

RESOLUTION NO. 016-2024

DATE ADOPTED: March 6, 2024

DATE PUBLISHED: \_\_\_\_\_

**A RESOLUTION EXTENDING A MORATORIUM AND PROVIDING FOR THE CONTINUED SUSPENSION OF CERTAIN TYPES OF USE APPLICATIONS AND CONSIDERATION ON ANY LAND WITHIN THE UNINCORPORATED AREA OF SEDGWICK COUNTY.**

**WHEREAS**, the Board of County Commissioners of Sedgwick County considered and approved Resolution No. 212-2023 on September 13, 2023, which established a moratorium for Solar Energy Conversion Systems (“SECS”), with such resolution in effect until March 20, 2024; and

**WHEREAS**, the time necessary to complete the tasks of considering and potentially adopting any Wichita-Sedgwick County Unified Zoning Code (“Zoning Code”) amendments for SECS may take multiple additional weeks beyond March 20, 2024; and

**WHEREAS**, pursuant to K.S.A. 12-741, *et seq.*, and K.S.A. 19-101, *et seq.*, Sedgwick County has the police power and statutory authority to regulate the conduct of development through this Resolution.

**WHEREAS**, the Board of County Commissioners believes it would be appropriate to extend the existing moratorium until the earlier occurrence of either: (a) September 13, 2024 (about six months from the expiration date of the original moratorium); or (b) until the effective date of Sedgwick County and City of Wichita Zoning Code provisions on this topic, as indicated within this Resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS that:

**SECTION 1.**

Within this Resolution, “Effective Date” is defined as the date upon which any City of Wichita ordinance and Sedgwick County resolution for Zoning Code provisions associated with or contemplated within Planning Case No. DER2023-000017 entitled, “Amendment to the July 9, 2009 Edition of the Wichita-Sedgwick County Unified Zoning Code adopted by City of Wichita Ordinance No. 48-431 and Sedgwick County Resolution No. 137-09, as amended, dealing with Article III. D.6.pp. Renewable Energy Systems” have both been adopted by such parties’ governing bodies and published pursuant to K.S.A. 12-757.

**SECTION 2.**

Pursuant to Section 4 of Resolution No. 212-2023, the moratorium enacted by the Board of

County Commissioners pursuant to such resolution is hereby amended and extended until the earlier occurrence of: (a) September 13, 2024; or (b) until the Effective Date of Zoning Code provisions described within Section 1 of this Resolution.

**SECTION 3.**

In all respects other than those matters identified within Sections 1 and 2 of this Resolution, Resolution No. 212-2023 shall remain unchanged.

**SECTION 4.**

This Resolution shall take effect and be in full force and effect after its adoption and publication in the official county newspaper and shall remain in effect as indicated within Section 2 of this Resolution. The County Clerk is directed to publish this Resolution once in the official county newspaper.

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Commissioners present and voting were:

PETER F. MEITZNER  
SARAH LOPEZ  
DAVID T. DENNIS  
RYAN K. BATY  
JAMES M. HOWELL

Aye \_\_\_\_\_  
Aye \_\_\_\_\_  
Aye \_\_\_\_\_  
Aye \_\_\_\_\_  
Aye \_\_\_\_\_

Dated this 6th day of March, 2024.

ATTEST:

*for Kelly B. Arnold*  
KELLY B. ARNOLD



BOARD OF COUNTY COMMISSIONERS  
OF SEDGWICK COUNTY, KANSAS

*Ryan Baty*

RYAN BATY, Chairman  
Commissioner, Fourth District

*Sarah Lopez*

SARAH LOPEZ, Chair Pro Tem  
Commissioner, Second District

*Peter F. Meitzner*

PETER F. MEITZNER  
Commissioner, First District

*David T. Dennis*

DAVID T. DENNIS  
Commissioner, Third District

*James M. Howell*

JAMES M. HOWELL  
Commissioner, Fifth District

APPROVED AS TO FORM:

*Kirk W. Sponse*

KIRK W. SPONSEL  
Deputy County Counselor