

Planning Agenda Item # _____

City of Wichita
City Council Meeting
May 7, 1991

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1704 - REQUEST TO VACATE A PORTION OF
PLATTED COMPLETE ACCESS CONTROL; LOCATED AT THE NORTHWEST
CORNER OF ROCK ROAD AND 32ND STREET NORTH.
(District #2)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of platted complete access control.

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

Background: The applicant is requesting to vacate a portion of platted complete access control to Killarney Place Fourth Addition which was platted in 1990. The associated Community Unit Plan provided only one opening to Rock Road for this addition and when platted the lot to the north received the opening with access to Lot 3 being provided by 32nd St. North. The vacation order does retain access control except for one opening for the area being vacated. 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

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

IN THE MATTER OF THE VACATION OF)
PLATTED ACCESS CONTROL (V-1704).)
)
GENERALLY LOCATED AT THE NORTHWEST)
CORNER OF ROCK ROAD AND 32ND STREET)
NORTH.)
)
MORE FULLY DESCRIBED BELOW)

VACATION ORDER

NOW on this 7th day of May, 1991, comes on for hearing the petition for vacation filed by North Rock Realty Partners, Inc., praying for the vacation of the following described platted complete access control, to-wit:

The north 61.49 feet of complete access control of the east line of Lot 3, Block 1, Killarney Plaza 4th Addition to 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 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 platted 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 for the north 61.49 feet shall be retained.
6. The vacation of the platted complete access control described herein should be approved.

FILE COPY

Vacation Order
V-1704
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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 7th day of May, 1991, ordered that the above-described platted complete access control 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:

Bob Knight, Mayor

Pat Burnett, Deputy City Clerk

Approved as to Form:

Thomas Powell, Director of Law

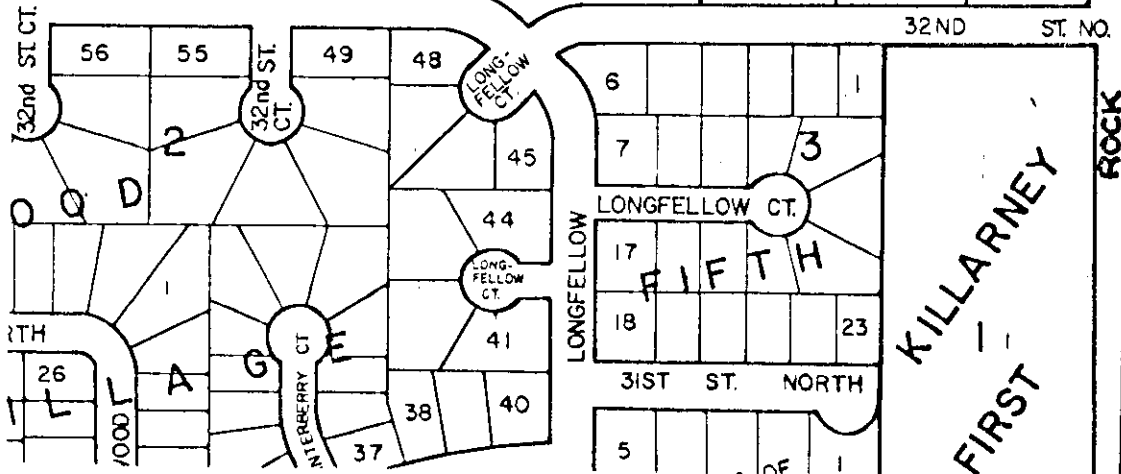
Y

PLAZA

THIRD

KILLARNEY
PLAZA

FOURTH



Application Filed 3/8/91
 S/D Comm. Action 4/4/91
 M.A.P.C. Action

W.C.C. Action
 Bd. Co. Co. Action
 Order to Vacate Recorded