

Planning Agenda Item # _____

City of Wichita
City Council Meeting
November 7, 1989

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1639 - REQUEST TO VACATE A PLATTED UTILITY
EASEMENT, LOCATED IN AN AREA AT THE SOUTHWEST CORNER OF
CENTRAL AND ROCK ROAD.
(District #2)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of a platted utility
easement.

MAPC Recommendation: Approve vacation of a platted utility
easement. (unanimous)

Background: This easement was originally created for the relocation
of an existing sanitary sewer line. Since the applicant no longer
desires to relocate the line the easement may be vacated. City
Engineering and the Utility advisory Committee indicate that the
vacation of the utility easement is acceptable. 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:

150029-2909

MICROFILMED
OF RECORD

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

STATE OF KANSAS }
SEDCWICK COUNTY } SS
FILED 12:30 PM
Nov 21 89 1039462

IN THE MATTER OF THE VACATION OF
PLATTED UTILITY EASEMENT.

) Approved / Accepted By City Council
)
) PAT KETTLER
) REGISTER OF DEEDS
) This NOV 7 1989

GENERALLY LOCATED IN AN AREA AT THE
SOUTHWEST CORNER OF CENTRAL AND ROCK
ROAD (V-1639).

MORE FULLY DESCRIBED BELOW

Ed Reed
Deputy

VACATION ORDER

NOW on this 7th day of November, 1989, comes on for hearing
the petition for vacation filed by Rockwood Center, praying for the
vacation of the following described platted utility easement, to-wit:

That part of an existing utility easement over a
portion of Lot 1, Rockwood Center Addition,
Wichita, Kansas, being described as 20 feet in
width and lying west of and adjacent to the
following described line: Commencing at the
southwest corner of Lot 2, in said Addition;
thence S90°W, along the extended south line of
said Lot 2, 22 feet for a place of beginning;
thence S00°W to the south line of said Lot 1 for a
point of termination.

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 10/25 & 11/1, 89.
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.

8.00

City Clerk

Vacation Order
V-1639
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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 7th day of November, 1989, 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.



Bob Knight
Bob Knight, Mayor

ATTEST:

John Moir
John Moir, City Clerk

Approved as to Form:

Thomas R. Powell
Thomas Powell, Director of Law

State of Kansas)
Sedgwick County) ss
City of Wichita)

I, PAT BURNETT, Deputy City Clerk of the City of Wichita, Kansas, hereby certify that the document to which this is annexed 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 NOV 7 1989
PAT BURNETT Deputy City Clerk

CITY OF WICHITA

CENTRAL

