

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

CASE NO. V- 1185

CONSIDERED BY:

SUBDIVISION COMMITTEE: 5-12-83

PLANNING COMMISSION: 5-19-83

REQUEST FOR VACATION OF: portion of utility easement

LOCATION: south of Maple in an area west of West Street

## LEGALLY DESCRIBED AS:

Beginning at a point 360 feet south and 345 feet east of the northwest corner of Lot 1, Star Lumber Company 5th Addition; thence east 50 feet; thence north 10 feet; thence west 50 feet; thence south 10 feet to the point of beginning.

REASON FOR REQUEST: to permit construction of a building

NAME OF APPLICANT: Star Lumber and Supply Company Co., Inc.  
P.O. Box 7712  
Wichita, Kansas 67277

REPRESENTATIVE FOR APPLICANT: Michael G. Goebel

PROTESTORS, IF ANY: None

## PLANNING COMMISSION RECOMMENDATION:

Approve the vacation subject to:

- A. Any relocation or reconstruction of utilities necessitated by this vacation shall be at the sole expense of the applicant.
- B. All proceedings shall be without cost to the City, County, or any utility company.

Lofton moved, Chisholm seconded and it carried unanimously.  
Goebel was absent. One vacancy.

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

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

(97415) (Published in The Daily Record June 10, 1983)

ORDINANCE NO. 30-362

AN ORDINANCE VACATING A PORTION OF A PLATTED  
UTILITY EASEMENT ON LOT 1, STAR LUMBER COMPANY  
5TH ADDITION, WICHITA, KANSAS.

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

SECTION 1. That the utility easement described as follows,  
to-wit:

Beginning at a point 360 feet south and 345 feet east  
of the northwest corner of Lot 1, Star Lumber Company  
5th Addition, Wichita, Kansas; thence east 50 feet;  
thence north 10 feet; thence west 50 feet; thence  
south 10 feet to the point of beginning; (MAPC NO.  
V-1185);

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 utility easement 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 7<sup>th</sup>  
day of June, 1983.

ATTEST:

Margalee Wright, Mayor

Donald C. Gisick, City Clerk

(SEAL)

MAPLE ST.

4

STAR  
LUMBER  
CO. 2  
4TH  
ADD. 1  
STAR  
LUMBER CO.  
7TH

STAR  
LUMBER CO.  
ADD.

3

STAR  
LUMBER CO.  
6TH ADD. 1

STAR LUMBER  
COMPANY

WESTPORT

2

SECOND

5TH

ADD

WE. 1  
RICH  
ADD. 4

ADDITION 3

WEST