

City of Wichita
City Council Meeting
January 5, 1988

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: V-1510 - REQUEST TO VACATE A PORTION OF A PLATTED BUILDING
SETBACK, LOCATED AT THE SOUTHEAST CORNER OF WILBUR AND
QUAIL. (District #5)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of building setback.

MAPC Recommendation: Approve vacation of building setback. (unanimous)

Background: The purpose of this case is to provide more buildable lot area for construction of a garage. After vacation, this lot will observe a 15-foot setback from Quail Street. This is the standard width of a sideyard setback on a corner lot. The vacation request has been reviewed and approved by the Planning Commission, subject to conditions.

Legal Considerations: The City Clerk needs to certify 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:

755-68-360-50000-295-000-000

BEFORE THE CITY COUNCIL 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 SOUTHEAST CORNER
OF WILBUR AND QUAIL. (V-1510)

MORE FULLY DESCRIBED BELOW

VACATION ORDER

Approved / Accepted By City Council

This JAN 5 1988

MICROFILMED
OF RECORD

STATE OF KANSAS
SEDGWICK COUNTY
FILED FOR RECORD AT
12:30 P M

JAN 12 1988

9 26729

NO.

PAT KETTLER
REGISTER OF DEEDS

NOW on this 5th day of January, 1988, comes on for hearing the petition
for vacation filed by Harold D. Matous, praying for the vacation of the following
described portion of a platted building setback, to-wit:

The southerly 15 feet of the northerly 30 feet of Lot 8, Block
8, Country Acres Second Addition, Sedgwick County, Kansas,
except the westerly 30 feet thereof. (V-1510)

The City Council, 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 DEC 23 & 30, 1987.

2. No private rights will be injured or endangered by the vacation of the
above-described 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 building setback described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 5th day of January,
1988, ordered that the above-described building 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.

ATTEST:

Robert G. Knight
Robert G. Knight, Mayor

Dale E. Rea
Dale E. Rea, Deputy City Clerk

Approved as to Form

Thomas Powell
Thomas Powell, Director of Law

State of Kansas)
Sedgwick County)
City of Wichita)
I, Dale E. Rea, Deputy City Clerk of the City
of Wichita, hereby certify that the document
in which this is affixed is a true and correct copy of
the original on file with the City Clerk.
Given under my hand and seal of the City of
Wichita, Kansas, this 11th day of January, 1988.
Dale E. Rea
Deputy City Clerk

