



**Wichita-Sedgwick County Metropolitan Area Planning Department**

April 19, 2019

Jeffrey & Denise Brogan  
1610 S. Tamarisk Dr  
Wichita, KS 67230

**Ref:** VAC2019-00002: City Vacation to reduce the 30-foot side setback to 1 foot and rear 20-foot setback to 2 feet for the construction of an in-ground pool on property zoned SF-5 Single Family Residential generally located south of East Harry Street and approximately 1/2 mile west of 159th Street East (1610 S Tamarisk).

Dear Jeff & Denise,

At the Thursday, April 18, 2019, meeting of the Metropolitan Area Planning Commission (MAPC), the above-referenced vacation request was approved subject to the following conditions:

- (1) Provide Planning Staff with legal descriptions of the approved vacated portions of the platted setbacks on a Word document, via e-mail, to be used on the Vacation Order. This must be provided to Planning prior to the case going to Council for final action.
- (2) Any relocation or reconstruction of utilities made necessary by this vacation shall be the responsibility and at the expense of the applicant. Provide Planning with any needed easements dedicated by separate instrument with original signatures. These conditions must be completed prior to the case going to Council for final action.
- (3) The in-ground pool shall be constructed in accordance to the National Electric Code service standards regarding clearance between the primary service line which runs north and south along the east property line of the subject property.
- (4) All improvements shall be according to City Standards and at the applicant's expense.

VAC2019-00002: City Vacation to reduce the 30-foot side setback to 1 foot and rear 20-foot setback to 2 feet for the construction of an in-ground pool on property zoned SF-5 Single Family Residential generally located south of East Harry Street and approximately 1/2 mile west of 159th Street East (1610 S Tamarisk).

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- (5) Per MAPC Policy Statement #7, all conditions shall be completed within one year of approval by the MAPC or the vacation request will be considered null and void. All vacation requests are not complete until the Wichita City Council or the Sedgwick County Board of County Commissioners have taken final action on the request and the vacation order and all required documents have been provided to the City, County and/or franchised utilities and the necessary documents have been recorded with the Register of Deeds.

When all of the above conditions have been completed and there are no other documents requested; this case will be scheduled for final action by the Wichita City Council at the first appropriate date after May 2, 2019 (end of the two-week protest period). This letter also serves as a reminder that the vacation notification signs should now be removed from the property. If you have any questions concerning this case, please contact our office at 268-4421.

Sincerely,



Philip Zevenbergen  
Associate Planner

PZ:kw