

VACATION HEARING

RECOMMENDATION FROM MAPC TO BOARD OF CITY COMMISSIONERS

V-1323 VACATION OF A PORTION OF A PLATTED BUILDING SETBACK
GENERALLY LOCATED AT THE NORTHEAST CORNER OF MONA LANE AND
HYDRAULIC.

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.
- D. The vacation order shall exclude the vacation of the south 15 feet of the application area.

Bayouth moved, Chisholm seconded and it carried unanimously. (5/2/85)

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: The east 5 feet of the west 30 feet of Lot 1, Block B, Mona Kay Addition, Sedgwick County, Kansas, except the south 15 feet thereof. (MAPC No. V-1323)

Applicant: Alvin E. Bergman
 1700 Mona Lane
 Wichita, Kansas 67216

Protestors: None before the Subdivision Committee or MAPC.

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

IN THE MATTER OF THE VACATION OF A)
PORTION OF A PLATTED BUILDING SETBACK)

GENERALLY LOCATED AT THE NORTHEAST)
CORNER OF MONA LANE AND HYDRAULIC)
(MAPC NP. V-1323))

MORE FULLY DESCRIBED BELOW)

MICROFILMED
OF RECORD

Approved by Board of Commissioners
this MAY 28 1985

STATE OF KANSAS }
SEDGWICK COUNTY } SS

FILED FOR RECORD AT
8:00 A.M.

JUN 20 1985

NO. 7 52382

PAT KETTLER
REGISTER OF DEEDS

Ed Penick
Deputy
VACATION ORDER

NOW on this 28th day of May, 1985, comes on for hearing the petition for vacation filed by Alvin E. Bergman, praying for the vacation of the following described portion of a platted building setback, to-wit:

The east 5 feet of the west 30 feet of Lot 1, Block B, Mona Kay Addition, Sedgwick County, Kansas, except the south 15 feet thereof. (MAPC No. V-1323)

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 MAY 15 & 22, 1985.
2. No private rights will be injured or endangered by the vacation of the above-described portion of a platted building setback, 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 portion of a platted building setback described herein should be approved.

IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this 28th day of May, 1985, ordered that the above-described portion of a platted setback 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.

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

ATTEST

Donald C. Giesick
Donald C. Giesick, City Clerk

Approved as to Form:

John Dekker
John Dekker, Director of Law

MINNESOTA AVE.