

Summary of Ordinance No. \_\_\_\_  
City of Bel Aire, Kansas

On March 1, 2022, the City of Bel Aire, Kansas, adopted Ordinance No. \_\_\_\_, regarding approval of a Conditional Use allowing for a private swimming pool to be located in the Rock Springs Addition, all within the City of Bel Aire, Kansas. A complete copy of this ordinance is available online at <http://www.belaireks.org> under documents or during normal business hours at City Hall, located at 7651 East Central Park Ave., Bel Aire, KS 67226. The ordinance is not subject to a protest petition. Questions pertaining to this ordinance may be directed to Mr. Ty Lasher, City Manager, at (316) 744-2451. This summary has been reviewed and certified by Jacqueline Kelly, City Attorney.

(First Published in the Ark Valley News  
on the \_\_th day of \_\_\_\_\_, 2022.)

**THE CITY OF BEL AIRE, KANSAS**

**ORDINANCE NO. \_\_\_\_**

**AN ORDINANCE APPROVING A CONDITIONAL USE ON  
CERTAIN PROPERTY ZONED R-5 LOCATED WITHIN THE  
CORPORATE CITY LIMITS OF THE CITY OF BEL AIRE,  
KANSAS.**

**WHEREAS**, Notice of a public hearing to consider a special use request was published in the Ark Valley News on January 20, 2022, in conformance with Article Five of the Zoning Regulations of the City of Bel Aire, Kansas.

**WHEREAS**, A public hearing was convened on February 10, 2022 by the Planning Commission for the City of Bel Aire, Kansas, to consider the matter of permitting a conditional use upon a tract of land within the City of Bel Aire, Kansas, located at 8667 E. Chris Street, in conformance with the requirements set forth in Article Five, Section Three (5.03), of the Zoning Regulations of the City of Bel Aire, Kansas;

**WHEREAS**, Following the public hearing, the Planning Commission found that the evidence supported recommending approval of this requested conditional use request based upon the guidelines set forth in Article Five, Section Three (5.03) of the Zoning Regulations of the City of Bel Aire, Kansas, in association with the owner's request to install a swimming pool and deck which will not be contrary to the public interest or detract from the residential nature of the neighborhood;

**WHEREAS**, The Planning Commission for the City of Bel Aire, Kansas, recommends approval of the application by the owner's engineer Relph Construction, to allow for the conditional use upon the tract of land. Such special use shall allow the property owner to install and maintain a pool and deck according to applicant's site plan specifications at 8667 E. Chris Street.

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF BEL AIRE,  
KANSAS:**

**SECTION 1.** The Governing Body adopts the recommendation of the Bel Aire Planning Commission to permit by conditional use the installation of a pool and deck on a tract of land located within the corporate city limits of Bel Aire, Kansas, at 8667 E. Chris Street.

**SECTION 2.** In conformance with Section 5.03 (D) and (E) of the Zoning Regulations, the Governing Body finds that the request for a pool and deck be constructed in a manner that does not detract from the residential nature of the neighborhood.

**SECTION 3.** All ordinances, parts of ordinances, or other regulations or policies in conflict herewith are hereby repealed.

**SECTION 4.** This Ordinance shall not take effect until filed with the Register of Deeds.

**SECTION 5.** This Ordinance shall take effect and be in force from and after appropriate filing and the publication of its summary in the official city newspaper.

Passed by the City Council this 1<sup>st</sup> day of March, 2022.

Approved by the Mayor this 1<sup>st</sup> day of March, 2022.

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Jim Benage, MAYOR

ATTEST:

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Melissa Krehbiel, CITY CLERK

SEAL