

June 12, 1984

RECOMMENDATION FROM MAPC TO BOARD OF CITY COMMISSIONERS

V-1267 - VACATION OF A PORTION OF A PLATTED UTILITY EASEMENT ON
LOT 6, BLOCK D, LOST ACRES ADDITION LOCATED ON THE SOUTH SIDE OF
SALEM IN AN AREA WEST OF OLIVER.

The Planning Commission recommends approval subject to the applicant being responsible for any relocation or reconstruction of utilities and the payment of all expenses associated with this case.

Bayouth moved, Hansen seconded and it carried unanimously. Chisholm was absent. (5-31-84)

ACTION:

Approve the vacation request and place the ordinance on first reading.

VACATION CASE DATA

Legal Description: The westerly ten feet of the twenty foot utility easement on the rear of Lot 6, Block D, Lost Acres Addition to Wichita, Sedgwick County, Kansas.

Applicant: David V. Hollon,
4425 Salem, 67220

Protestors: None

BEFORE THE BOARD OF CITY COMMISSIONERS
OF THE CITY OF WICHITA, SEDGWICK COUNTY, KANSAS

IN THE MATTER OF THE VACATION OF
A UTILITY EASEMENT

GENERALLY LOCATED ON THE SOUTH
SIDE OF SALEM IN AN AREA WEST
OF OLIVER

MORE FULLY DESCRIBED BELOW

Approved by Board of Commissioners
JUL 09 1985
this

VACATION ORDER

NOW on this 9th day of July, 1985, comes on for hearing the petition for vacation filed by David and Woneita Hollon, praying for the vacation of the following described utility easement, to-wit:

The westerly 10 feet of the 20 foot utility easement on the rear of lot 6, Block D, Lost Acres Addition to Wichita, Sedgwick County, Kansas (MAPC No. V-1267)

The City Commission, after being duly and fully informed as to fully understand the true nature of this petition and the propriety of granting the same, makes the following findings:

1. That due and legal notice has been given by publication as required by law, by publication in the Daily Record of notice of this vacation proceeding for consecutive weeks on JUNE 26, JULY 3 1985
2. No private rights will be injured or endangered by the vacation of the above-described utility easement, and the public will suffer no loss or inconvenience thereby.
3. In justice to the petitioner(s) the prayer of the petition ought to be granted.
4. No written objection to said vacation has been filed with the City Clerk by any owner or adjoining owner who would be a proper party to the petition.
5. The vacation of the utility easement described herein should be approved.

IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this 9th day of July, 1985, ordered that the above-described utility easement is hereby vacated. IT IS FURTHER ORDERED that the City Clerk shall certify a copy of this order to the Register of Deeds of Sedgwick County.

ATTEST:

Donald C. Glick
Donald C. Glick, City Clerk

Approved as to form:

John Dekker
John Dekker, Director of Law

R. C. Brown
R. C. Brown, Mayor

STATE OF KANSAS } SS
SEDGWICK COUNTY }
FILED FOR RECORD AT
3:30 P. M.

JUL 25 1985

7 58224

NO. PAT KETTLER
REGISTER OF DEEDS

MICROFILMED
OF RECORD

City Clerk

