

Planning Agenda Item # _____

City of Wichita
City Council Meeting
December 11, 1990

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1683 - REQUEST TO VACATE A PORTION OF A
PLATTED BUILDING SETBACK; LOCATED SOUTH OF KELLOGG AND EAST
OF GOVERNEOUR.
(District #2)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of building setback.

MAPC Recommendation: Approve vacation of building setback.
(unanimous)

Background: This vacation has been requested to allow construction of a body shop which is an expansion project of their dealership and service center. An associated zone change to "C" commercial (Z-3008) from "LC" Light Commercial is being submitted to Council as well in order to allow this use. 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

STATE OF KANSAS } SS
 SEDGWICK COUNTY }
 FILED FOR RECORD AT
 8:00 AM

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

JAN 31 1113626

PAT KETTLER
 REGISTER OF DEEDS

IN THE MATTER OF THE VACATION OF)
 A PORTION OF A PLATTED BUILDING SETBACK.)

GENERALLY LOCATED SOUTH OF KELLOGG,)
 THE EAST SIDE OF GOVERNEOUR. V-1683)

MORE FULLY DESCRIBED BELOW)

Chyllis Hernandez
Deputy

VACATION ORDER

NOW on this 11th day of December, 1990, comes on for hearing the petition for vacation filed by Edward M. Steven, et al., praying for the vacation of the following described building setback, to-wit:

The north 124.5 feet of the south 284.5 feet of the 25 foot building setback line adjacent to Governeour Rd., as platted in Lot 1, Chrysler Addition, Wichita, Kansas.

MICROFILMED
 OF RECORD

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:

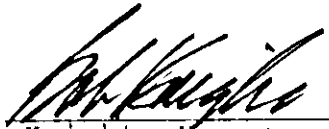
1. That due and legal notice has been given by publication as required by law, by publication in the Daily Reporter of notice of this vacation proceeding for consecutive weeks on 11/26/90 12/3/90.
2. No private rights will be injured or endangered by the vacation of the above-described building setback, 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 building setback described herein should be approved.

8.00
 ck

City Clerk

Vacation Order
V-1683
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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 11th day of December, 1990, ordered that the above-described building setback 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, Mayor

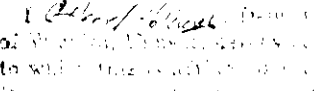
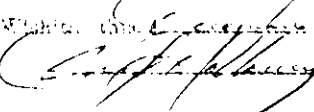
ATTEST:


Pat Burnett, Deputy City Clerk

Approved as to Form:


Thomas Powell, Director of Law



State of Kansas,
Sedgwick County), ss.
City of Wichita,)
I, , Clerk of the City of Wichita, Kansas, do hereby certify that the documents to which this is affixed are a true and correct copy of the original as the same are on file in the City Clerk's Office, and that the same are the property of the City of Wichita, Kansas.
Witness my hand and seal of the City of Wichita, Kansas, this 14th day of December, 1990.

City Clerk



