

(150006) Published in the Wichita Eagle on February 15, 2013

ORDINANCE NO. 49.443

AN ORDINANCE AMENDING THE SECTIONS LISTED BELOW OF THE WICHITA-SEDGWICK COUNTY UNIFIED ZONING CODE (JULY 9, 2009 EDITION), AS ADOPTED BY REFERENCE IN CITY OF WICHITA CODE SEC. 28.04.010 BY ORDINANCE NO. 48-451, REGARDING: THE CREATION OF THE WICHITA-SEDGWICK COUNTY BOARD OF ZONING APPEALS AND AMENDMENTS TO VARIOUS DEFINITIONS OR ACTIVITIES ASSOCIATED WITH THE BOARD OF ZONING APPEALS.

WHEREAS, under the authority of K.S.A. 12-741 et seq. the City of Wichita desires to adopt amendments to the Wichita-Sedgwick County Unified Zoning Code (UZC) pertaining to home occupations and rural home occupation; and

WHEREAS, by K.S.A. 12-770, the City of Wichita may adopt reasonable regulations dealing with home occupations and rural home occupations upon the recommendation of the MAPC; and

WHEREAS, the governing body of the City of Wichita finds and determines that the proposed regulations set forth in this ordinance are reasonable,

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

SECTION 1. The governing body of the City of Wichita hereby adopts and enacts the following amendments, set out in Section 2 of this resolution, to the UZC. Except as amended in Section 2, the remainder of the UZC shall remain in effect.

SECTION 2. The following sections of the UZC, as identified, are amended as follows:

**Sec. II-B.2.f. Board of Zoning Appeals** means the Wichita-Sedgwick County Board of Zoning Appeals.

**Sec. II-B.2.k. Building Code** means those regulations of Title 18 Building Code of the Code of the City of Wichita or Chapter 6 of the Sedgwick County Code, or as applicable, sections in the Wichita-Sedgwick County Unified Building and Trades Code.

**Sec. II-B.2.m. Building Permit** means any permit required to be obtained pursuant to the Building Code to construct, enlarge, alter, repair, move, demolish or change the occupancy of a Building or Structure, or to erect, install, enlarge, alter, repair, remove, convert or replace any electrical, gas, mechanical or plumbing system or to cause any such work to be done for which a permit is required pursuant to the Building Code.

**Sec. II-B14.t. Zoning Administrator** means the Planning Director or the Planning Director's designee.

**Sec. V-F.3. Application.** Any appeal shall be taken to the Board of Zoning Appeals. A complete application for an appeal shall be submitted to the Secretary of the Board of Zoning Appeals in a form established by the Secretary, along with a nonrefundable fee that has been established by the