

VACATION HEARING

RECOMMENDATION FROM MAPC TO BOARD OF CITY COMMISSIONERS

V-1352 - VACATION OF A PORTION OF PLATTED BUILDING SETBACKS,
GENERALLY LOCATED AT THE SOUTHWEST CORNER OF CILDA AND ELM.

NOTE: The City Clerk will certify as to proper publication of notice of hearing and filing of written protest.

A petition for the above-identified vacation request has been filed in the Office of the City Clerk. The Planning Commission recommends that the Board of City Commissioners find that no private rights will be injured or endangered and the public will suffer no loss or inconvenience by granting by order the vacation request subject to:

- A. Proper publication of notice of public hearing.
- B. The absence of proper written protest filed with the City Clerk.
- C. All proceedings being without cost to the City, County or any utility company.

ACTION: Close the public hearing, approve the vacation request, authorize the Mayor to sign the Vacation Order and instruct the City Clerk to file a certified copy of the order with the Sedgwick County Register of Deeds.

VACATION CASE DATA

LEGAL DESCRIPTION:

Commencing at the northeast corner of Lot 8, Block C, West Central Gardens, Sedgwick County, Kansas; thence west along the north line of said Lot 8, 21 feet; thence south parallel with the east line of said Lot 8, 7.5 feet for a place of beginning; thence south parallel with the east line of said Lot 8, 46.5 feet; thence west parallel with the north line of said Lot 8, 9 feet; thence north parallel with the east line of said Lot 8, 24 feet; thence west parallel with the north line of said Lot 8, 25 feet; thence north parallel with the east line of said Lot 8, 22.5 feet; thence east parallel with the north line of said Lot 8, 34 feet the place of beginning. (V-1352)

APPLICANT: George Martin Winger, c/o Cappy Tinker, 6606 West Central, Suite 101, Wichita, KS 67212

PROTESTORS: None before Subdivision Committee or Planning Commission.

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

IN THE MATTER OF THE VACATION OF A PORTION
OF PLATTED BUILDING SETBACKS.

GENERALLY LOCATED AT THE SOUTHWEST CORNER OF
GILDA AND ELM. (V-1352)

MORE FULLY DESCRIBED BELOW

VACATION ORDER

Approved by Board of Commissioners
this NOV 12 1985

MICROFILMED
OF RECORD

STATE OF KANSAS } SS
SEDGWICK COUNTY }
FILED FOR RECORD AT
8:00 A M

NOV 19 1985
7 77523

NO.
PAT KETTLER
REGISTER OF DEEDS

Ed Peral
Deputy

NOW on this 12th day of November, 1985, comes on for hearing the
petition for vacation filed by George Martin Winger, praying for the vacation of the
following-described building setbacks, to-wit:

Commencing at the northeast corner of Lot 8, Block C, West
Central Gardens, Sedgwick County, Kansas; thence west along
the north line of said Lot 8, 21 feet; thence south parallel with
the east line of said Lot 8, 7.5 feet for a place of beginning;
thence south parallel with the east line of said Lot 8, 46.5
feet; thence west parallel with the north line of said Lot 8, 9
feet; thence north parallel with the east line of said Lot 8, 24
feet; thence west parallel with the north line of said Lot 8, 25
feet; thence north parallel with the east line of said Lot 8,
22.5 feet; thence east parallel with the north line of said Lot
8, 34 feet the place of beginning. (V-1352)

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 OCT 30 & NOV 6, 1985.
2. No private rights will be injured or endangered by the vacation of the
above-described building setbacks, 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 building setbacks described herein should be
approved.

IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this
12th day of November, 1985, ordered that the above-described building setbacks are
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. Gish
Donald C. Gish, City Clerk

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

Approved as to Form:

John Dekker
John Dekker, Director of Law

City Clerk

WILLIAM L. KORBER, L.S.
JOHN E. LUNDBLADE, L.S.
M. BRENT WOOTEN, P.E.



BAUGHMAN COMPANY, P.A.

SURVEYING & ENGINEERING

316 262-7271 • 330 LAURA • WICHITA, KANSAS 67211

EXHIBIT

Lot 8, Block C, West Central Gardens, Sedgwick County, Kansas.

BUILDING SET-BACK RELEASE DESCRIPTION:

Commencing at the N.E. Corner of Lot 8, Block C, West Central Gardens, Sedgwick County, Kansas; thence west along the north line of said Lot 8, 21 feet; thence south parallel with the east line of said Lot 8, 7.5 feet for a place of beginning; thence south parallel with the east line of said Lot 8, 46.5 feet; thence west parallel with the north line of said Lot 8, 9 feet; thence north parallel with the east line of said Lot 8, 24 feet; thence west parallel with the north line of said Lot 8, 25 feet; thence north parallel with the east line of said Lot 8, 22.5 feet; thence east parallel with the north line of said Lot 8, 34 feet the place of beginning.

