

Planning Agenda Item # _____

City of Wichita
City Council Meeting
September 13, 1988

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: Public Hearing V-1555 - REQUEST TO VACATE A PORTION OF A PLATTED UTILITY EASEMENT, LOCATED IN AN AREA SOUTH OF 21ST STREET NORTH AND WEST OF TEE TIME (District #5).

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve plat. *Vacation*

MAPC Recommendation: Approve plat. (unanimous)

Background: This vacation case has been requested in order to provide additional room for construction of a masonry wall and entry monument. The Utility Advisory Committee has verified that this vacation will not adversely affect existing or planned utilities. 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 UTILITY EASEMENT.

GENERALLY LOCATED IN AN AREA SOUTH OF
21st STREET NORTH AND WEST RIDGE
(V-1555).

MORE FULLY DESCRIBED BELOW

Approved / Accepted By City Council

This SEP 13 1988

STATE OF KANSAS } ss
SEDGWICK COUNTY }
FILED FOR RECORD AT

OCT 300 0972664

VACATION ORDER

PAT. REGISTERED
REGISTERED

Ed Rasmussen
Deputy

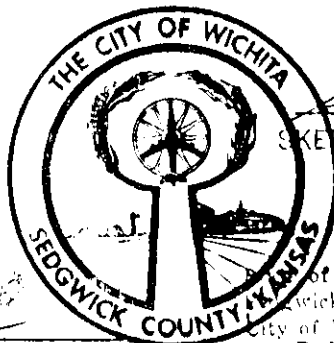
NOW on this 13th day of September, 1988, comes on for hearing the petition for vacation filed by Ritchie Associates, Inc., praying for the vacation of the following described utility easement, to-wit:

Beginning at the southeast corner of Reserve "A", Barrington Place; thence west, along the south line of Reserve "A", 20 feet; thence north 10 feet; thence east 20 feet to the east line of reserve "A"; thence south, along the east line of Reserve "A", 10 feet to the point of beginning, all in Barrington Place, an addition to Wichita, Sedgwick County, Kansas (V-1555).

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 AUG 31 1988 SEP 7 1988.
2. No private rights will be injured or endangered by the vacation of the above-described 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 utility easement described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 13th day of September, 1988, ordered that the above-described 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.



Sheets L. Winkler
SHEETS L. WINKLER VICE MAYOR

ATTEST:

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

Approved as to Form:

Thomas Powell
Thomas Powell, Director of Law

Dale E. Rea
Dale E. Rea, Deputy City Clerk of the City of Wichita, Kansas, hereby certify that the document to which this is affixed is a true and correct copy of the original on file in the office of the City Clerk. Given under my hand and seal of the City of Wichita, this SEP 13 1988
Dale E. Rea Deputy City Clerk

9.00. A

City Clerk

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OF RECORD

WESTLAWN CIR.

WESTLAWN

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