

City of Wichita
City Commission Meeting
July 8, 1986

Agenda Report # _____

TO: Mayor and City Commissioners

SUBJECT: V-1399 - REQUEST TO VACATE PLATTED ACCESS CONTROL, LOCATED
ON THE EAST SIDE OF WEST STREET, IN AN AREA SOUTH OF
30TH STREET SOUTH.

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

MAPC Recommendation: Approve vacation of access control.

Background: Jim Koester, 1740 S. Baehr, Wichita, KS 67209, is requesting this vacation to permit a driveway to West Street.

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; and
4. The Vacation Order shall retain "access control except for one opening" to West Street.

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 PLATTED
ACCESS CONTROL

GENERALLY LOCATED ON THE EAST SIDE OF WEST
STREET, IN AN AREA SOUTH OF 30TH STREET
SOUTH. (V-1399)

MORE FULLY DESCRIBED BELOW

VACATION ORDER

MICROFILMED
OF RECORD

Approved by Board of Commissioners

this JUL 8 1986

STATE OF KANSAS
SEDCWICK COUNTY } ss
FILED FOR RECORD AT

AUG 8 1986

NO. 8 24419

PAT KETTLER
REGISTER OF DEEDS

NOW on this 8th day of July, 1986, comes on for hearing the petition for vacation filed by Jim Koester, praying for the vacation of the following described access control, to-wit:

The "complete access control" platted to West Street, across the west line of Lot 9, Block 1, Kessler-Koch Addition, Wichita, Sedgwick County, Kansas. (V-1399)

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 25 & JULY 2, 1986.
2. No private rights will be injured or endangered by the vacation of the above-described access control, 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. "Access control except for one opening" is hereby retained to West Street from the subject lot.
6. The vacation of the access control described herein should be approved.

IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this 8th day of July, 1986, ordered that the above-described access control 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. Cisick
Donald C. Cisick, City Clerk

Tony Casado

Tony Casado, Mayor

Approved as to Form:

John Dekker
John Dekker, Director of Law

City Clerk

5.00

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JANZEN

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ILLINOIS
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MC COMAS
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15

KESSLER
CIRCLE

31 ST ST. SO.

THIRTY