

Planning Agenda Item # \_\_\_\_\_

City of Wichita  
City Council Meeting  
September 12, 1989

Agenda Report # \_\_\_\_\_

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1618 - REQUEST VACATION OF A PLATTED  
MINIMUM BUILDING PAD ELEVATION LOCATED SOUTH OF CROSS CREEK  
IN AN AREA BETWEEN GATEWOOD AND WEBB NORTH OF CENTRAL  
(District #2)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

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Staff Recommendation: Approve vacation of minimum building pad  
elevation.

MAPC Recommendation: Approve vacation of minimum building pad  
elevation. (unanimous)

Background: This vacation is requested as the existing structure on  
the lot is built below the platted minimum building pad elevation and  
thus is needed to clear title. City Engineering has proposed a  
revised minimum building pad elevation which is established on the  
Vacation Order. 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

This SEP 12 1989

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

IN THE MATTER OF THE VACATION OF )  
A PLATTED MINIMUM BUILDING PAD )  
ELEVATION. )  
GENERALLY LOCATED SOUTH OF CROSS CREEK )  
IN AN AREA BETWEEN GATEWOOD AND WEBB, )  
NORTH OF CENTRAL (V-1618). )  
MORE FULLY DESCRIBED BELOW )

VACATION ORDER

NOW on this 12th day of September, 1989, comes on for hearing the petition for vacation filed by Sproul Construction Company, Inc., praying for the vacation of the following described minimum building pad elevation, to-wit:

The platted minimum building pad of 169.2, City Datum feet and 1356.6 M.S.L. feet, as established for Lot 9, Block 2, Cross Creek Addition, Wichita, Sedgwick County, Kansas.

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 8/30 & 9/6/89.
2. No private rights will be injured or endangered by the vacation of the above-described minimum building pad elevation, 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 minimum building pad elevation is hereby 168.0 City Datum feet and 1355.4 M.S.L. feet for the above described property.
6. The vacation of the minimum building pad elevation described herein should be approved.

8<sup>00</sup>  
City Clerk

Vacation Order  
V-1618  
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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 12th day of September, 1989, ordered that the above-described minimum building pad elevation 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



TEST:

*John Moir*  
John Moir, City Clerk

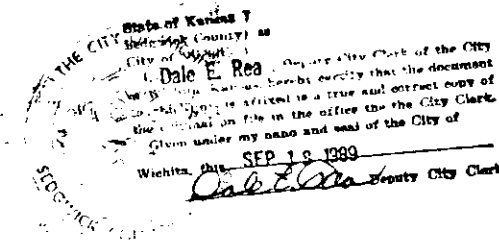
Approved as to Form:

*Thomas Powell*  
Thomas Powell, Director of Law

STATE OF KANSAS  
SEDCWICK COUNTY  
FILED  
11:00 AM

SEP 20 1989

PAT RUTLER  
REGISTER OF DEEDS



INDEXED  
OF RECORD

