



## MINUTES PLANNING COMMISSION 7651 E. Central Park Ave, Bel Aire, KS May 09, 2024 6:30 PM



I. Call to Order: Vice-Chairman Phillip Jordan called the meeting to order.

#### II. Roll Call

Present were Commissioners Phillip Jordan, Dee Roths, Deryk Faber, and Paul Matzek. Chairman James Schmidt and Commissioners John Charleston and Edgar Salazar were absent.

**III. Pledge of Allegiance to the American Flag:** Vice-Chairman Phillip Jordan led the pledge of allegiance.

#### IV. Consent Agenda

#### A. Approval of Minutes from Previous Meeting

**MOTION:** Commissioner Roths to approve the Planning Commission meeting Minutes of April 11, 2024 as presented. Commissioner Faber seconded the motion. *Motion carried 4-0*.

#### V. Old Business/New Business

# A. SD-23-05 Revised Final Plat: Proposed plating of approximately 13.6 acres (Chapel Landing 7th).

The agent for the applicant requested that the Commission table the item.

**MOTION:** Commissioner Faber moved to table the Chapel Landing 7th Addition Revised Final Plat. Commissioner Roths seconded the motion. *Motion carried 4-0*.

#### B. Sketch Plan - 5650 E 53rd Street North

Commissioners heard from the property owner and the agent for the property owner. Commissioners discussed the sketch plan and provided feedback to the property owner. Commissioners noted that the surrounding properties are zoned Agricultural; if the property owner wishes to change the zoning on the property, he may file an application with Sedgwick County. No formal action was taken.

#### VI. Next Meeting: June 13, 2024

**MOTION:** Commissioner Matzek moved to approve the date of the next meeting: June 13, 2024 at 6:30 p.m. Commissioner Roths seconded the motion. *Motion carried 4-0*.

#### **VII.** Current Events

Commissioners discussed upcoming events including the Workshop for the Comprehensive Development Plan on May 14<sup>th</sup>, Curbside Cleanup on May 18<sup>th</sup> and the K-254 Development Plan meeting at Benton Middle School on May 22<sup>nd</sup>.

#### VIII. Adjournment

**MOTION:** Commissioner Roths moved to adjourn. Commissioner Matzek seconded the motion. *Motion carried 4-0*.

Con - 24-0 Section V, Item A.

Conditional Use Application Page 3 of 5

#### APPLICATION

This form MUST be completed and filed at City Hall, Bel Aire, Kansas, 7651 E. Central Park, Bel Aire, Kansas 67226. AN INCOMPLETE APPLICATION CANNOT BE ACCEPTED. Check the appropriate box below for type of application being submitted. A separate application and filing fee is required for each application. A preapplication conference with City Staff is recommended before filing this application.

#### **BOARD OF ZONING APPEALS**

		To vary applicable requirements in Sections 10-107c1 through 5 in conjunction with a Conditional Use Application.						
	Conditions placed on permitted Conditional Use <u>Running a in home</u>							
		Security bond is required						
f	Name Addre	of owner Sergio Barragan Lauva Barragan ss 8601 E Chrisst. Bel Aire KS Telephone (760) 2977895						
	Agent	representing the owner						
	Addre	ss Telephone						
1. The application area is legally described as Lot(s) <u>5</u> ;Block(s) <u>3</u> , <u>Lock String</u> Addition, Bel Aire, Kansas. If appropriate, a metes and bounds description may be attached.								
	2. The	e application area containsacres.						

<

6

▶ 3. This property is located at (address)<u>8601 E. Chris St. Belgire KS</u>which is generally located at (relation to nearest streets) Rock Rol E 53rd St.

4. State why the proposed conditional Use will not cause substantial injury to the value of other property in the neighborhood, how it is to be designed within district regulations:

my in home daycave will not cause substanti Openina to the value of others property in my neighborhood by heeping the children areas. My house is fenced in designated 00 always Sides there and he SUDERVISION

10 5. County control number: 30000 990

6. NAMES OF OWNERS - For land inside the city limits, an ownership list of the names, addresses and zip codes of the owners of record of real property located within 200 feet of the exterior boundary of the area described in the application both within the city limits and extending outside the city limits when necessary.

If such area is located adjacent to but within the city limits, the ownership list, in addition to the 200 feet inside the city limits, shall provide similar information extending to 1,000 feet into the unincorporated area.

If such area is located outside the city limits, the ownership list shall extend for 1,000 feet in the unincorporated area and, if the latter extends into the city limits, then such owners for 200 feet inside the city must also be included on the list.

The names of the owners of all property included in this application MUST be listed as applicants. Contract purchasers, lessees or other directly associated with the property may also be listed if they desire to be advised of the proceedings.

1. Applicant	Phone
Address	Zip Code
Agent	Phone
Address	Zip Code
2. Applicant	Phone
Address	Zip Code
Agent	Phone
Address	Zip Code
3. Applicant	Phone

Conditional Use Application Page 5 of 5

Address	Zip Code
Agent	Phone
Address	Zip Code
4. Applicant	Phone
Address	Zip Code
Agent	Phone
Address	Zip Code
5. Applicant	Phone
Address	Zip Code
Agent	Phone
Address	Zip Code
6. Applicant	
Agent	Phone
Address	Zip Code
7. Applicant	Phone
Agent	Phone
Address	Zip Code

The applicant certifies that the foregoing information is true and correct to the best of their knowledge and acknowledges that the Planning Commission and/or Governing Body shall have authority to impose such conditions as it deems necessary in order to serve the public interest and welfare.

<u>Aauto Dowacian</u>
 Signature ()

BY

Authorized Agent (If Any)

The Petition must bear the signature(s) of the property owner(s). If an authorized agent signs on the owner's behalf, the agent shall sign his own name and attach the owner's written notarized authorization to this application.

## Little Champions Daycare

**City of Bel Aire** 

The location for my in home daycare is going to be upstairs to have safer and easier access for the kids while drop off and pick up. I have two rooms where the kids can nap and play and using the upstairs restroom. Also using the outdoor deck and back yard (secured and supervised).

I'm allowed to have up to 10 kids, different ages 0-13 years is going to be my age group. I would like to start with 4-6 kids.

My hours of operation will be Monday through Friday from 7 am to 5:30 pm.

Parking will be available on my drive way for easy drop off and pick up.

I will be using one standard size sign in the front yard for my business.

The only employee is going to be my husband Sergio Barragan.

Jalla Javia Jan Laura Barragan

# Department of Community Development City of Bel Aire, Kansas Certificate of Occupancy Inspection Division

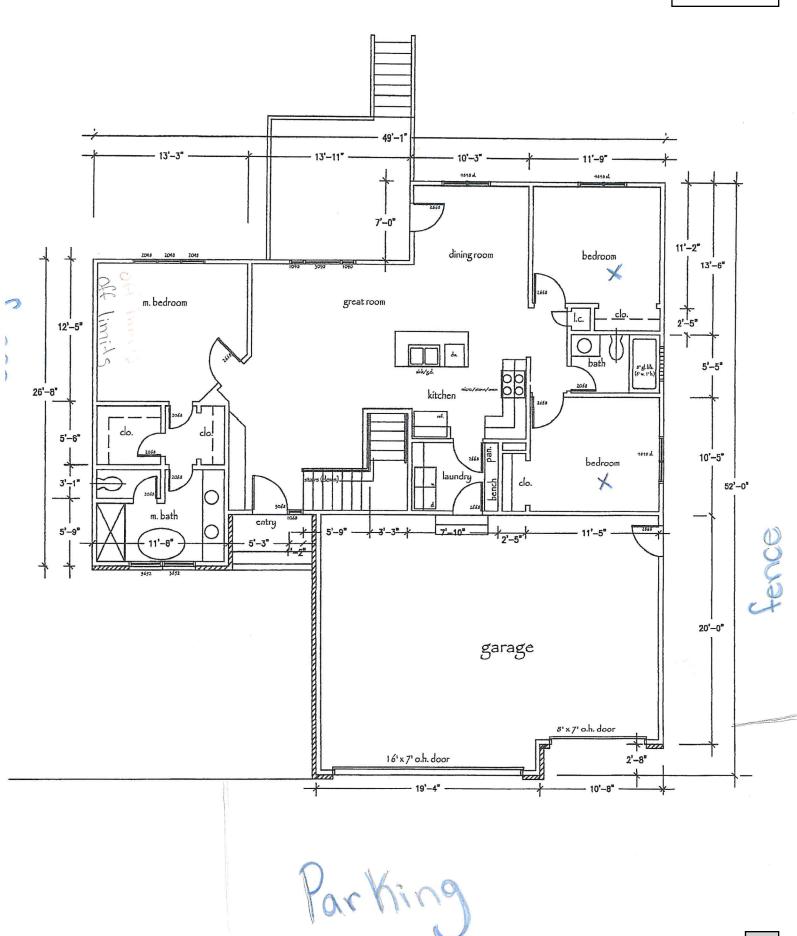
guarantees workmanship in the structure and the City of Bel Aire will not be liable required inspections and to the best of our knowledge and belief was in compliance with the codes, ordinances and resolutions of the City of Bel Aire for any non-compliance with the code This Certificate was issued pursuant to the requirements of the International Residential Code certifying that at the time of issuance this structure received all regulating building construction or use. This Certificate in no way warrants or

Use Classification DWELLING UNIT Building Permit No. BLD-23-38 Owner of Building Group 2012 IRC WITH AMENDMENTS Type of Construction 5 Address

Building Address <u>8601 E CHRIS ST</u>

Ву: -9500 6 2.23.24

Date:



Section V, Item A.

Samol

Section V, Item A.



Land Title Inc. 240 N Rock Rd Ste 220 Wichita, KS 67206 Phone: (316) 773-3800 Fax: (316) 773-0800

File No.: 20248946

#### **OWNERSHIP LIST**

Land Title Inc. has made a search in the Records of the Office of the Register of Deeds of the County of Sedgwick, State of Kansas, for the following described property:

Lot 5, Block 3, Rock Spring, an Addition to Bel Aire, Sedgwick County, Kansas

commonly know as: 8601 E. Chris St., Bel Aire, KS 67226

The grantee(s) in the last recorded deed are:

Warranty Deed dated February 28, 2024, filed February 29, 2024 in Document No. 30293472Grantor:Relph Construction & Development Inc.Grantee:Sergio Barragan and Laura Barragan

SURROUNDING OWNERS:

8667 E. Chris St. Edgle and Kendra Waldon 8667 E. Chris St., Bel Aire KS 67226-6411

8649 E. Chris St. Tanner Padgett and Kelsey Renee Kuhn 8649 E. Chris St., Bel Aire KS 67226

8633 E. Chris St. Robert Lynn and Dawn Marie Sweeney 8633 E. Chris St., Bel Aire KS 67226

8617 E. Chris St. Maggie Hall 8617 E. Chris St., Bel Aire KS 67226

8585 E. Chris St. Relph Construction & Development Inc. 8550 NW Parallel St., Towanda, KS 67144-9409

8573 E. Chris St. Richard B. and Lynette K. Most 8573 E. Chris St., Bel Aire KS 67226

8576 E. Cherrywood Ct. Jason and Stephanie Reece 8576 E. Cherrywood Ct., Bel Aire KS 67226

8592 E. Cherrywood Ct. Connor, Madison C. and Shawn Evans 8592 E. Cherrywood Ct., Wichita, KS 67226-2289

8608 E. Cherrywood Ct. Tristan and Mikayla Irish 8608 E. Cherrywood C., Bel Aire KS 67226 8614 E. Cherrywood Ct. Anusha Shamini Dias Dissanayake 8614 E. Cherrywood Ct., Wichita, KS 67226

8603 E. Cherrywood Ct. Oleksiy Zadorazhnyy 8603 E. Cherrywood Ct., Bel Aire KS 67226

8646 E. Cherrywood Ct. Cherrywood Construction Inc. P.O. Box 781974, Wichita, KS 67278-1974

8662 E. Cherrywood Ct. Relph Construction Inc. 8550 NW Parallel St., Towanda, KS 67144-9409

8673 E. Cherrywood Ct. Relph Construction Inc. 8550 NW Parallel St., Towanda, KS 67144-9409

8657 E. Cherrywood Ct. Relph Construction Inc. 8550 NW Parallel St., Towanda, KS 67144-9409

8625 E. Cherrywood Ct. Relph Construction Inc. 8550 NW Parallel St., Towanda, KS 67144-9409

8641 E. Cherrywood Ct. Cherrie Maples 8641 E. Cherrywood Ct., Wichita, KS 67226

8609 E. Cherrywood Ct. Cherrywood Construction Inc. P.O. Box 781974, Wichita, KS 67278-1974

**GENERAL TAXES:** 

Real Estate Taxes and Specials Assessments for the tax year 2023 are \$709.32 PAID (Generals \$398.80 / Specials \$310.52) GEO Code: PY BA 01400, PIN No. 30000990

This is an Ownership List and NOT a Certificate of Title, and does not show change of ownership caused by death or Court Proceedings. As this report is furnished for a nominal fee, Land Title Inc. assumes no liability beyond the amount paid for this report.

Dated at Wichita, Kansas this 23rd day of April, 2024 at 5:00 P.M.

Land Title Inc.

Frank Woods

## **Bel Aire public notice**

(Published in The Ark Valley News May 16, 2024.)

OFFICIAL NOTICE OF A CONDITIONAL USE PERMIT HEARING

TO WHOM IT MAY CONCERN AND TO ALL PERSONS INTEREST-ED

Notice is Hereby Given that on June 13, 2024; the City of Bel Aire Planning Commission will review a Conditional Use Permit in the order of the agenda starting shortly after 6:30 p.m. in the Council Chamber at City Hall in Bel Aire, Kansas:

CON-24-01 Property owner has requested to operate a daycare in an R-5 multi-family Zoned District.

Legal Description: (A complete legal description is available for public inspection which is on file with the Zoning Administrator at City Hall.)

General Location: E. Chris St. and N. Pebblecreek St.

You may appear at this time either in person or by agent or attorney, if you so desire, and be heard on the matter. After hearing the views and wishes of all the persons interested in the case, the Planning Commission may close the hearing and consider a recommendation to the Governing Body, which, if approved under the City Zoning regulations, would be effectuated by ordinance. The public hearing may be recessed and continued from time to time without notice.

DATED this \_9<sup>#</sup> day of May, 2024.

/s/ Anne Stephens Bel Aire Planning Commission Secretary

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## Affidavit of Publication

STATE OF KANSAS. SEDGWICK COUNTY, ss.

Chris Strunk, being first duly sworn, deposes and says: That he is Publisher of The Ark Valley News, formerly The Valley Center Index, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Sedgwick County Kansas, with a general paid circulation on a yearly basis in Sedgwick County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Valley Center in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said consecutive weeks, the newspaper for

first publication thereof being made as aforesaid on the

day of 2024.

with subsequent publications being made on the following dates:

2024 2024 2024 2024 2024 2024 Ø day Subscribed and sworn to before me this of 2024. Notanyi Bublic es uning K. STRU NOT My commission expires Additional copies Printer's fee 17

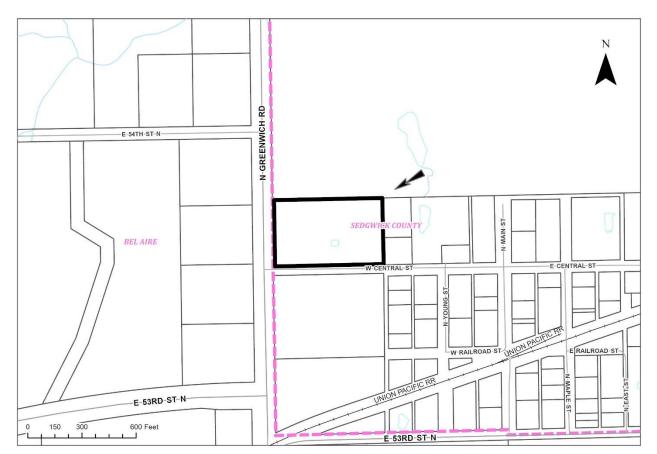
#### AGENDA ITEM NO. \_\_\_\_\_



**STAFF REPORT** MAPC: June 27, 2024 CAB 1: June 17, 2024 Bel Aire Planning Commission: June 13, 2024

CASE NUMBER:	ZON2024-00027 (County)
APPLICANT/AGENT:	Sharp Holdings, LLC (Applicant)
<u>REQUEST</u> :	LC Limited Commercial District
CURRENT ZONING:	RR Rural Residential District
<u>SITE SIZE</u> :	5.05 acres
LOCATION:	Generally located on the east side of North Greenwich Road and one-quarter mile north of East 53 <sup>rd</sup> Street North (350 West Central, Greenwich) (Bel Aire Area of Influence).
PROPOSED USE:	Uses allowed by the LC zoning.

**<u>RECOMMENDATION</u>**: Approve.



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**BACKGROUND:** The applicant is requesting a zone change from RR Rural Residential District (RR) to LC Limited Commercial District (LC). The 5.05-acre property is made of up two platted lots and is generally located on the east side of North Greenwich Road and one-quarter mile north of East 53<sup>rd</sup> Street North (350 West Central, Greenwich). On the west side of the subject site there are currently two warehouse-like buildings on the property. The east side of the site is developed with a single-family dwelling. The applicant is proposing to develop the property with uses permitted by-right in the LC District. They applicant did not specify a specific use.

The minimum lot size for RR is two acres (87,120 square feet), and there is no minimum lot size in the LC District. The requested zone change to LC would result in a reduction in minimum lot area, setbacks, maximum height, and minimum lot width, as represented in the table below:

Property Development Standards	RR Rural Residential	LC Limited Commercial
Minimum lot area	2 acres	0 square feet
Front setback	30 feet	20 feet
Rear setback	25 feet	10 feet*
Interior Side setback	20 feet	0 feet*
Maximum height	35 feet	80 feet*
Minimum lot width	200 feet	0 feet

\*Subject to compatibility standards detailed below.

Section IV-C.4 of the UZC sets forth compatibility setback standards for rear and side lot lines for non-residential developments abutting zoning districts TF-3 Two-Family Residential District (TF-3) or more restrictive. Based on the width of the subject site, any commercial building would be required to be setback at least 25 feet from the north and east property lines. Additionally, Section IV-C.5 of the UZC sets forth compatibility height standards for non-residential development abutting or across the street from property zoned TF-3 or more restrictive. This section states: "No structure shall exceed 35 feet in height within 50 feet of the lot line of a property zoned TF-3 or more restrictive may increase height (if permitted by the base District regulation) at a ratio of one foot in height for each three feet of setback beyond 50 feet)." For example, a structure 53 feet away from the lot line of a property zoned TF-3 or more restrictive can be 36 feet tall. A structure 56 feet away from the same lot line can be 37 feet tall, and so on. This compatibility height standard applies to the north, east, and south property lines.

Section IV-B of the Unified Zoning Code (UZC) requires a minimum of a six-foot solid screening fence between non-residential developments and residential zoning district. If developed with non-residential uses, the subject site will have to provide a screening fence along the north, east, and south property lines where abutting or across the street from residential zoning.

The character of the neighborhood is rural and low-density residential. Properties to the north, south, and east are zoned RR. Property to the west is zoned M-1 Industrial District (Bel Aire, KS City Code). Property to the north and west of the subject site are in use as agricultural land. Property to the east is developed with a single-family residence and agricultural land. Property to the south is zoned RR and developed with a church.

**<u>CASE HISTORY</u>**: In 2003, the property was platted as part of the McNeil Addition. There are no zoning cases associated with this property.

#### ADJACENT ZONING AND LAND USE:

NORTH:	RR	Agricultural land
SOUTH:	RR	Church
EAST:	RR	Single-family residences

WEST: M-1

Agricultural land

**<u>PUBLIC SERVICES</u>**: The subject site has access to West Central Street (Greenwich, KS) and North Greenwich Road. West Central Street is a gravel, two-lane local street with open ditches, and North Greenwich Road is a paved, two-lane arterial with open ditches. The property uses an on-site sewer system, and water is provided by the Sedgwick County Rural Water District 1.

**CONFORMANCE TO PLANS/POLICIES:** The requested zone change is in partial conformance with *The Community Investments Plan*. The *Community Investments Plan* (the Wichita-Sedgwick County Comprehensive Plan) includes the 2035 Wichita Future Growth Concept Map. The Map identifies the area in which the site is located to be appropriate for "Small City Urban Growth Area", which the Plan defines as: "Generally located adjacent to existing municipal boundaries, these areas indicate the likely direction and magnitude of growth these communities can expect to experience out to the year 2035. Growth direction and amount is based upon municipal political considerations, anticipated population growth, efficient patterns of growth, current infrastructure limitations, cost effective delivery of future municipal services, and environmental factors."

With the subject site being in the Bel Aire Urban Growth Area, staff reviewed the Bel Aire Comprehensive Plan to identify the proposed future land use of the subject site. The attached Preferred Balanced Growth Scenario Map from the City of Bel Aire's comprehensive plan does not specifically identify an appropriate future land use for the subject site. That being said, property adjacent to the west, in the city limits of Bel Aire, is zoned for industrial development. Commercial development with the LC District is less intense than what would be permitted in Bel Aire's industrial zoning and can be a buffer between those higher intensity uses to the west and the low density residential to the east. Additionally, commercial development along an arterial road is generally considered reasonable. Furthermore, the UZC permits a number of commercial home occupations by-right that are akin to some uses permitted in the requested zone change to LC. The compatibility standards and screening requirements of the UZC are designed to mitigate possible negative impacts with nearby residential uses.

**<u>RECOMMENDATION</u>**: Based upon information available prior to the public hearings, planning staff recommends that the request be <u>**APPROVED**</u>.

This recommendation is based on the following findings:

- <u>The zoning, uses and character of the neighborhood</u>: The character of the neighborhood is rural and low-density residential. Properties to the north, south, and east are zoned RR. Property to the west is zoned M-1 Industrial District. Properties to the north and west are in use as agricultural land. Properties to the south and east are developed with single-family residences.
- 2. <u>The suitability of the subject property for the uses to which it has been restricted</u>: The property is presently zoned RR, which is suitable for a limited number of residential, public, and civic uses, including single-family residences. Additionally, the UZC permits a number of commercial home occupations by-right that are akin to some uses permitted in the requested zone change to LC.
- 3. <u>Extent to which removal of the restrictions will detrimentally affect nearby property</u>: The requested zone change and proposed development may bring additional traffic to the area. However, it will be able to act as a buffer to the nearby residential properties from the M-1 Industrial zoning to the west. Furthermore, the compatibility standards and the screening requirements of the UZC are designed to mitigate possible negative impacts on nearby residential properties.
- 4. <u>Length of time subject property has remained vacant as zoned</u>: The site is currently developed with two warehouse-like structures and a single-family dwelling.
- 5. <u>Relative gain to public health, safety, and welfare as compared to the loss in value or the hardship</u> <u>imposed upon the applicant:</u> Approval would permit additional uses of the land. Approval should provide

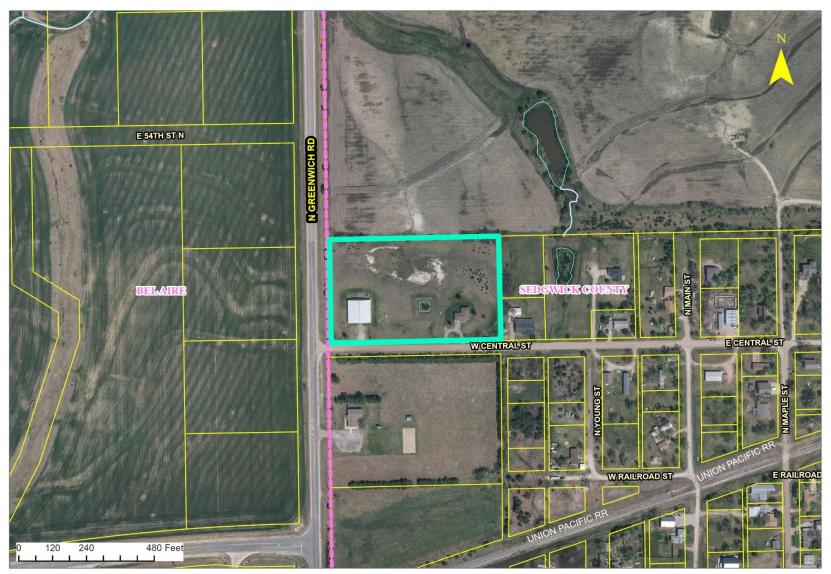
appropriate screening and buffering to ensure compatibility among land uses. Denial may represent a loss of economic opportunity for the applicant.

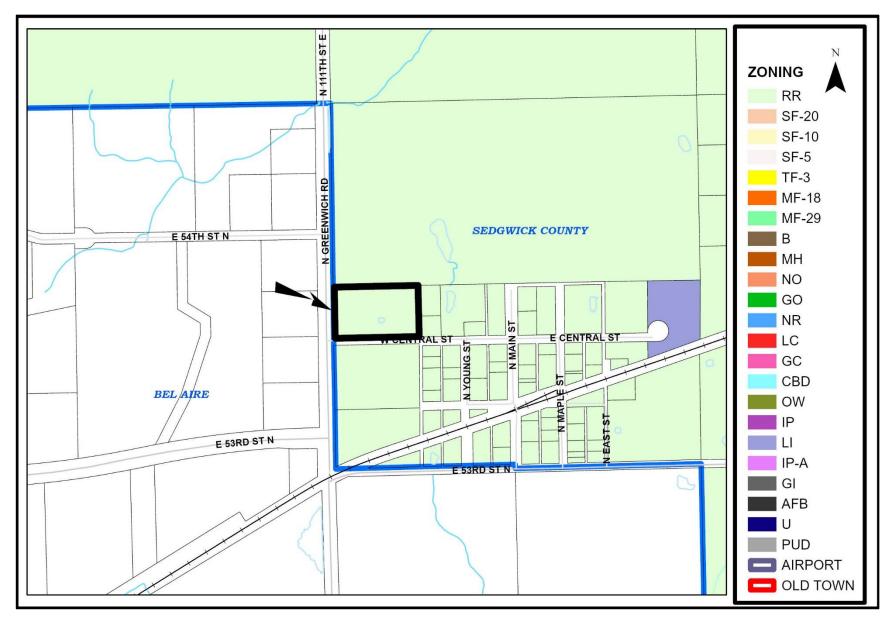
- 6. <u>Conformance of the requested change to the adopted or recognized Comprehensive Plan and policies:</u> The requested zoning is in partial conformance with the *Community Investments Plan*, as discussed in the staff report.
- 7. <u>Impact of the proposed development on community facilities</u>: The subject site is in Rural Water District 1. If approved, development is not likely to have significant detrimental impacts on community facilities.
- 8. **Opposition or support of neighborhood residents:** At the time the staff report was prepared, staff has received one comment in opposition to this request.

Staff Report Attachments:

- 1. Aerial Map
- 2. Zoning Map
- 3. 2035 Future Land Use Map
- 4. Preferred Balanced Growth Scenario Map
- 5. Site Photos

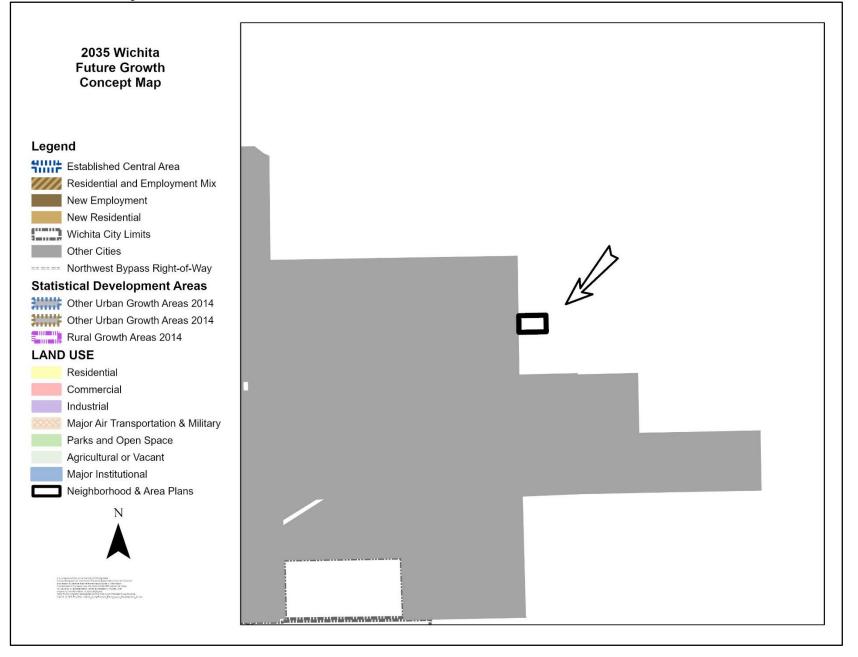
#### Aerial Map



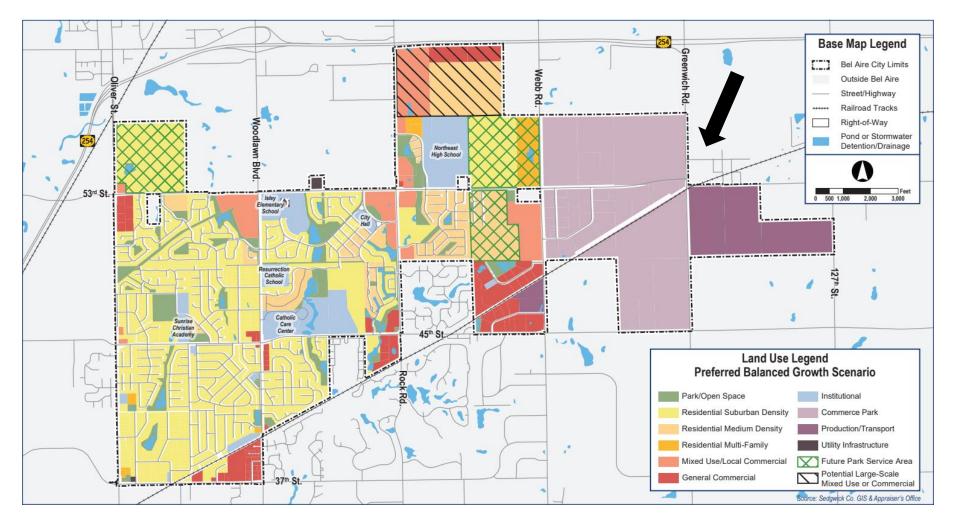


#### Zoning Map

Future Land Use Map



Page 7



Preferred Balanced Growth Scenario Map (Arrow pointing towards location subject site)

#### Looking north into property



Looking south away from property



Looking east away from the property



#### Looking east into property



#### Looking west away from property



#### ZON2024-00027

Site location: 350 W Central, Greenwich Kansas.—east side of North Greenwich Road, within onequarter mile north of East 53<sup>rd</sup> Street.

Request: change the zoning from Rural Residential to Limited Commercial. No specified proposed use.

Metro Area Planning Commission Date: Thursday, June 27, 2024.





City of Bel Aire, Kansas 7651 E. Central Park Ave Bel Aire, Kansas 67226



### PRELIMINARY PLAT/PUD REVIEW

Address of proposed project: Sunflower Commerce Park 4th

This report is to document that on 5.31.24 the Zoning Administrator from the City of Bel Aire evaluated the above property plan for compliance of zoning and building requirements:

SETBACKS
JULIDACIO

ELEVATIONS

SCREENING

□ EFFECTIVE CODE COMPLIANCE □ REQUIRED PLAN SUBMITTALS

EASEMENTS

LANDSCAPE

STORM DRAINAGE

EROSION CONTROL

ADA ACCESSIBLE

UTILITIES TO BUILDING

The review of the above property plan has been:

APPROVED, as noted

DELAYED, as noted

DENIED, as noted

DATE <u>5/30/24</u>



Comments: This is a PUD development. City staff met with TESSERE May 2<sup>nd</sup> to discuss submittal and to review specific details.

- Details related to building and site signage will need to be contained in the PUD and developer's agreement.
- The landscape plan discussion has been to have a concept plan with the PUD and developer's agreement allow a specific site plan to be provided as each area is developed.
- Parking lot requirements will change based on uses; as tenant finishes are proposed parking requirements will be analyzed and the general code can allow and fortified with the PUD language.
- Evergy has been contacted, Onegas has been contacted, and the Bel Aire engineering department. No Additional easements have been requested at this time.
- The city engineer will contact the civil engineer direct with any item not covered with this review.
- Building materials are shown in the submittal as tilt up concrete design. The discussion was to link the Sunflower Commerce Park covenants to the Sunflower Commerce Park 4<sup>th</sup>. This would fortify the type of materials to use for the buildings and overlay the landscape and site requirements in the event there would be variations from the concept plans.

## Affidavit of Publication

STATE OF KANSAS. SEDGWICK COUNTY, ss.

Chris Strunk, being first duly sworn, deposes and says: That he is Publisher of The Ark Valley News, formerly The Valley Center Index, a weekly newspaper printed in the State of Kansas, and published in and of general circulation in Sedgwick County Kansas, with a general paid circulation on a yearly basis in Sedgwick County, Kansas, and that said newspaper is not a trade, religious or fraternal publication.

Said newspaper is a weekly published at least weekly 50 times a year; has been so published continuously and uninterruptedly in said county and state for a period of more than five years prior to the first publication of said notice; and has been admitted at the post office of Valley Center in said County as second class matter.

That the attached notice is a true copy thereof and was published in the regular and entire issue of said consecutive weeks, the newspaper for first publication thereof being made as aforesaid on the

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with subsequent publications being made on the

following dates:

2024 2024 2024 2024 2024 2024 6th Subscribed and sworn to before me this day (A 2024. Mor Stand My commission expires Additional copies Printer's fee 30

**Bel Aire public notice** 

(Published in The Ark Valley News May 16, 2024.)

**OFFICIAL NOTICE OF ZONING HEARING** 

TO WHOM IT MAY CONCERN AND TO ALL PERSONS INTEREST ED:

Notice is Hereby Given that on June 13, 2024, the City of Bel Aire Planning Commission will consider the following Platting and PUD Zoning processes in the order placed on the agenda after 6:30 p.m. in the City Council Chamber at City Hall in Bel Aire, Kansas:

SD-24-01; PUD-24-01. Sunflower Commerce Park 4th approximately 74.56 acres of the M-1 Industrial Use zoning district to be used for office/ warehouse.

Legal Description: (A complete legal description is available for public inspection which is on file with the Zoning Administrator at City Hall.) General Location: N Webb Road and north of 53rd St.

You may appear at this time either in person or by agent or attorney, if you so desire, and be heard on the matter. After hearing the views and wishes of all the persons interested in the case, the Planning Commission may close the hearing and consider a recommendation to the Governing Body, which, if approved under the City Zoning and Sub- Division regulations, would be effectuated by city code. The public hearing may be recessed and continued from time to time without notice.

DATED this 13 \_ day of May 2024

> /s/ Anne Stephens Bel Aire Planning Commission Secretary



#### SEDGWICK COUNTY, KANSAS DIVISION OF INFORMATION TECHNOLOGY Mike Elpers CIO

Geographic Information Services Jack Joseph, GIS Director

271 W. 3<sup>rd</sup> St, Suite 602 ~ Wichita, KS 67202 Phone: 316-660-9290 Fax: 316-262-1174 Email: jack.joseph@sedgwick.gov www.sedgwickcounty.org/gis

Date: Wednesday, May 8, 2024

To: Amy Grant

From: Mary Ann Amador

Subject: List of all the owners

Dear Ms. Grant,

Attached is the list of all the owners of any real property located within 200 feet and/or 1,000 feet of the subject property located at the northeast corner 53<sup>rd</sup> Street and Webb Road and identified as Tax Parcel ID #: 30001473 (see fig#1)

I acknowledge and certify that the list has been obtained from public records and is consistent with the Sedgwick County Geographical Information Services records.

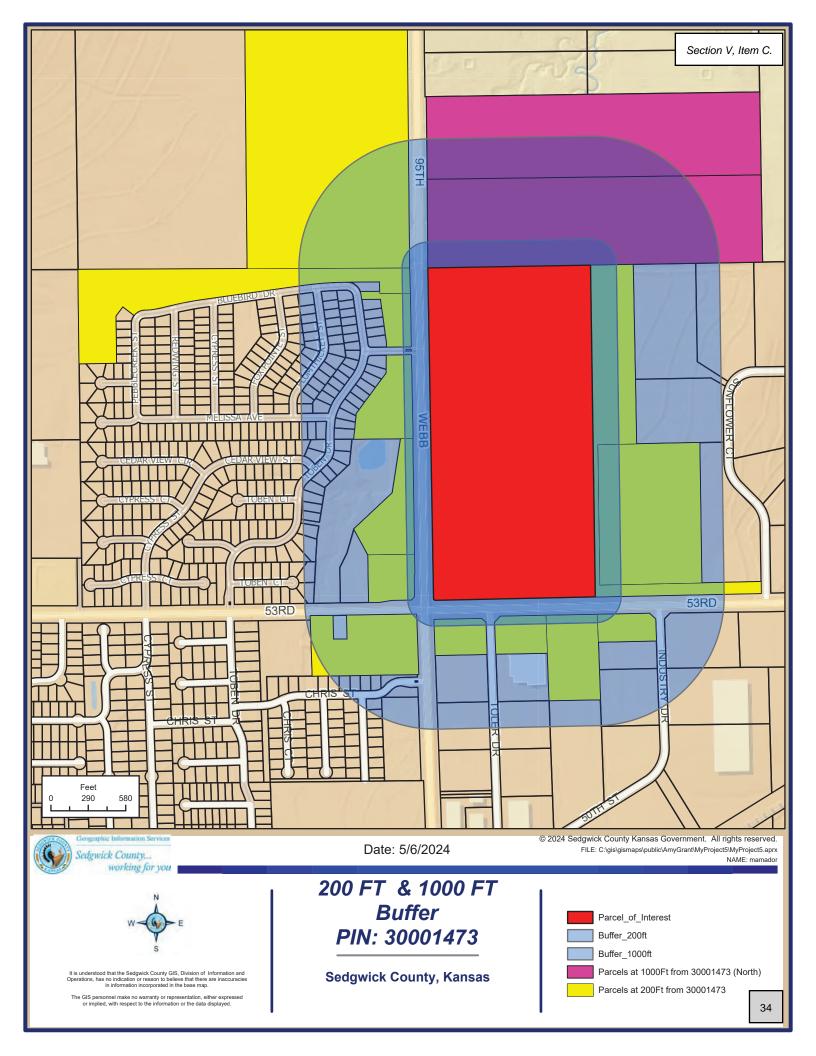
Sincerely, Mary Ann

Figure 1



PINOwner Malling AddressOwner CitieOwner CitieOwner CitieOwner CitieProperty Citie<th

PIN	Owner	Owner Mailing Address	Owner City	Owner State	Owner ZipCode	Property Address	Property Unit	Property City	Property ZipCode	Legal Description
30002011	MINDCURE BEHAVIOR & WELLNESS CENTER LLC	9362 E WILSON ESTATES CT	WICHITA	KS	67206-4417					LOT 1 BLOCK A SUNFLOWER COMMERCE PARK ADDITION
30002016	WEBB INDUSTRIAL LLC	PO BOX 45	COLUMBUS	KS	66725-0045					LOT 1 BLOCK B SUNFLOWER COMMERCE PARK ADDITION
30002034	BEL AIRE PUBLIC BLD COMM CITY OF	7651 E CENTRAL PARK AVE	BEL AIRE	KS	67226-7600					RESERVE A SUNFLOWER COMMERCE PARK ADDITION
30009744	BEL AIRE CITY OF	7651 E CENTRAL PARK AVE	BEL AIRE	KS	67226-7600	9750 E 53RD ST N		BEL AIRE	67226	LOT 1 BLOCK A SUNFLOWER COMMERCE PARK 2ND ADDITION
30009756	BA INDUSTRIAL LLC	165 S ROCK ISLAND ST STE 300	WICHITA	KS	67202-4712					RESERVE A SUNFLOWER COMMERCE PARK 2ND ADDITION
00289653	WOOLLEY JAMES D & NARNIE K	819 W VERONA CT	ANDOVER	KS	67002-7580					N 495 FT E 880 FT N1/2 NE1/4 EXC RDS & EXC PT BEG 602 FT W NE COR NE 1/4 S 219 FT W 108 FT N 219 FT E TO BEG SEC 20-26-2E
30002024	NC PROPERTIES LLC	10333 E 21ST ST N STE 303	WICHITA	KS	67206-3546					LOT 9 EXC S 214 FT THEREOF BLOCK B SUNFLOWER COMMERCE PARK ADDITION
30020116	NORTHEAST DEVELOPERS LLC	9415 E HARRY ST STE 406	WICHITA	KS	67207-5083					LOT 34 BLOCK C CEDAR PASS ADDITION
30020117	NORTHEAST DEVELOPERS LLC	9415 E HARRY ST STE 406	WICHITA	KS	67207-5083					LOT 35 BLOCK C CEDAR PASS ADDITION
30024288	SHAM WAY LLC	3500 N ROCK RD	WICHITA	KS	67226-1341					RESERVE A BEL AIRE LAKES ADDITION
30024289	SHAM WAY LLC	3500 N ROCK RD	WICHITA	KS	67226-1341					RESERVE B BEL AIRE LAKES ADDITION
30024290	SHAM WAY LLC	3500 N ROCK RD	WICHITA	KS	67226-1341					RESERVE C BEL AIRE LAKES ADDITION
30024292	SHAM WAY LLC	3500 N ROCK RD	WICHITA	KS	67226-1341					RESERVE E BEL AIRE LAKES ADDITION
00289616	EAZY EIGHTY LLC	PO BOX 780188	WICHITA	KS	67278-0188	5950 N WEBB RD			67226	N1/2 S1/2 NW1/4 EXC W 70 FT FOR RD SEC 16-26-2E



Section V, Item C.

PUD Application Page 9 of 9

#### APPLICATION

This form MUST be completed and filed at City Hall, Bel Aire, Kansas, 6751 E Central Park, Bel Aire, Kansas 67226. AN INCOMPLETE APPLICATION CANNOT BE ACCEPTED. Check the appropriate box below for type of application being submitted. A separate application and filing fee is required for each application. A preapplication conference with City Staff is recommended before filing this application.

$\Box$	Change Zoning Districts: From:		
$\Box$	Amendments to Change Zoning	Districts	
$\Box$	Preliminary PUD	$\mathbf{X}$	Preliminary PUD with plat/ zoning
$\Box$	Final PUD	$\Box$	Final PUD with plat/ zoning

H:\zoning forms\PUDAPPLICATION.doc1/9/06

PUD Application Page 10 of 10

City of Bel Aire Planning Commission									
Approved Rejected									
Comments to City Council									
City of Bel Aire Council									
Approved Rejected									
Seller - WillowRock Properties, LLC - Roxanne	Arnel, Manager								
Name of owner_Buyer - Aspen Sunflower Industrial, LLC - DAN	SCHULTE								
Address 5700 W 112th Street Suite 140 Telephone Telephone									
Overland Park, KS 66211 Agent representing the owner_Tessere - Kurt Hershey									
Address 1525 E Douglas Avenue, Telephone Wichita, KS 67211	316-251-0659								
1. The application area is legally described as Lot(s)	;Block(s),								
Addition, Bel Aire, Kansas. If appropriate, a metes and bounds description may be attached. See Preliminary Plat									
2. The application area contains 74.56 acres.									
3. This property is located at (address)which is generally located at (relation to nearest streets)									
WEST 1/2, SW 1/4, SEC 16, T-26-S, R-2-E									
4. County control number: PIN Number: 30001473									

5. NAMES OF OWNERS - For land inside the city limits, an ownership list of the names, addresses and zip codes of the owners of record of real property located within

H:\zoning forms\PUDAPPLICATION.doc1/9/06

PUD Application Page 11 of 11

200 feet of the exterior boundary of the area described in the application both within the city limits and extending outside the city limits when necessary.

If such area is located adjacent to but within the city limits, the ownership list, in addition to the 200 feet inside the city limits, shall provide similar information extending to 1,000 feet into the unincorporated area.

The names of the owners of all property included in this application MUST be listed as applicants. Contract purchasers, lessees or other directly associated with the property may also be listed if they desire to be advised of the proceedings.

1.	Applicant	Phone
	Address	Zip Code
	and an and a second and an a second second second and an and a second second second second second second second	
	Agent	Phone
	Address	Zip Code
2.	Applicant	Phone
	Applicant Address	Zip Code
		มาการและและเหลือการสารกรรรรรรรรรรรรรรรรรรรรรรรรรรรรรรรร
	Agent	Phone
	Agent Address	Zip Code
		LIP OVUG

See Abstractor Certification Letter, Map, and List

The applicant certifies that the foregoing information is true and correct to the best of their knowledge and acknowledges that the Governing Body shall have authority to impose such conditions as it deems necessary in order to serve the public interest and welfare.

Seller - WillowRock Properties, LLC -	Roxanne	Arnel, Manager
Applicant's Signature	BY	Authorized Agent (If Any) Manager
- pp		

Buyer - Aspen Sunflower Industrial, LLC - DAN SCHULTE

		Dan Schulte
Applicant's Signature	BY	Authorized Agent (If Any)

The Petition must bear the signature(s) of the property owner(s). If an authorized agent signs on the owner's behalf, the agent shall sign his own name and attach the owner's written notarized authorization to this application.

					Section V, item	-
	Ro	CITY OF BEL AIRE SUBMITT	AL CHECKL	IST		
	DE	PLANNED UNIT DEVEI	LOPMENT			-
		PRELIMINARY				
		THIS FORM SHOULD BE USED BY THE DEVELOPER AS A C		AN APPLICATIO	ON	
	CODE	20 COPIES 11X 17 OF CONCEPTUAL PLA				
	CODE FEE \$200	APPLICATION REQUIREMENTS )+\$5 LOT+ ENGINEERING	PROVIDED	DATE (YES) (N	PLANNER IO) (N/A)	
	IF DIFFE	RENT AGREE				
	5.19 A	EXISTING USES, ACTIVITIES, AND INFLUENCES WITHIN 200 FEET				
	1	ALL RECORDED PUBLIC STREETS AND EASEMENTS	YES			
		SUFFICIENT DIMENSIONS AND INFORMATION TO INDICATE PROPOSED RIGHTS-OF –WAY, PAVEMENT WIDTH AND TYPE, NUMBER OF LANES, MEDIANS AND MEDIAN BREAKS	YES			
		EXISTING AND PROPOSED SIDEWALK AND DRIVEWAY	YES			
SK-2 to SK-4	2	INFORMATION PROVIDE DETAILS OF EXISTING AND PROPOSED BUILDINGS	YES			-
		RELATING TO PAD AREA, INTEND USE, AND ARCHITECTURE EXISTING AND PROPOSED FINISHED GRADES OR CONTOURS				-
SK-5 to SK-7	3	AT TWO (2) FOOT INTERVALS	YES			
GS-2 & SK-2		IDENTIFY ANY LAND AREAS WITHIN THE (100) HUNDRED YEAR FLOODPLAIN. EXISTING & PROPOSED DRAINAGE CHANNELS AND PONDS	YES			
DRAINAGE REPORT	4	THE LOCATION, SIZE, CROSS-SECTION AND CALCULATIONS OF ANY DRAINAGE STRUCTURE SUCH AS CULVERTS, DITCHES, STORMWATER SEWERS AND INLETS	YES			
SK-2	5	LOCATION, MASSING PATTERN OF EXISTING VEGETATION. INDICATE PROPOSED ON-SITE PRESERVATION	YES			
GS-2 & SK-2	6	EXISTING ZONING AND LAND USE OF SITE AND	YES			1
00-2 0 010-2	5.19 B	SURROUNDINGS SITE DEVELOPMENT	120			-
SK-2	1	PROPOSED LOCATION OF BUILDINGS AND OTHER	YES			-
ONL	1	STRUCTURES, PARKING AREAS, DRIVEWAYS, WALKS NOISE, DUST, ODOR GENERATING SOURCE, AND SITE VIEW	TL5			-
SK-2		(REFRIGERATION UNITS, MECHANICAL EQUIPMENT, LOADING DOCK)	YES			
SK-2 to SK-14		SCREENING, DRAINAGE CONTROL, LANDSCAPE, UTILITIES, AMENITIES, FOCAL POINTS, AND THEMES	YES			
GS-2 & SK-2		PROPER SET BACKS, SUFFICIENT DIMENSIONS	YES			1
SK-3 to SK-4	2	ARCHITECTURAL STYLE, SIZE, EXTERIOR MATERIALS AND COLOR OF THE PROPOSED BUILDINGS; ELEVATION DRAWINGS SHALL BE DRAWN TO A STANDARD ARCHITECTURAL SCALE	YES			-
SK-2	3	A SCHEDULE SHALL BE INCLUDED INDICATING TOTAL FLOOR AREA, DWELLING UNITS, LAND AREA, PARKING SPACES, LAND INTENSITY, AND RELATIVE QUANTITIES	YES			
SK-13 & SK-14	<b>1</b> 4	LANDSCAPE PLAN DETAILING PROPOSED SIZE AND TYPE OF PLANTS PURSUANT TO CITY REQUIREMENTS	YES			
SK-8 to SK-10	5	PROPOSED UTILITY LAYOUT INTO THE SITE	YES			-
	5.19 C	OTHER RELEVANT INFORMATION TO INCLUDE				1
SK-2	1	NAME, ADDRESS, PHONE NUMBER OF LANDOWNER, ENGINEERS, ARCHITECT, AND OTHERS PARTICIPATING IN THE PROJECT	YES			1
GS-2	2	THE FROME THE AREA INCLUDED IN THE SITE PLAN, INCLUDING BEARINGS, DIMENSIONS, AND REFERENCE TO A BENCHMARK LOCATION, SECTION CORNER, QUARTER CORNER OR POINT ON A RECORDED PLAT	YES			1
ALL PLANS	3	NORTH ARROW AND SCALE STANDARD ENGINEER FOR SITE; STANDARD FOR ARCHITECTURAL FOR BUILDING	YES			1
GS-2 & SK-2	4	SMALL VICINITY MAP OR KEY MAP INDICATING LOCATION IN THE CITY	YES			1
SK-2	5	NAME AND ADDRESS OF THE ARCHITECT, LANDSCAPE ARCHITECT, PLANNER, ENGINEER, SURVEYOR, OR OTHER INVOLVED IN THE PREPARATION OF THE PLAN	YES			-
DRAINAGE REPORT	5.19 D	STUDIES THAT MAY REASONABLY REQUIRED SUCH AS; TRAFFIC IMPACT, CITY SERVICES IMPACT, UTILITY MODELING, WATERSHED AND DRAINAGE STUDIES	YES			1
		,				4

### CITY OF BEL AIRE, KANSAS

File No. S/D 24 -	01
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## **APPLICATION FOR PRELIMINARY PLAT APPROVAL**

This is an application for processing a preliminary plat in accordance with the City Subdivision Regulations. The application must be completed, accompanied by the fee and filed with the Subdivision Administrator at least 20 days prior to a regular meeting date of the Planning Commission.

## (AN INCOMPLETE APPLICATION CANNOT BE ACCEPTED)

Name	of	SubdivisionSUNFLOWER COMMERCE PARK	4TH AD	DITION
Gene	ral	Location WEST 1/2, SW 1/4, SEC 16, T-26-S, R	₹-2-E	
Namo	of	Inside City Seller - WillowRock Properties, LLC - Rexanne Amel, Mar Buyer - Aspen Sunflower Industrial, LLC - Dan Schulte	X To nager	be Annexed
		5700 W 112th Street Suite 140 , Overland Park, KS 66211		ስመትሪያ ድርስ በአውነበር የርስ የአምራም የሚያስ በ200 የሚያስታሪን ምር ታሪያ ማድም ይያሳታት። የዚያ ማትሪ ማስቀቀት የመረ ዓለም ምር
		Culture dans Samo as Landowner		
		(Engineer) (Land Planner) Tessere - Kurt Hershe		
		1525 E Douglas Avenue, Wichita, KS 67211		
		Registered Land Surveyor Abbott Land Survey - (		
Addr	ess	631 N. Kessler St., Wichita, KS 67203	Phone	316-262-2262
			*6	
Subd	<u>ivi</u> s	sion Information		
1.	Gre	oss acreage of plat <u>74.56</u> Acres		
2.		tal number of lots <u>5</u>		
		pposed land use:		
3.	a.		ltinla_	Comily
	G	Manufactured/Mobile Home	ircipie-	
	h			
	IJ.	Commercial		
	d.		and the state of the transformer statements	nez de la se se construit de la serie s
4.		edominant minimum lot width471' Fee	· +	aktoriiiinuu uuta kaasaannoo nerazoon on zoon on zoon aanaa kaasaa kaasaa kaasaa kaasaa kaasaa kaasaa kaasaa ka
5.		edominant minimum lot area <u>10.47</u> Squa		Acres
6.		sting zoning <u>M-1</u>		
7.		1 A 400 A 5000		District
8.	Soi	rce of water supplyCity of Bel Aire		
9.	Mat	hod of sewage disposal <u>City of Bel Aire - Gravity</u>		299481941/46789246366666666666666666666666666666666666
43 <sup>0</sup> 51	1101	าแกง ค. ค.ศ.ศ.ศ.ศ.ศ.ศ.ศ.ศ.ศ.ศ.ศ.ศ.ศ.ศ.ศ.ศ.ศ.	an a fei an de de fei fei fei fei fei fei an	ֈ֎֎ՠֈ֎ՠֈՠ֎ՠՠՠՠՠՠՠՠՠՠՠՠՠՠՠՠՠՠՠՠՠՠՠՠՠՠՠՠ
P/P-1	1	2/15/95) © Foster & Associates, Planning Consultants, 1995		(Page 1 of 2)

		man growing on the second processing of the second processing of the second part of the s	water a substantial and the second		
	Street Name	R/W Widt	:h	Lineal Feet	
8.	E 54TH ST N	70	Ft.	1175	Ft.
b.	CHICORY DRIVE	70	Ft.	613	Ft.
c.	E 56TH ST N	70	Ft.	1175	Ft.
d.		***	Ft.		_ Ft.
е.		REPROTEINED TO THE PROPERTY OF	Ft.		_ Ft.
12. Cur	pposed type of street surfac rb and gutter proposed: Yes dewalks proposed: Yes	<u>X</u> No	negati sata Kanagara	 re?	

10. Total lineal feet of new street 2,963 Feet

14. Is any portion of the proposed subdivision located in an identified flood plain area? Yes X No

The landowner herein agrees to comply with the City Subdivision Regulations and all other related ordinances, policies and standards of the City and statutes of the State of Kansas. The undersigned further states that he/she is the owner of the land proposed for platting and, when requested, will permit officials of the City to inspect the land as may be necessary for proper plat review. Seller - WillowRock Properties, LLC - Roxanne Arnel, Manager

Buyer - Aspen Sunflower Industrial, LLC - Dan Schulte

Landowner	Date	Agent (If any)	) Marager Date	5 8/24
	Duvo	Dan Schudte	5/8/2024	
Landowner OFFICE USE ONLY	Date	Agent (If any) Dig <sup>.fol</sup>	Date	
Prints of the Preliminary Pl	at received	(Number)	/	
Vicinity map of existing and	proposed st	treet system received _		
Statement of financing and gu	aranteeing	proposed improvements	received	
Preliminary drainage plan, i	f deemed nee	cessary, received	and	
This application was received	d by the Sut	division Administrator	on <u> 9/14</u> ,	
1911 It has been check	ed and fou	nd to be accompanied	by the required	
information and the fee of \$	pa	id to the City Clerk.		
information and the fee of	200 504	600		
1	v	Al	2	
		Subdivici	on Administrator	

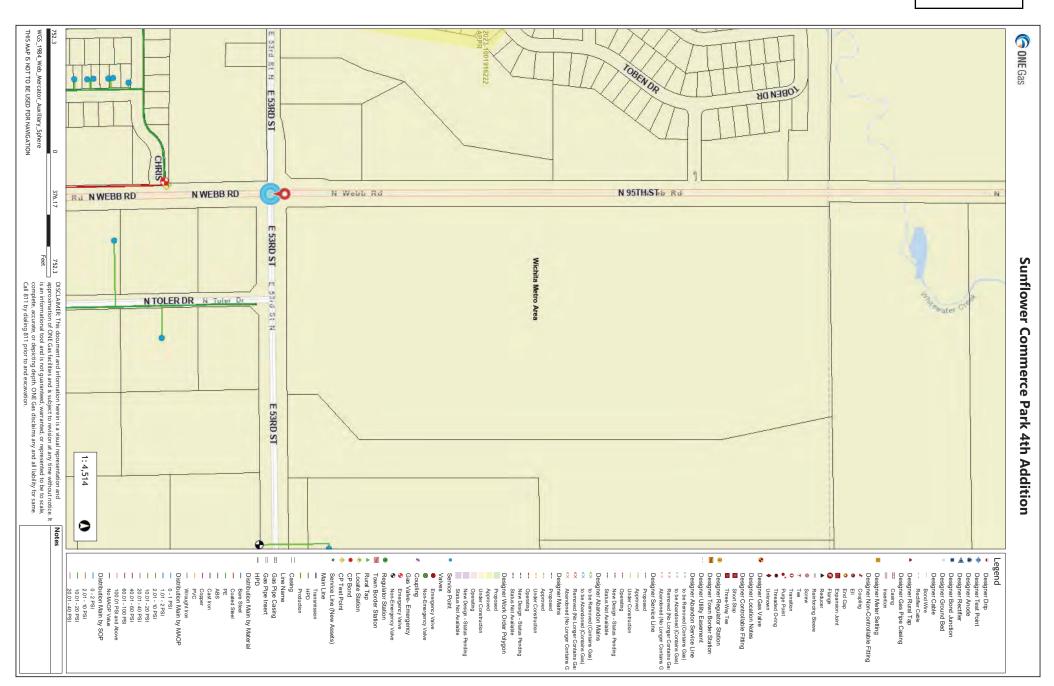
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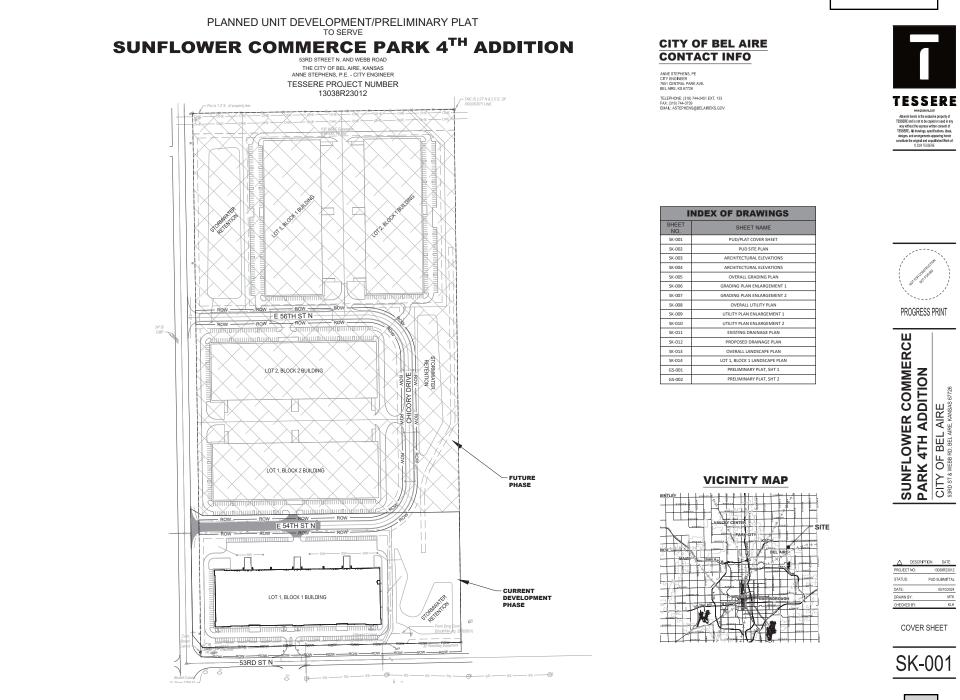
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(Page 2 of 2)

# Bel Aire CITY OF BEL AIRE SUBMITTAL CHECKLIST

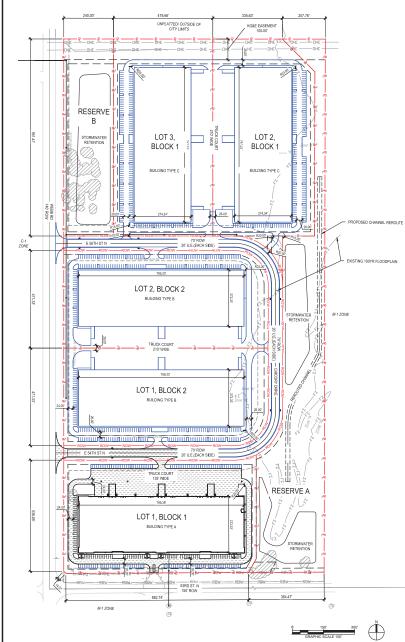
	U	THIS FORM SHOULD BE USED BY THE DEVELOPER AS A C		AN APPLICATIO	N
	CODE FEE \$20	15 COPIES 24"X32" SCALE 1" TO 100' 100 ACRES 1" TO 200', PDF ANI APPLICATION REQUIREMENTS 0+\$5 LOT+ ENGINEERING			PLANNER AGREE
	5.23A	DATA USED IN THE PREPARATION TO INCLUDE:			
	1	NORTH ARROW, SCALE, DATE OF PREPARATION	YES		
Î	2	LEGAL DESCRIPTION, BOUNDARY LINES OF THE TRACT WITH APPROXIMATE DIMENSIONS	YES		
	3	VICINITY MAP, DRAWN TO SCALE OF 1" EQUAL TO 2,000"	YES		
	4	LOCATION, ELEVATION, AND DESCRIPTION OF THE BENCH MARK CONTROLLING THE VERTICAL SURVEY	YES		
	5	STATEMENT CLEARLY INDENTIFYING THE DOCUMENT AS A PRELIMINARY PLAT	YES		
	6	NAME AND ADDRESS OF THE LANDOWNER, ARCHITECT, PLANNER, ENGINEER, SURVEYOR OR OTHER INVOLVED IN PREPARATION OF THE PLAT	YES		
	5.23 B	EXISTING USES, ACTIVITIES AND INFLUENCES ON THE SITE AND ADJACENT PROPERTIES, WITHIN 400'	YES		
	1	NAMES OF ADJACENT SUB-DIVISIONS, LANDOWNERS OF UNPLATTED LAND	YES		
GS-002	2	EXISTING STREETS, (INCLUDE NAMES), RIGHT-OF-WAYS, SIDEWALKS, MUNICIPAL BOUNDARIES, SECTION LINES, RAILROAD, EASEMENTS	YES		
	3	ALL PLATTED OR EXISTING STREETS AND PROPERTY LINES	YES		
	4	CONTOUR LINES 2' SLOPES< 10%; 5'>10%; SPOT ELEVATIONS FOR FLAT GROUND. DATE AND SOURCE OF SURVEY	YES		
	5	DESCRIPTION OF ANY EXISTING STREETS WHICH ABUT, TOUCH OR EXTEND THROUGH-TYPE, SURFACE, WIDTH, ROW WIDTH, BRIDGE AND CULVERT DETAIL	YES		
	6	LOCATION OF THE 1% CHANCE FLOODPLAIN AND ALL WATERCOURSES	YES		
	7	NATURAL FEATURES SUCH AS ROCK OUTCROPPINGS, LAKES WOODED AREAS, PRESERVABLE TREES	YES		
	8	ZONING CLASSIFICATIONS FOR TRACT AND ADJACENT TRACTS	YES		
	9	PROPOSED ADDITION OR DELETIONS IMPACTING THE FLOODPLAIN, WATERCOURSES, AND OR DRAINAGE	YES		
	5.23 C	PROPOSED SUBDIVISION OF THE TRACT INCLUDING:	YES		
	1	NAME OF THE SUBDIVISION SHALL NOT DUPLICATE OR CLOSELY RESEMBLE THOSE IN SEDGWICK COUNTY	YES		
K-5 to SK-7	2	APPROXIMATE THE GRADIENTS OF THE PROPOSED STREETS WITHIN THE PLAT	YES		
	3	EASEMENTS SHOWING WIDTH AND PURPOSE	YES		
	4	PROPOSED ZONING SETBACK LINES	YES		
¥	5	LOT DIMENSIONS, MINIMUM LOT SIZES, AND PROPOSED LOT AND BLOCK NUMBERS, SETBACK LINES	YES		
SK-8 to SK-10	6	UTILITIES-TYPE, LOCATION, LAYOUT.	YES		
	5.23 D	THE FOLLOWING ITEMS TO BE SUBMITTED IN SUPPORT OF AN APPLICATION:			
DRAINAGE REPORT	1	ALL STUDIES REQUIRED BY THE CITY; DRAINAGE, TRAFFIC, OTHER	YES		
	2	ASSURANCES OF ADEQUATE PUBLIC FACILITIES	YES		
	3	A MASTER SCREENING/FENCE PLAN FOR COMMERCIAL/ RESIDENTIAL	N/A		





TESSERE

All work herein is the exclusive property of ESSERE and is not to be copied or used in ar way without the copress written consent of TESSERE. All drawings, specifications, ideas, dosigns, and arrangements appearing herein constitute the original and unpublished Work of: 0 2004 TESSERE





#### LOT BOUNDARY ELCOD ZONE PROPOSED RIGHT OF WAY FUTURE DEVELOPMENT PROPOSED UTILITY EASEMENT PROPOSED BUILDING SETBACK EXISTING TREE CANOPY TO PRESERVE EXISTING TREE CANOPY TO REMOVE CONCRETE DRIVE PAVING

#### PROJECT SUMMARY

	PROJECT DATA TABLE	
LEGAL	W 1/2, SW 1/4, SEC. 16	, T-26-S, R-2-E
SPECIFICATIONS	CITY OF BEL A	AIRE
PROJECT AREA	74.56 ACRE	S
DWNER	BUYER: ASPEN SUNFLOWER INDUSTRIAL, SELLER: WILLOWROCK PROPERTIES, LLC -	
PROJECT COORDINATION	CITY OF BEL AIRE	SEDGWICK COUNTY
NGINEER/PREPARER	KURT HERSHEY, P.E. TESSERE 1525 E. DOUGLAS AVE, WICHITA, KS 6721	1
SURVEYOR	CHAD ABBOTT, P.S. ABBOTT LAND SURVEY 631 N KESSLER ST, WICHITA, KS 67203	

#### DEVELOPMENT SUMMARY

item	Floor Area	Bidgs	Total Floor Area	Site Acreage	% of Acres
Industrial				53.92	72.32%
Lot 1, Block 1		1		11.61	15.57%
Office	43,074		43,074		
Storage	172,298		172,298		
Subtotal	215372		215,372		
Lot 1, Block 2		1		10.55	14.15%
Office	43,074		43,074		
Storage	172,298		172,298		
Subtotal	215372		215,372		
Lot 2, Block 2		1		10.55	14.15%
Office	43,074		43,074		
Storage	172,298		172,298		
Subtotal	215372		215,372		
Lot 3, Block 1		1		10.47	14.04%
Office	41,000		41,000		
Storage	164,000		164,000		
Subtotal	205,000		205,000		
Lot 2, Block 1		1		10.74	14.40%
Office	41,000		41,000		
Storage	164,000		164,000		
Subtotal	205,000		205,000		
Reserve A				10.76	14.43%
Reserve B				5.24	7.03%
Right-Of-Way				4.64	6.22%
TOTAL		5	1.056,116	74.56	100.00%

#### PARKING SUMMARY

LOT/BLOCK	NUMBER OF BUILDINGS	PARKING	COUNT	
		PROPOSED	FUTURE	TOTAL
Lot 1, Block 1	1	96	135	231
ot 1, Block 2	1		171	171
Lot 2, Block 2	1		171	171
ot 3, Block 1	1		170	170
Lot 2, Block 1	1		165	165

#### ZONING SETBACK SUMMARY

Block / Lot	<b>Building Setback</b>			
	Front	Street Side	Side Yard	Rear
Block 1 - Lot 1	50'	25'	0'	N/A
Block 1 - Lot 2	50'	N/A	0'	N/A
Block 1 - Lot 3	50'	N/A	0'	N/A
Block 2 - Lot 1	50'	25'	0'	N/A
Block 2 - Lot 2	50'	25'	0'	N/A

#### VICINITY MAP



#### GENERAL SITE NOTES

- PERSONAL SECTION AND ADDRESS OF ADDRESS OF

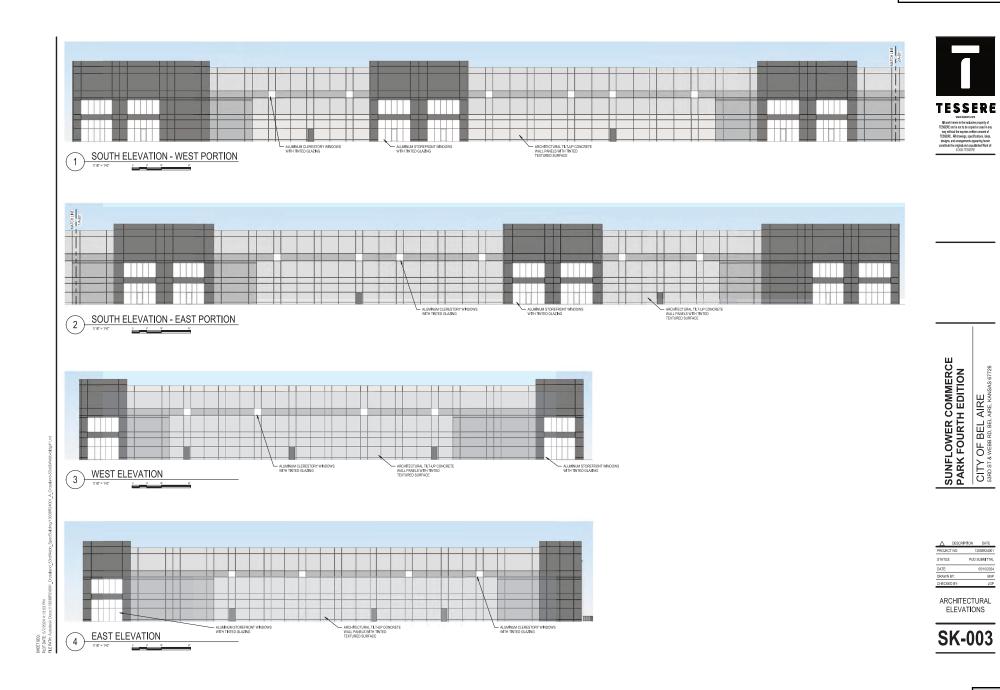


PROGRESS PRINT

	TION DATE
PROJECT NO:	13038R23012
STATUS:	PUD SUBMITTAL
DATE:	05/10/2024
DRAWN BY:	MW
CHECKED BY:	KH

#### PUD SITE PLAN





TESSERE Werk-lessene com Al work herein is the exclusion property of TESSRE and is not the be copied or used in may may wirkow the express writes context of TESSRE. Al drawings, specification, ideas, designs, and amagements apparing herein constitute the original and unce Alexan area.

original and unpu © 2004 TESSER

SUNFLOWER COMMERCE PARK FOURTH EDITION CITY OF BEL AIRE SORD ST & WEBR RD. BEL AIRE. KANSAS 57735

DESCRIPTION PROJECT NO:

ARCHITECTURAL ELEVATIONS

SK-004

STATUS:

DATE: DRAWN BY:

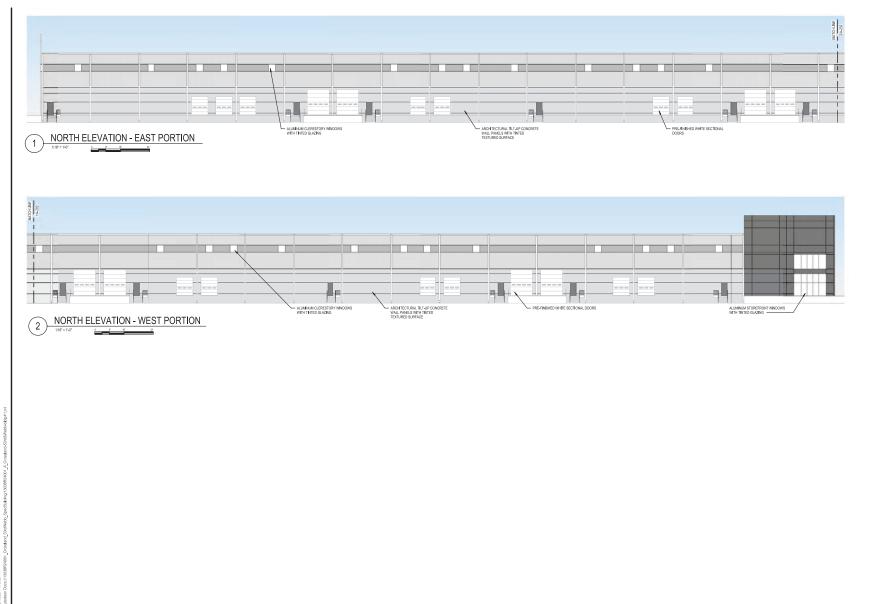
CHECKED BY:

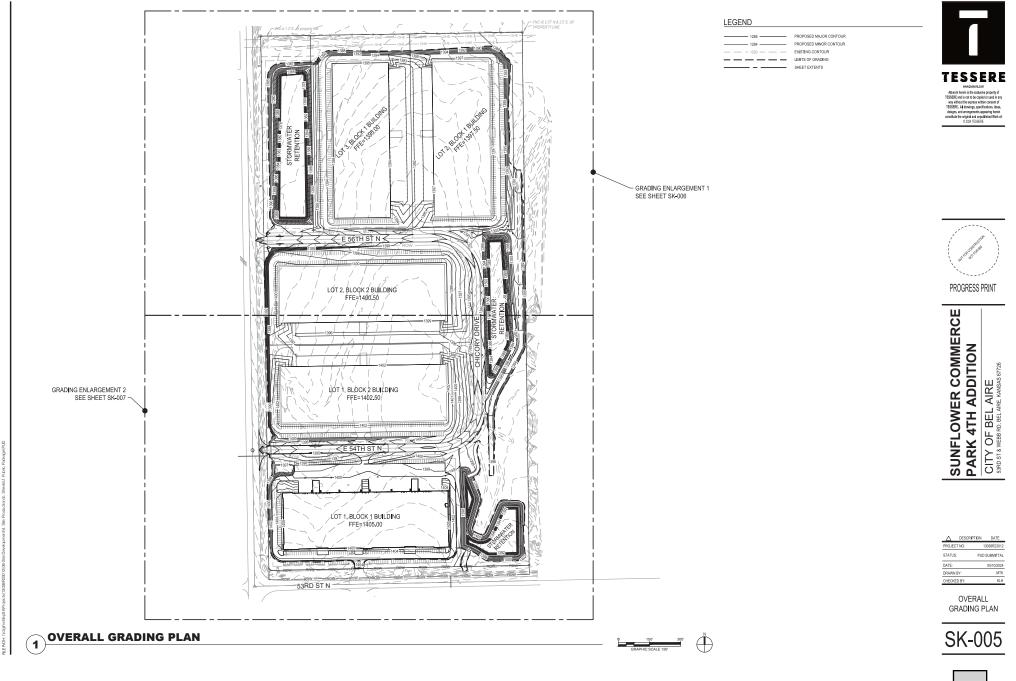
13038R24001

05/10/2024 BNP

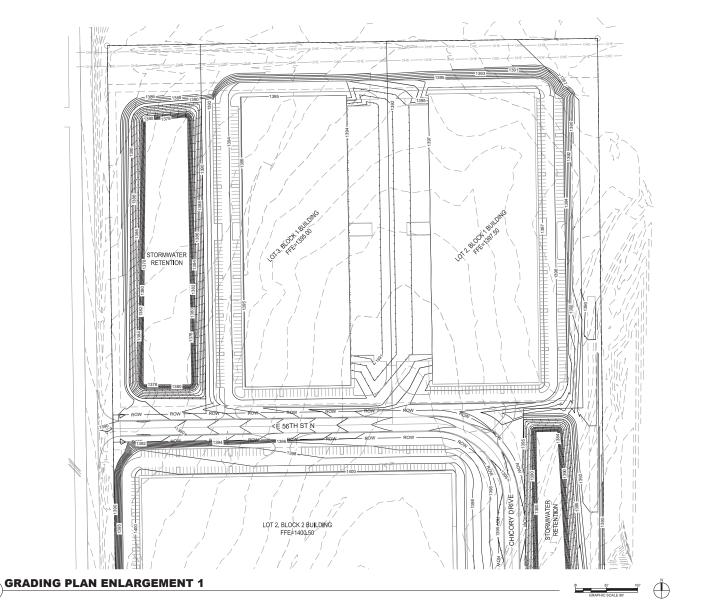
JGP

PUD SUBMITTAL









PLOT DATE: FILE PATH:

1

LEGEND	
1285	PROPOSED MAJOR CONTOUR
1284	PROPOSED MINOR CONTOUR
— — — 1280 — — —	EXISTING CONTOUR
	LIMITS OF GRADING
	SURFACE FLOW ARROW
1289.00	SPOT ELEVATION
1289.00 TC 1288.50 BC	TOP OF CURB BASE OF CURB
1289.00 +/- ME	MATCH EXISTING ELEVATION. NOTIFY ENGINEER IF SIGNIFICANT DISCREPANCY EXISTS
1289.00 FC	FLUSH CURB
• =	STORMWATER AREA INLETS
0 凤	STORMWATER CURB INLETS





△ DESCR	PTION DATE		
PROJECT NO:	13038R23012		
STATUS:	PUD SUBMITTA		
DATE:	05/10/2024		
DRAWN BY:	MTR		
CHECKED BY:	KLH		

GRADING PLAN ENLARGEMENT 1



TESSERE

All work hanks is the exclusive property of TESSERE and is not to be copied or used in any way without the express writher conset of TESSERE. All drawings, specifications, Mass, dissipss, and arrangements apporting banks constitute the original and unpublished Wark of: 6.0204 TESSERE

PROGRESS PRINT

SUNFLOWER COMMERCE PARK 4TH ADDITION CITY OF BEL AIRE SIRD ST & WEBR RD, BEL AIRE, KANSAS 6773

DESCRIPTION DATE

GRADING PLAN ENLARGEMENT 2

SK-007

13038R23012

05/10/2024 MTK

KLH

PUD SUBMITTAL

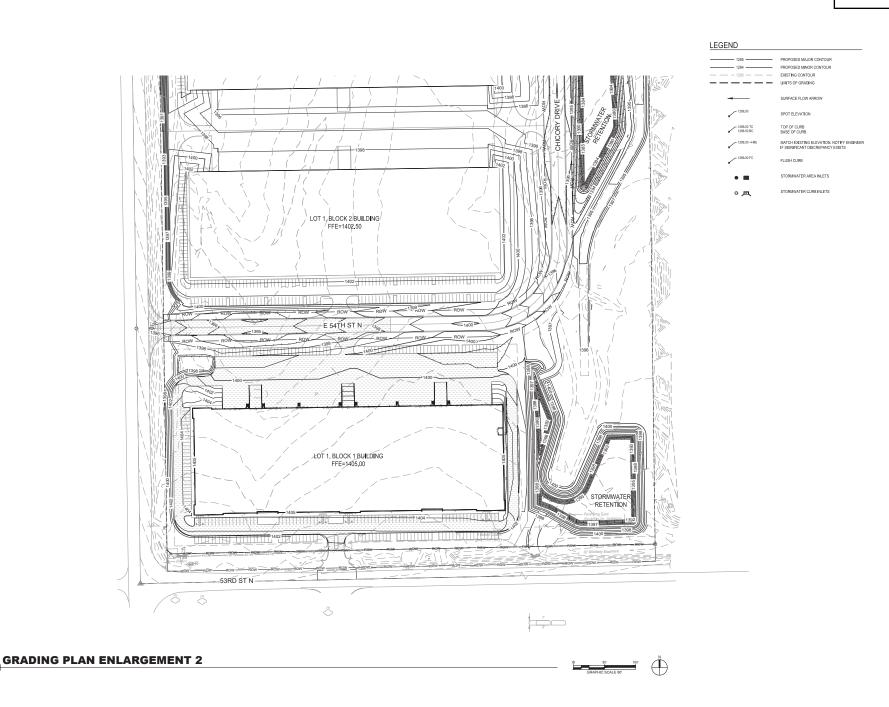
PROJECT NO:

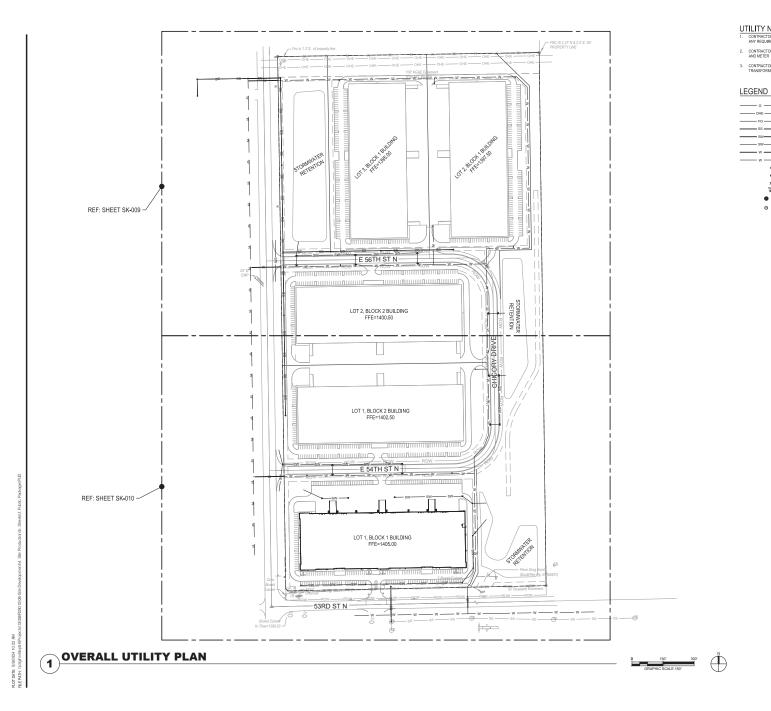
STATUS:

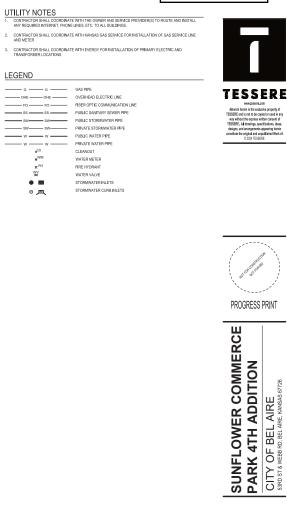
DATE:

DRAWN BY:

CHECKED BY:







DESCRIPTION DATE

OVERALL UTILITY PLAN

SK-008

13038R23012

05/10/2024 MTK

KLH

PUD SUBMITTAL

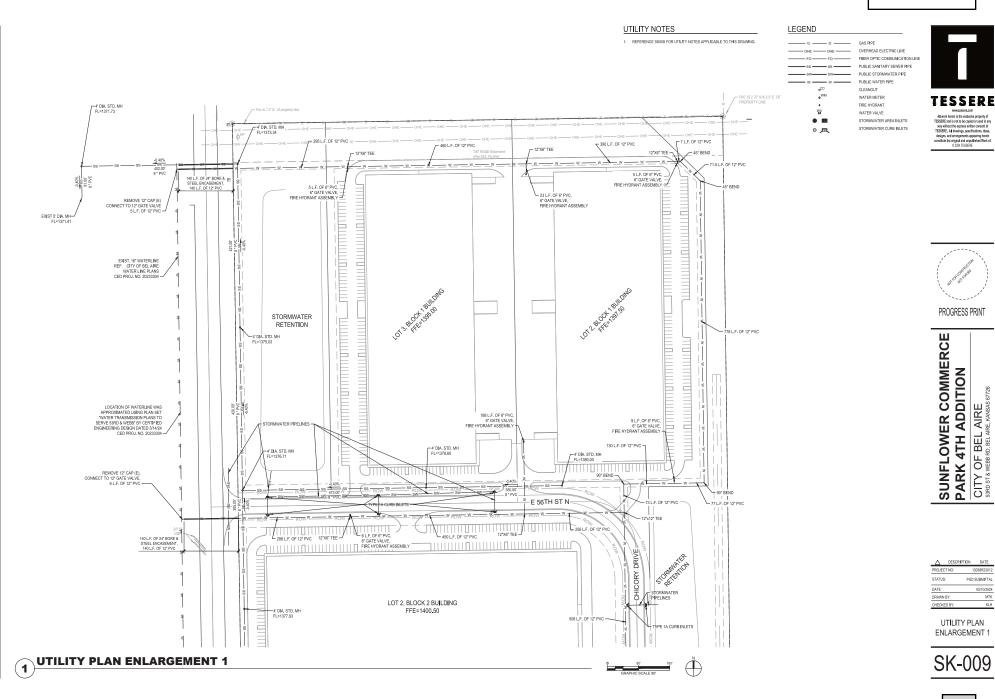
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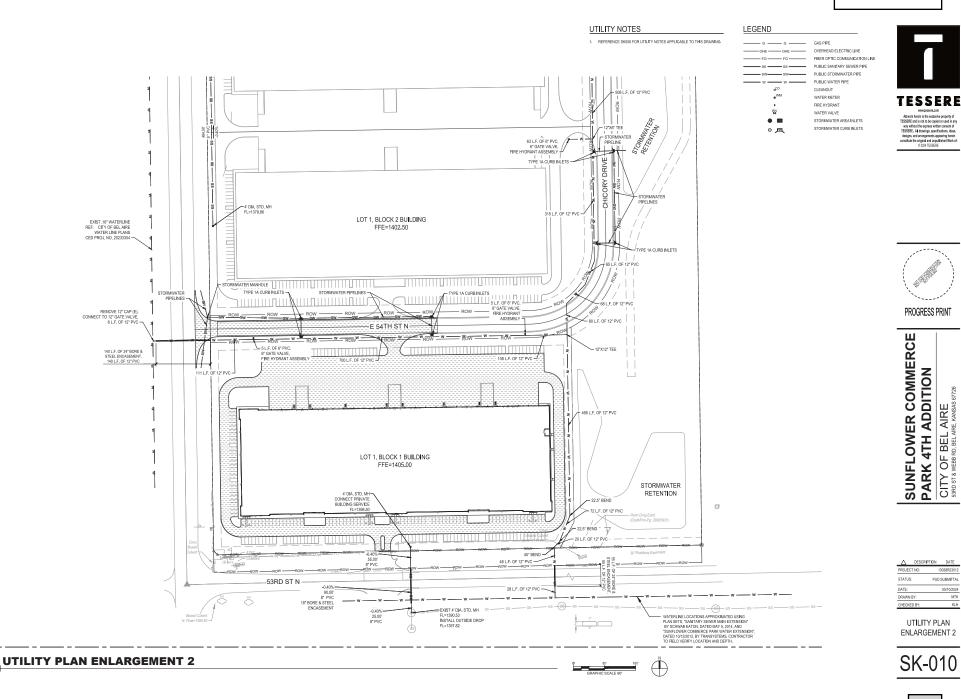
STATUS:

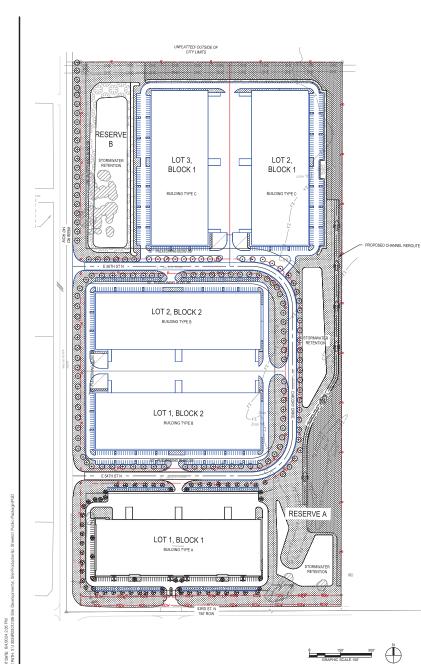
DATE:

DRAWN BY:

CHECKED BY:







#### LANDSCAPE NOTES

- 2. ALL TREES TO BE MINIMUM 15 GALLON.
- ALL PLANT MATERIAL IS NONINVASIVE AND EITHER THE APPROVED SPECIES LIST PROVIDED BY THE CITY OR HARDY NATIVESI CULTIVARS.
- PLANT MATERIAL SHALL BE NATIVE AND LOW MAINTENANCE. IF NATIVE VARIETIES ARE NOT AVAILABLE, SPECIES APPROPRIATE TO THE LOCATION AND MICROCLIMATE THAT EXHIBIT SMILLAR OWRACTERISTICS TO NATIVE SPECIES SHALL BE USED.
- 5. A PERMANENT IRRIGATION SYSTEM WILL BE INSTALLED FOR EACH PHASE OF DEVELOPMENT.
- 6. AFTER TWO GROWING SEASONS, LANDSCAPE SHALL PROVIDE AT LEAST 50% COVERAGE OVER MULCHED AREA.
- 7. LANDSCAPE AREA SHALL NOT INTERFERE WITH SIGHT TRIANGLES.



All work herein is the ead salve property of TESSERE and is not to be copied or used in may way without the oprese without concent of TESSERE. All dowings, specifications, bless, obsigns, and arrangements appending herein constitute the original and supplicitude Work of 0.2004 TESSERE

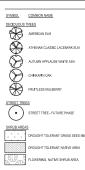
#### LANDSCAPE SUMMARY

Item	M-1 Landscape Requirement	Proposed PUD Requirement	Required	Provided
Street Trees	1 tree/40 LF street frontage/ROW	1 tree/50 LF street frontage/ROW	Lot 1, Block 1: 2,400 LF/50=48 trees Lot 1, Block 2: 1,810 LF/50=37 trees Lot 2, Block 2: 1,800 LF/50=38 trees Lot 3, Block 1: 485 LF/50=10 trees Lot 3, Block 1: 485 LF/50=10 trees Reserve A: 1,225 LF/50=25 trees	Lot 1, Block 1: 48 Lot 1, Block 2: 37 Lot 2, Block 2: 38 Lot 3, Block 1: 10 Lot 2, Block 1: 9 Reserve A: 25 Reserve B: 26
			Reserve B: 1,300 LF/50=26 trees	Reserve B: 26
Parking Lot Perimeter Landscape	15' continuous landscape area around parking	Non-invasive vegetated ground cover or turf grass	Lot 1, Block 1: 28,200 SF Lot 1, Block 2: 18,000 SF Lot 2, Block 2: 18,000 SF Lot 3, Block 1: 18,400 SF Lot 2, Block 1: 3,200 SF	Turf grass
Interior Landscape	1 landscape island/20 stalls	1 landscape island/20 stalls	Lot 1, Block 1: 12 Lot 1, Block 2: 9 Lot 2, Block 2: 9 Lot 3, Block 1: 9 Lot 3, Block 1: 9	Lot 1, Block 1: 22 Lot 1, Block 2: 20 Lot 2, Block 2: 20 Lot 3, Block 1: 19 Lot 2, Block 1: 19
Building Façade/ Foundation	25% of building façade between a parking lot or right of way must be landscaped	Non-invasive vegetated ground cover or turf grass	Lot 1, Block 1: 470 LF Lot 1, Block 2: 340 LF Lot 2, Block 2: 340 LF Lot 3, Block 1: 265 LF Lot 3, Block 1: 265 LF	Turf grass

LEGEND

LOT BOUNDARY PROPOSID RIGHT OF WAY PUTURE DEVELOPMENT PROPOSED UTUTI V EARMENT EXISTING TREE CANOPY TO PRESERVE EXISTING TREE CANOPY TO REMOVE

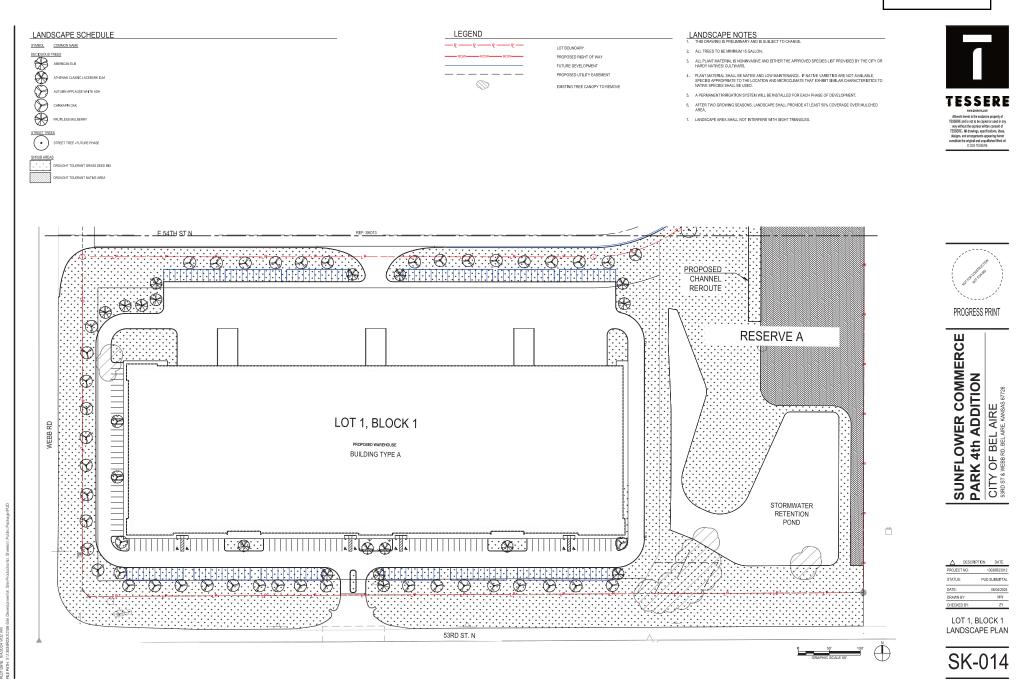
#### LANDSCAPE LEGEND

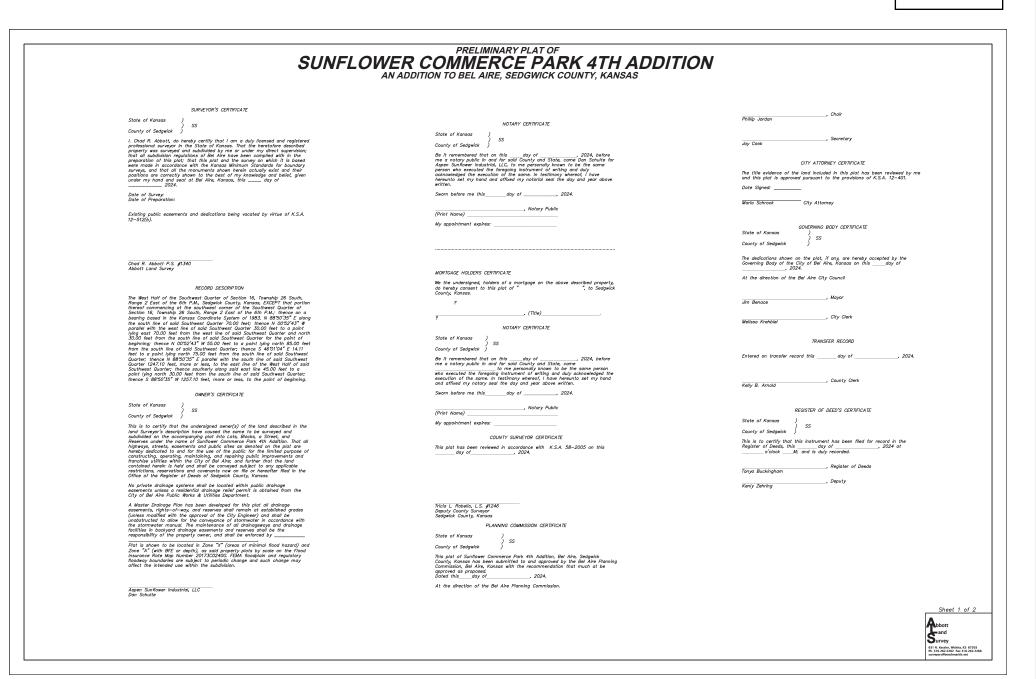


SUNFLOWER COMMERCE PARK 4th ADDITION CITY OF BEL AIRE SERD ST & NEEB RD, BEL AIRE, MANSAS 5775

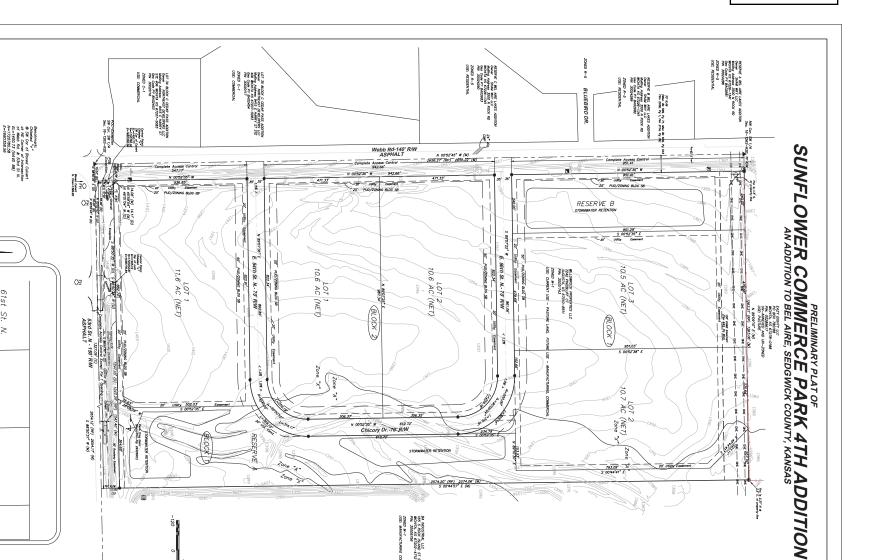
PROGRESS PRINT

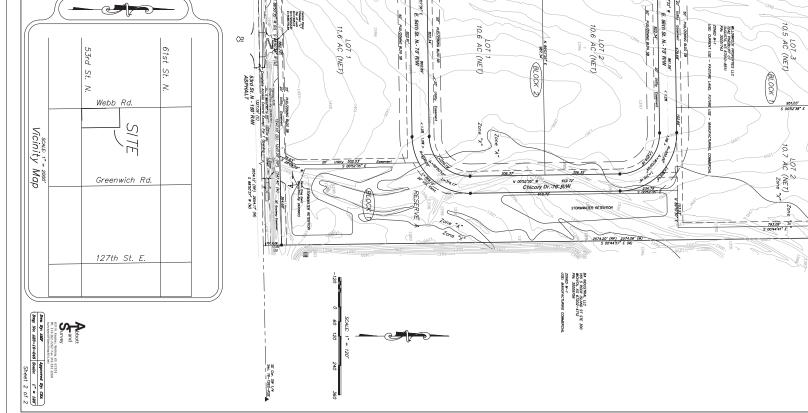
PUD LANDSCAPE PLAN SK-013





GS-001





GS-002

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Sinc in 2.37" N &

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1388

Section V, Item C.



City of Bel Aire, Kansas 7651 E. Central Park Ave Bel Aire, Kansas 67226



# FINAL PLAT REVIEW

Address of proposed project: Chapel Landing 7<sup>th</sup> revised Final Plat

This report is to document that on 5.2.24 the Zoning Administrator from the City of Bel Aire evaluated the above property plan for compliance of zoning and building requirements:

	SETBACKS		ELEVATIONS		
	EFFECTIVE CODE COMPLIANCE		REQUIRED PLAN SUBMITTALS		
	EROSION CONTROL		EASEMENTS		
	LANDSCAPE		SCREENING		
	STORM DRAINAGE		NEIGHBORHOOD IMPACT		
	ADA ACCESSIBLE		UTILITIES TO BUILDING		
The review of the above property plan has been:					
	APPROVED, as noted				

DELAYED, as noted

DENIED, as noted

DATE\_<u>5/2/24</u>\_\_\_\_



# Comments:

The preliminary plat was conditionally approved based on a shared drainage plan with Bristol Hollows addition in 2023. The city received the application, final plat, sidewalk plan, utility revised plan, and title report for that process. The drainage plan was not included. The final plat was submitted to the Planning Commission with the expectation that the drainage details would be worked out between developments. Chapel landing 7<sup>th</sup> was approved conditionally in 2023 as well by the city planning commission. The City Council didn't have this project on the agenda for the main reason the drainage plan and drainage plan agreement weren't completed as required for final approval.

This final plat revision dated April 9th will make the previous approved version null with "all rights are waived as to the approved status by the Planning Commission" and will follow the continuation towards approval of the final plat process related to the revisions from the preliminary plat to the new layout changes.

The new submittals include the application, the revised final plat, and the revised sidewalk plan. No drainage information related to Bristol Hollows or the reserve.

• Evergy has been contacted, Onegas has been contacted. Onegas had no requests.

- The pipeline representatives were contacted, no response received yet, have you contacted them as well?
- Has the drainage agreement between the owners of Bristol Hollows development and this development been finalized yet?
- The drainage plan can be submitted directly to the city engineer, Anne Stephens.
- The added drainage note will need to go through legal review to match the agreement with the owners of Bristol Hollows reserve and developer's agreement. This is critical to the approval of the final plat and developer's agreement.
- <u>http://www.belaireks.citycode.net/</u> is the link to find the requirements for platting and zoning.

G.L. 7th FMall revision SD-23-05

File No. S/D \_\_\_\_-

## CITY OF BEL AIRE, KANSAS

# **APPLICATION FOR FINAL PLAT APPROVAL**

This is an application for processing a final plat in accordance with the City Subdivision Regulations. The application must be completed and filed with the Subdivision Administrator at least 15 days prior to a regular meeting date of the Planning Commission.

## (AN INCOMPLETE APPLICATION CANNOT BE ACCEPTED)

Name of Subdivision		Chape	el Landing 7th					
General Location		SE co	rner of 53rd and W	/oodlawn				
				✓ Inside City		To be Annexed		Outside City
Na	ame of Landown	er	53rd 8	Oliver, LLC Attn.	Jay Russell			
Ac	ldress	PO Box 75	5337, W	/ichita, KS 67275			Phone	316-990-2105
Na	ame of Subdivide	er/Agent	-	Baughman Compa	any, P.A. Attn.	Kris Rose		
Ac	ldress	315 S. Ellis	s St., W	ichita, KS 67275			Phone	316-262-7271
Na	ame of (Enginee	r) (Land Pla	inner)	Baughman Compa	any, P.A. Attn.	Kris Rose		
Ad	ldress	315 Ellis W	Vichita,	KS 67211			Phone	262-7271
Na	me of Registere	ed Land Sur	veyor _	same as agent				
Ad	dress	<b>B</b> 2					Phone	
Su	bdivision Infor	mation						
			t of enti	re preliminary plat	area			
		Final Plat			of	unit d	evelopm	onto
		Final Plat			01		evelopin	
				riginal platted area				
2.	Gross acreage			13.59 Acres				
3.	Total number o	1	-	42				
4.	Proposed land	use for an	- 	Urban-Type	🗆 Rural Ty	pe Subdi	vision:	
	a. 🔽 Residenti			□ Duplex	Multiple I			ured/Mobile Home
	b. Commercia	-					lanalaot	
	c. Industrial							
	d. Other							

5. Predominant minimum lot width	60		_Feet			
6. Predominant minimum lot area	7,200		_Square Feet			
7. Existing zoning <u>R-5</u>				District		
8. Proposed zoning <u>n/a</u>				District		
9. Source of water supply	0.1					
10. Method of sewage disposal	City					
11. Total lineal feet of new street	1583		Feet			
Street N	ame	_	R/W Widt	<u>h</u>	Lineal Fee	t
a. Pheasant Ridge	St	_	32	Ft.	321	Ft.
b. Pheasant Ridge	Cir	_	32	Ft.	536	Ft.
c. Hillcrest St		_	32	Ft.	300	Ft.
d. Dundee St		_	32	Ft.	426	Ft.
е		<b></b> .		Ft.		Ft.
f		_		Ft.		Ft.
g		_		Ft.		Ft.
h		_		Ft.		Ft.
l		_		Ft.		Ft.
j		_		Ft.		Ft.
12. Proposed type of street surfacing	9	asphalt				
13. Curb and gutter proposed:	🔽 Yes		No			
14. Sidewalks proposed: See sidewalk exhibit	✓ Yes	Г	No	If yes, where?		
15. Is any portion of the proposed su □ Yes	bdivision loc	ated in an i I No	identified flood	plain area?		
The landowner herein agrees to compolicies and standards of the City and recording the plat and supplemental of The undersigned further states that h will permit officials of the City to inspe	l statutes of t locuments th e/she is the o	the State of hereto with owner of th	f Kansas. It is f the Register of e land propose	further agreed that a Deeds shall be pair d for platting and, w	all costs of d by the owner.	
			hry	L	7-22-2	4
Landowner	Date		Agen	t (If any)	Date	
OFFICE USE ONLY						

Prints of the Final Plat received \_\_\_\_\_ (Number)

Final drainage plan, if required, received \_\_\_\_\_\_

Copy of a title report for the land received

Copy of proposed restrictive covenants, if any, received \_\_\_\_\_

Methods for financing and guaranteeing improvements

For plats for small tract:

a. Vicinity map received \_\_\_\_\_

b. Topographic drawing, if required, received \_\_\_\_\_

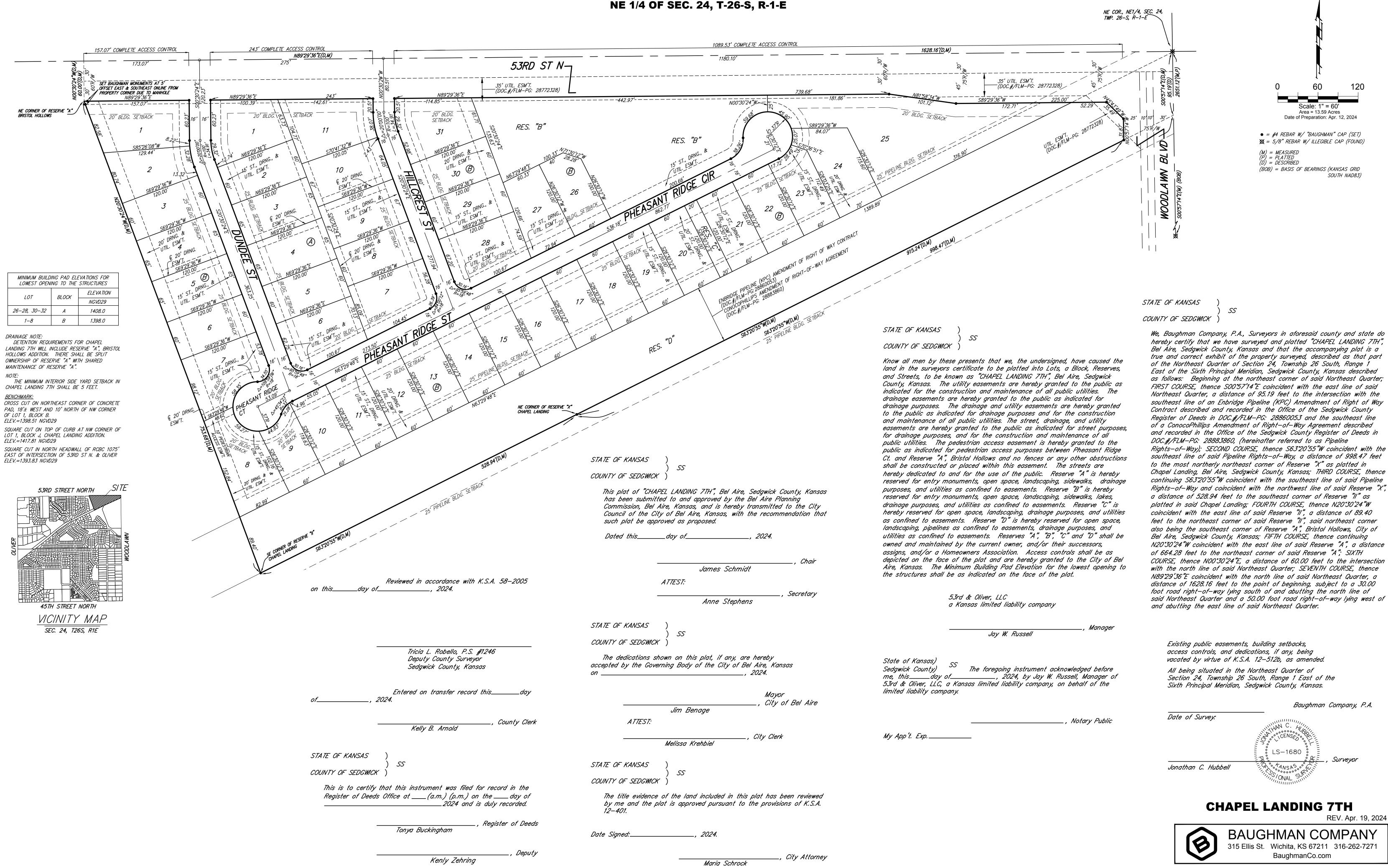
Side Walk revision

Original drawing or photographic equivalent of Final Plat received \_\_\_\_\_

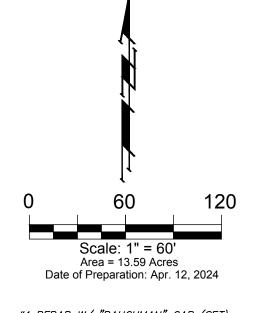
This application was received by the Subdivision Administrator on  $\underline{4.22.24}$ ,  $20\underline{24}$ . It has been checked and found to be accompanied by the required information and the fee, if any, of  $\underline{5}$  paid to the City Clerk. Walked

Subdivision Administrator

cc: Applicant



# **CHAPEL LANDING 7TH BEL AIRE, SEDGWICK COUNTY, KANSAS** NE 1/4 OF SEC. 24, T-26-S, R-1-E



• = #4 REBAR W/ "BAUGHMAN" CAP (SET) ₩ = 5/8" REBAR W/ ILLEGIBLE CAP (FOUND) (M) = MEASURED(P) = PLATTED(D) = DESCRIBED

(BOB) = BASIS OF BEARINGS (KANSAS GRID SOUTH NAD83)

STATE OF KANSAS SS COUNTY OF SEDGWICK

All being situated in the Northeast Quarter of Section 24, Township 26 South, Range 1 East of the Sixth Principal Meridian, Sedgwick County, Kansas. Date of Survey:

Baughman Company, P.A.

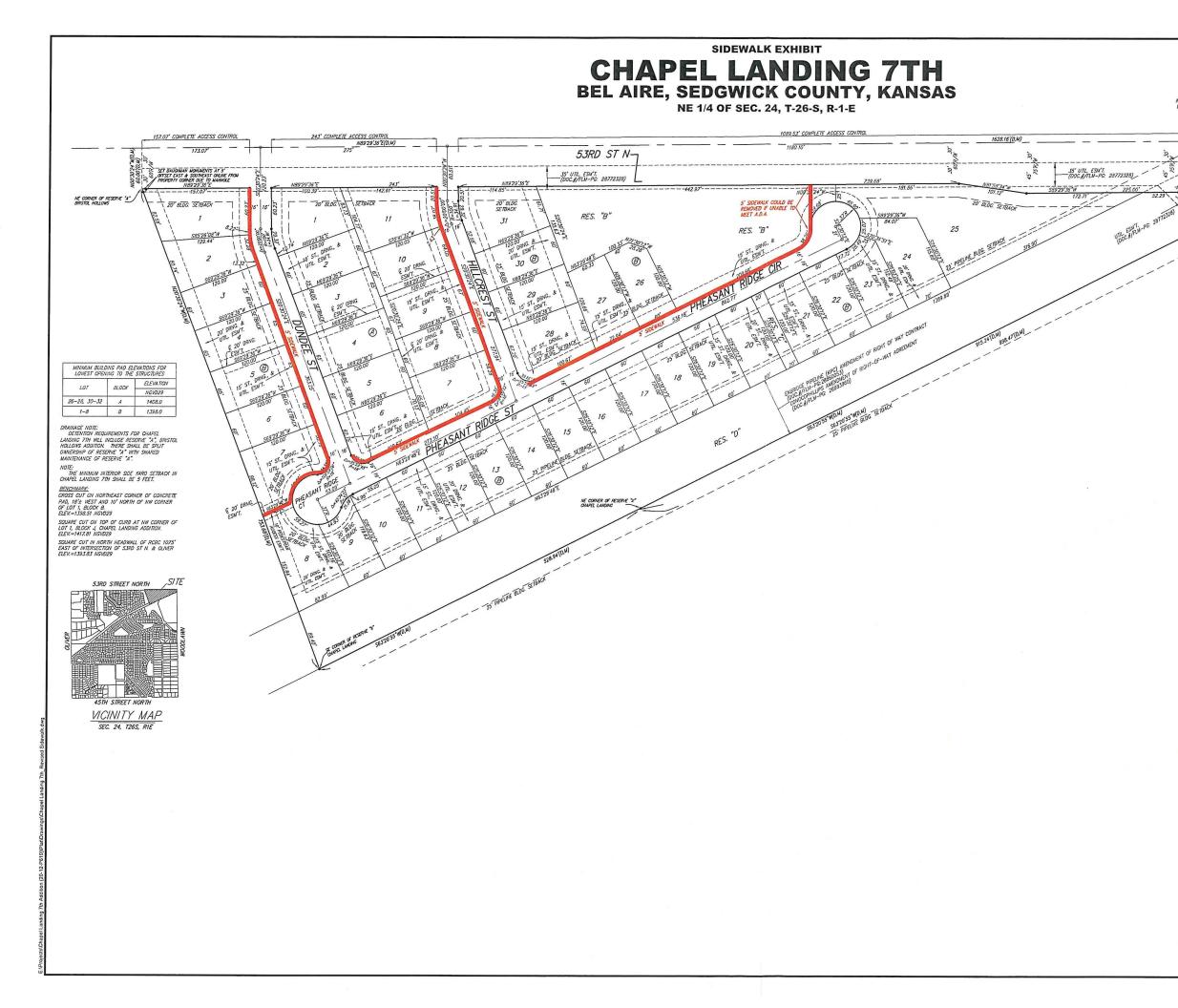
Jonathan C. Hubbell

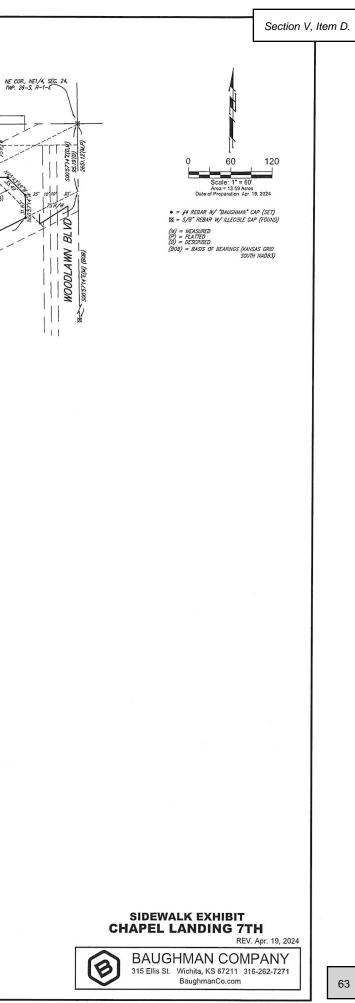
LS-1680 Surveyor ANSAS ...

**CHAPEL LANDING 7TH** 

REV. Apr. 19, 2024









MAIL TO:

# STATUTORY WARRANTY DEED

3F2R Holdings, LLC, a Kansas limited liability company Grantor(s):

Convey(s) and Warrant(s) to 53rd & Oliver, LLC, a Kansas limited liability company

The following described premises, to-wit:

Reserve "A", Bristol Hollows, City of Bel Aire, Sedgwick County, Kansas. Pursuant to K.S.A. 79-1437e, a Real Estate Validation Questionnaire is not required due to Exemption No. 3.

For the sum of One Dollar and other good and valuable consideration. Subject to: easements and restrictions of record, if any Dated this 16th on May 2024.

3F2R Holdings, LLC, a Kansas limited liability company

By: 11235 Holdings, LLC, a Kansas limited liability company, its Member

a Kansas limited liability company, its Member By: Luca Investment Properties, LLC,

Philip/Ruffo, Member 1 0-0 By:

3F2R Holdings, LLC, a Kansas limited liability company

H&F Holding LLC, a Kansas limited liability company, its Member By:

Benjamin T. Farha, Member By:

By: TCF Holdings, LLC, a Kansas limited liability company, its Member

Todd Farha, Member 1 By

State of Kansas, Sedgwick County } ss.

This instrument was acknowledged before me on <u>MAY</u> 16, 2024 by Philip Ruffo, Member of Luca Investment Properties, LLC, a Kansas limited liability company, Member of 11235 Holdings, LLC, a Kansas limited liability company, Member of 3F2R Holdings, LLC, a Kansas limited liability company, for and on behalf of said limited liability company. 16\*

0 My appointment expires:

Notary Public of Kansas MEYER State o My Appt. Expires

4

State of Kansas, Sedgwick County} ss.

Farha, Member of H&F Holding LLC, a Kansas limited liability company, Member of 3F2R Holdings, LLC, a Kansas limited liability company, for and on behalf of said limited liability , 2024 by Benjamin T. 五91 MAY This instrument was acknowledged before me on company.

0 My appointment expires:

State of Kansas, Sedgwick County} ss.

Notary Public

A PHILIP J. MEYER Motary Public - State of Kansas My Appt. Expires 10/31/25 My Appt. Expires

This instrument was acknowledged before me on  $\overrightarrow{MAX}$   $l \not\in \overrightarrow{T}$ , 2024 by Todd Farha, Member of TCF Holdings, LLC, a Kansas limited liability company, Member of 3F2R Holdings, LLC, a Kansas limited liability company, for and on behalf of said limited liability company.

Notary Public My Appt. Expires 10/31/25 1

52 S My appointment expires: 101

# City of Bel Aire

# **STAFF REPORT**

DATE: 06/06/2024

TO: Bel Aire Planning Commission FROM: Keith Price RE: Agenda

FOR MEETING OF	6/6/24
CITY COUNCIL	
INFORMATION ONLY	

# SUMMARY:

# CON-24-01 Property owner has requested to operate a daycare in an R-5 multi-family Zoned District.

# **History:**

Rock Spring addition was zoned R-5 with a developer's agreement overlay that created a duplex and a single-family area within the platted area in 2011. The R-5 district is a zero-lot line category; the plattor text and the developer's agreement help define setbacks and requirements. R-5 zoned districts require home-based businesses to have a conditional use permit.

# Discussion:

The city placed an ad in the Ark Valley Newspaper and sent out notifications to the property owners within the 200' notification area as required by the city code.

Staff met with the applicants prior to the submittal for the daycare use. The use could easily fit the tier two business license. Tier two would only require that the business register every year and pay the standard home-based business license fee. R-4 zoning district is the predominate single-family district in Bel Aire has minimum lot size of 8,400 s.f.; The applicant's lot is 8,943 s.f.

KDHE basic rules:

# Licensed Day Care Home

- A childcare facility in which care is provided for a maximum of ten children under 16 years of age and includes children under 11 years of age related to the provider. The total number of children in care at any time is based on the ages of the children in care.
- The license is usually issued for the provider's own home but may be issued at a location other than the provider's home such as a commercial setting. The license identifies the address of the

child care facility.

- The licensee must be 18 years of age, a high school graduate or the equivalent, have an understanding of children, complete certified first aid and CPR as well as childcare-related training in health and safety topics.
- A KBI criminal history and child abuse and neglect background check are processed on all persons living, working, or volunteering in the licensed daycare facility.
- State Licensing fee \$85. Local fees may also apply.
- The licensed daycare home is inspected to check compliance with regulations to protect the health, safety, and well-being of the children in care at least once every 12 months.

# **Conclusion:**

Please review the golden rules. Staff can support this request with a normal renewal annually with standard process for a tier two city business license. An ordinance will be required. Conditions placed on the business if approved would be related to expiration if not renewed each year and that the business isn't transferable if the house is sold or rented to another family.

# SD-24-01; PUD-24-01. Sunflower Commerce Park 4th approximately 74.56 acres of the M-1 Industrial Use zoning district to be used for office/warehouse.

# History:

This parcel was rezoned M-1 as part of the city project related to Sunflower Commerce Park 2<sup>nd</sup> addition approximately in 2015. This land has remained vacant since that time. The Sunflower Commerce Park II plat didn't include this parcel at that time.

# Discussion:

The city placed an ad in the Ark Valley Newspaper and sent out notifications to the property owners within the 200' and 1,000' notification area as required by the city code.

The city met with the TESSERE team that presented the project prior to the application date. The plat will be on the agenda separate from the preliminary PUD process.

The city reached out to Evergy and Onegas, no additional easements have been requested at this time.

Details related to building and site signage will need to be contained in the PUD and developer's agreement.

The landscape plan discussion has been to have a concept plan with developer's agreement allow a specific site plan to be provided as each area is developed.

Parking lot requirements will change based on uses; as tenant finishes are proposed parking requirements will be analyzed and the general code can allow and fortified with the PUD language.

Building materials are shown in the submittal as tilt up concrete design. The discussion was to link the Sunflower Commerce Park covenants to the Sunflower Commerce Park 4<sup>th</sup>. This would fortify the type of materials to use for the buildings and overlay the landscape and site requirements.

The follow-up staff report to the developer will be in the packet.

# Conclusion:

Please review the golden rules. Staff can support this request for the preliminary plat and the preliminary PUD. The format of the plat would be as a PUD plat with the PUD rules as a page filed with final plat.

# ZON2024-00027 (county)

Philip Zevenbergen, AICP, Will present a case to change from Rural Residential, RR, to Limited Commercial, LC.

This case falls within the area of influence of the City of Bel Aire, an area recognized by MAPC. The Bel Aire code sections below provide the purpose of the Extraterritorial Zoning once established and is the reason this case is brought to this commission for review.

# 18.1.2. Authority and jurisdiction.

These regulations are adopted under authority established by K.S.A. 12-741 et seq., and as amended, including K.S.A. 12-736, 12-753 to 12-761, 12-763, 12-764, 12-766, 12-3301 - 12-3302, and 12-3009 to 12-3012. These regulations shall apply to all buildings, structures and land within the corporate limits of the City of Bel Aire, Kansas, as presently exist, as may be hereafter established, or as incorporated within by annexation. Nothing herein shall be construed to preclude the City from engaging in extraterritorial planning activities pursuant to K.S.A. 12-743, and amendments thereto.

# 18.1.3. Purpose.

These regulations are intended to serve the following purposes:

To promote the public health, safety, morals, comfort and general welfare;

To establish a variety of zoning district classifications according to the use of land and buildings with varying intensities of uses and standards whose interrelationships of boundary zones form a compatible pattern of land uses and buffer areas which enhance the value of each zone;

To regulate and restrict the location, use and appearance of buildings, structures an each district and to zone for residential, commercial, industrial and other purposes including flood plains:

To regulate and restrict the height, number of stories and size of buildings and structures including their distance from any street or highway; the percentage of each lot that may be occupied by buildings and other structures; and size of yards, courts and other open spaces;

To protect property values and conserve energy and natural resources;

To provide for adequate light and air and acceptable noise levels;

To avoid the undue concentration of population and vehicular traffic and to prevent overcrowding the use of land and public facilities;

To facilitate the adequate provision of transportation, water supply, sewage disposal, schools, parks and other public improvements;

To provide adequate public notice on proposed changes in these regulations and zoning maps and an opportunity to be heard on such zoning matters;

To establish and provide procedures for the Board of Zoning Appeals to consider appeals, variances and exceptions; and

To implement the goals, policies and proposals of the comprehensive plan for the zoning iurisdiction.

# Final Plat SD-23-05 Chapel Landing 7<sup>th</sup> revision

The packet contains an update to the final plat reviewed last. There have been some drainage updates and platting text changes since the staff review contained in the packet sent to the engineer of record. Additional discussion will be provided during the meeting.