

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO
BOARD OF CITY COMMISSIONERSREQUEST FOR VACATION

CASE NO. V- 1198

CONSIDERED BY:

SUBDIVISION COMMITTEE: 6-23-80

PLANNING COMMISSION: 6-30-83

REQUEST FOR VACATION OF: portion of platted building setback

LOCATION: southwest corner of Douglas and Woodlawn

LEGALLY DESCRIBED AS:

The west 22 feet of the platted 30-foot setback from Woodlawn
on Lot 1, East Village Second, An Addition to Wichita, Kansas.

REASON FOR REQUEST: to build a lap pool

NAME OF APPLICANT: Robert L. Lair
105 Woodlawn Court
Wichita, Kansas

REPRESENTATIVE FOR APPLICANT:

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PROTESTORS, IF ANY:

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PLANNING COMMISSION RECOMMENDATION: Approve the vacation request
subject to:

- A. Only the area needed for pool construction shall be vacated.
The applicant shall furnish a legal description of this area.
- B. The applicant shall submit a restrictive covenant stating
that development is limited to construction of an unenclosed
swimming pool.
- C. All proceedings shall be without cost to the City, County,
or any utility company.

Gardner moved, Moore seconded and it carried unanimously.
Goebel, Hansen and Lofton were absent. One vacancy.

ATTACHMENTS: Ordinance (Approved as to form by the Department of Law)

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

~~Withhold the ordinance from second reading until the restrictive
covenant has been submitted.~~ *Instruct the City Clerk to file the
restrictive covenant with the Register of Deeds. The
recording cost of which shall be billed to the applicant.*

(97606) (Published in The Daily Record July 22, 1983)

ORDINANCE NO. 38-427

AN ORDINANCE VACATING A PORTION OF THE PLATTED
BUILDING SETBACK FROM WOODLAWN ON LOT 1, EAST
VILLAGE SECOND, AN ADDITION TO WICHITA, KANSAS.

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

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

Beginning at the northeast corner of Lot 1, East
Village Second, An Addition to Wichita, Kansas;
thence west along the north property line 30 feet;
thence south parallel to the east property line
22.5 feet to the point of beginning; thence
S 68° 30' E to a point 8 feet west of the east
property line; thence south parallel to and 8
feet west of the east property line a distance
of 3 feet; thence S 21° 30' W 19 feet; thence
west parallel to the north lot line to a point
30 feet west of the east lot line; thence north
parallel to the east lot line to the point of
beginning; (MAPC NO. V-1198);

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 19th
day of July, 1983.

ATTEST:

Margalee Wright, Mayor

Donald C. Gisick, City Clerk

(SEAL)

1-11-93

