

RECOMMENDATION FROM MAPC TO BOARD OF CITY COMMISSIONERS

V-1236 - VACATION OF A PORTION OF A PLATTED BUILDING SETBACK ON LOT 7, BLOCK 6, FIFTH ADDITION TO CHERRY CREEK HILLS, LOCATED ON THE EAST SIDE OF DALTON NORTH OF PARKMONT DRIVE.

The Planning Commission recommends approval subject to all proceedings being without cost to the City, County, or any utility company.

Bayouth moved, Gardner seconded and it carried unanimously. Hansen not yet present. (12-15-83).

ACTION: Approve the vacation request as recommended by the Metropolitan Area Planning Commission and place the ordinance on first reading.

VACATION CASE DATA

Legal Description: The east 0.5 feet of the west 25 feet of the south 22.5 feet of the north 33.8 feet of Lot 7, Block 6, Fifth Addition to Cherry Creek Hills, Wichita, Kansas.

General Location: East side of Dalton, north of Parkmont Drive.

Applicant: Roger Wilkerson  
400 W. Central, #2011, 67203

Protestors (If any): None

(98293) (Published in The Daily Record Jan 13, 1984)

ORDINANCE NO. 38-635

AN ORDINANCE VACATING A PORTION OF A PLATTED BUILDING SETBACK ON LOT 7, BLOCK 6, FIFTH ADDITION TO CHERRY CREEK HILLS, WICHITA, KANSAS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. That the building setback described as follows, to-wit:

The east 0.5 feet of the west 25 feet of the south 22.5 feet of the north 33.8 feet of Lot 7, Block 6, Fifth Addition to Cherry Creek Hills, Wichita, Kansas, (MAPC NO. V-1236);

be and the same is hereby vacated in accordance with K.S.A. 13-443, subject, however, to the concurrence in such vacation by the Board of County Commissioners as by law provided.

SECTION 2. That it is hereby recommended to the Board of County Commissioners of Sedgwick County, Kansas, that said above described setback be vacated by said Board in case a proper petition is filed under the provisions of K.S.A. 12-504, 12-505 and K.S.A. 12-506.

SECTION 3. That this Ordinance shall be in force and take effect from and after its passage and publication once in the official city paper.

PASSED AND APPROVED at Wichita, Kansas this 13<sup>th</sup> day of JANUARY, 1984.

ATTEST:

Margalee Wright, Mayor

Donald C. Gisick, City Clerk

(SEAL)

November 7, 1983

State of Kansas )  
County of Sedgwick) SS

RE: 2232 Dalton

I, Lowell D. High, Land Surveyor in the State of Kansas do hereby certify that I did on the 7th day of November, 1983, survey the following:

Lot 7, Block 6, Fifth Addition to Cherry Creek Hills,  
Wichita, Kansas.

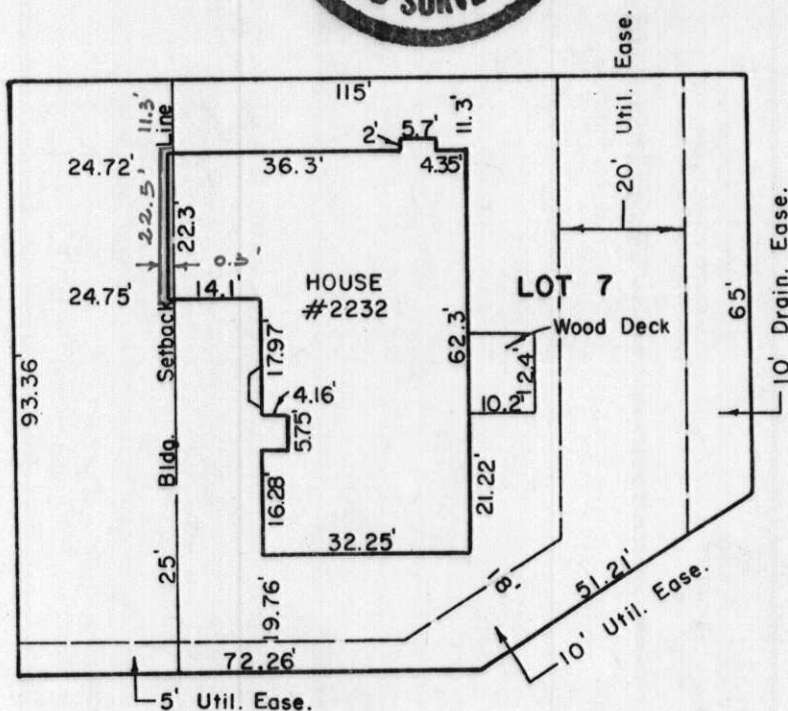
On said lot is a house with an attached garage which is in the clear of all boundary lines. The house encroaches into the building setback line as shown on the accompanying plat. There are no encroachments on said lot by buildings on adjacent lots.

The accompanying plat is a true and correct exhibit of said survey, for mortgagee title insurance only.

*Lowell D. High*  
Lowell D. High, L.S.



DALTON



V-1234