

City of Wichita
City Commission Meeting
November 12, 1986

Agenda Report # _____

TO: Mayor and City Commissioners

SUBJECT: V-1338 - REQUEST TO VACATE A PLATTED WALK AND UTILITY EASEMENT, LOCATED ON THE EAST SIDE OF ROCK ROAD, IN AN AREA SOUTH OF CENTRAL.

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

MAPC Recommendation: Approve vacation of walk and utility easement.

Background: Lindy Andeel, 8207 Peach Tree Lane, Wichita, KS 67207, is requesting this vacation to provide more buildable lot area.

Analysis: The Planning Commission recommends the City Commission find: (1) that no private rights will be injured or endangered; and (2) the public will suffer no loss or inconvenience by granting by order the vacation, subject to:

1. Proper publication of notice of public hearing;
2. The absence of proper written protest filed with the City Clerk;
3. All proceedings being without cost to the City, County or any utility company;
4. The applicant shall submit a signed vacation petition; and
5. The applicant shall make satisfactory arrangements with K.G.&E. and Southwestern Bell for relocation of utilities from the utility easement being vacated.

Legal Considerations: The City Clerk certifies as to proper notification and no filing of written protest.

Recommendations/Action: Close public hearing; approve vacation; authorize the Mayor to sign the Vacation Order; and record certified copy of Order, recording costs to be billed to owner.

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

IN THE MATTER OF THE VACATION OF A PLATTED
WALK AND UTILITY EASEMENT.

GENERALLY LOCATED ON THE EAST SIDE OF ROCK
ROAD, IN AN AREA SOUTH OF CENTRAL. (V-1338)

MORE FULLY DESCRIBED BELOW

Approved by Board of Commissioners
this NOV 12 1986

VACATION ORDER

NOW on this 12th day of November, 1986, comes on for hearing the petition for vacation filed by Lindy Andeel, praying for the vacation of the following described walk and utility easement, to-wit:

The south 10 feet of the east 107 feet of the west 117 feet of Lot 1, Block A, Dean-Rupert Second Addition to Wichita, Sedgwick County, Kansas. (V-1338)

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 NOV 5 + OCT 29, 1986.
2. No private rights will be injured or endangered by the vacation of the above-described walk and 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 walk and utility easement described herein should be approved.

IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this 12th day of November, 1986, ordered that the above-described walk and 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.

STATE OF KANSAS }
SEDGWICK COUNTY }
FILED FOR RECORD AT
NOV 20 1986

NOV 20 1986

Tony Casado
Tony Casado, Mayor

ATTEST:

NO. 8 46568
PAT KETTLER
REGISTER OF DEEDS

Dorald C. Grack
Dorald C. Grack, City Clerk

Approved as to Form:

Thomas R. Powell
John Dekker, Director of Law

5.00

City Clerk

ROCK

RESERVE A

FIRST ADD

A

DEAN-RUPERT
SECOND ADD

VENTURE
PARK

DEDICATION

TARA

12

1

1

18

17

BRO

21