

Planning Agenda Item # _____

City of Wichita
City Council Meeting
April 23, 1991

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1644 - REQUEST TO VACATE A PORTION OF
COMPLETE ACCESS CONTROL; LOCATED SOUTH OF 21ST STREET NORTH
AND WEST OF AMIDON.
(District #5)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of complete access control.

MAPC Recommendation: Approve vacation of complete access control.
(unanimous)

Background: This request to vacate a portion of complete access control is due to the need for an additional entrance to the Marina Lakes Shopping Center associated with the renovation of the Woolco Building for a grocery and drugstore. A 100% petition to construct a left turn lane and for signalization has been submitted. A Certificate of Petitions has also been provided. 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 the petition for a left turn lane and signalization and adopt the resolution; approve vacation; authorize the Mayor to sign the Vacation Order; and record Certificate of Petitions and certified copy of Order, recording costs to be billed to:

150029-2909

BEFORE THE CITY COUNCIL OF THE
CITY OF WICHITA, SEDGWICK COUNTY, KANSAS

IN THE MATTER OF THE VACATION OF)
A PORTION OF PLATTED ACCESS CONTROL.)
)
GENERALLY LOCATED SOUTH OF 21ST ST.)
NORTH AND WEST OF AMIDON. (V-1644))
)
)
MORE FULLY DESCRIBED BELOW)

VACATION ORDER

NOW on this 23rd day of April, 1991, comes on for hearing the petition for vacation filed by Wichita Shopping Center Associates, praying for the vacation of the following described platted complete access control, to-wit:

The "Complete Access Control" platted to Amidon across the east line of the south 200-feet of Lot 1, Marina Lake Fourth Addition, Wichita, KS.
(V-1644)

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 Reporter of notice of this vacation proceeding for consecutive weeks on _____.
2. No private rights will be injured or endangered by the vacation of the above-described complete 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 shall be retained.
6. The vacation of the complete access control described herein should be approved.

Vacation Order
V-1644
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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 23rd day of April, 1991, ordered that the above-described complete access control 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:

Bob Knight, Mayor

Pat Burnett, Deputy City Clerk

Approved as to Form:

Thomas Powell, Director of Law

TWENTY FIRST ST.

MARINA
2 LAKE

2 MARINA
LAKE
1
ADD.

(AVE.

EXCEPTION

LAKEVIEW

ESTATES

AVE.

J.M
1

6 C

COR

7

10

TV

4th

ADD.

SANDPIT

MARINA
LAKE
1
SIXTH
ADD.

AMIDON

Bank maint. easement

MARINA
3
LAKE
2
FIFTH

ARKA

SANDPIT

LAKEVIEW
ESTATES
6

A

2nd ADD.

