

August 7, 1984

RECOMMENDATION FROM MAPC TO BOARD OF CITY COMMISSIONERS

V-1268 - VACATION OF THE NORTH-SOUTH ALLEY AND PART OF THE EAST-WEST ALLEY PLATTED AS PART OF BLOCK 1, OATVILLE ORIGINAL TOWNSITE.

The Planning Commission recommends approval 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.
- C. The vacation resolution shall retain the entire north/south alley as a utility easement and shall retain that portion of east/west alley adjacent to the south line of Lot 8 as a utility easement.
- D. The applicant shall grant by separate instrument the east 20 feet of Lot 14 in this block as a utility easement.

Bayouth moved, Crockett seconded and it carried unanimously. Goebel and Gardner were absent. (6-14-84)

ACTION: Approve the request as recommended by the Metropolitan Area Planning Commission and adopt the resolution.

VACATION CASE DATA

Legal Description: The north-south and east-west alleys platted as part of Block 1, Oatville Original Townsite, Sedgwick County, Kansas.

Applicant: Wesleyan Holiness Alliance, et. al.
3950 South Baehr, Wichita, Kansas 67217
Attention: Fran Hamilton

Comments: This request for vacation of alley right-of-way is located outside the City of Wichita, but within the City's three-mile ring. The applicant has submitted the necessary instrument granting the east 20 feet of Lot 14, Block 1, Oatville Original Townsite, Sedgwick County, Kansas, as a utility easement. The associated utility easement has been forwarded to County Public Works for scheduling before the Board of County Commissioners for their acceptance. The vacation resolution retains the required utility easements.

R E S O L U T I O N

A RESOLUTION APPROVING THE VACATION OF
PLATTED ALLEY RIGHTS-OF-WAY IN BLOCK 1,
OATVILLE ORIGINAL TOWNSITE, SEDGWICK COUNTY,
KANSAS.

WHEREAS, there has been filed in the office of the Wichita-Sedgwick County Metropolitan Area Planning Department, proceedings for the vacation of the east/west and north/south alleys platted as part of Block 1, Oatville Original Townsite; and

WHEREAS, said Department has given notice of such proceedings to all adjoining property owners of a public hearing to be held before the Wichita-Sedgwick County Metropolitan Area Planning Commission; and

WHEREAS, such a public hearing was held by the Wichita-Sedgwick County Metropolitan Area Planning Commission on June 14, 1984;

BE IT RESOLVED by the Governing Body of the City of Wichita, Kansas:

SECTION 1. That the alley rights-of-way described as follows, to-wit:

CASE NO. V-1268

The north/south and east/west alleys platted
as part of Block 1, Oatville Original Townsite,
Sedgwick County, Kansas;

be and the same are approved for vacation.

SECTION 2. That there is hereby retained in accordance with K.S.A. 12-512 (a), a public utility easement over the entire north/south alley right-of-way being vacated and over that part of the east/west alley adjacent to the south line of Lot 8, Block 1, Oatville Original Townsite.

SECTION 3. That it is hereby recommended to the Board of County Commissioners of Sedgwick County, Kansas, that the said above described alley rights-of-way be vacated in the event that a proper petition is filed under the provisions of Kansas Statutes Annotated, 58-2613, 58-2614 and 58-2615.

SECTION 4. That this resolution 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 ____ day of _____, 19__.

Robert C. Knight, Mayor

Attest:

Donald C. Gisick, City Clerk

OLD RAILROAD R/W

ROBINSONS
9
RESURVEY

15

24

16

8

23

9

1

TS

16

8

22

9

TS

WACO

2

8

28

1

21

8

ROBINSON

ST

28

20

04122

21

13

BROAD

MACARTHUR