

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

**City of Wichita  
City Council Meeting  
November 16, 1993**

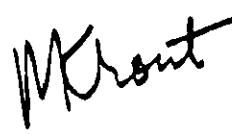
Agenda Report # \_\_\_\_\_

**TO:** Mayor and City Council Members

**SUBJECT:** V- 1838; Request to vacate building setback, generally located north of 13<sup>th</sup> Street North and east of Tyler. (District # 5).

**INITIATED BY:** Metropolitan Area Planning Department

**AGENDA ACTION:** Planning



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**Staff Recommendation:** Approve vacation.

**MAPC Recommendation:** Approve vacation (unanimous).

**Background:** This is the vacation of a portion of platted 25-foot front yard building setbacks for similarly situated lots located on cul-de-sacs. Staff and MAPC have recommended approval because no utilities, public or private, will be compromised at this site, adequate setback area will remain for the benefit of these and neighboring lots, and the vacation will not adversely affect the public interest.

This vacation has been reviewed and approved by the Planning Commission, subject to conditions and recording within 30 days.

**RECOMMENDATIONS/ACTIONS:**

Close the public hearing; approve the vacation; authorize the Mayor to sign the Vacation Order; and record the certified copy of the Order; recording costs to be billed to:

150029-2909.

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

STATE OF KANSAS ) SS  
SEDCWICK COUNTY )  
FILED )  
8-00 d

JAN 25 94 1354349

PAT KETTLER  
REG. ST. OF DEEDS

Ed Basso  
Deputy

IN THE MATTER OF THE VACATION OF  
BUILDING SETBACKS

GENERALLY LOCATED EAST OF TYLER  
AND NORTH OF 13TH STREET NORTH

Case No. V-1838

MORE FULLY DESCRIBED BELOW

MICROFILMED  
OF RECORD

VACATION ORDER

NOW on this 16TH day of November, 1993, comes on for hearing the petition for vacation filed by Socora Village Company, praying for the vacation of the following described building setbacks, to-wit:

The following described building setback, to-wit:

The west 5 feet of the 25-foot front yard building setback line for Lots 5, 18, and 31, Block 1, Socora Village; Wichita, Kansas,

and

The east 5 feet of the 25-foot front yard building setback line for Lots 22 and 35, Block 1, Socora Village, Wichita, Kansas. (V-1838).

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 10-25-93 & 11-1-93

2. No private rights will be injured or endangered by the vacation of the above-described building setbacks, 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.

Sick

City Clerk

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Vacation Order  
V-1838  
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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 setbacks described herein should be approved.

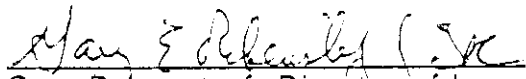
IT IS, THEREFORE, BY THE CITY COUNCIL, on this 16th day of November, 1993, ordered that the above-described building setbacks are hereby vacated. IT IS FURTHER ORDERED that the City Clerk shall certify a copy of this order to the Register of Deeds of Sedgwick County.

  
Elma Broadfoot, Mayor

ATTEST:

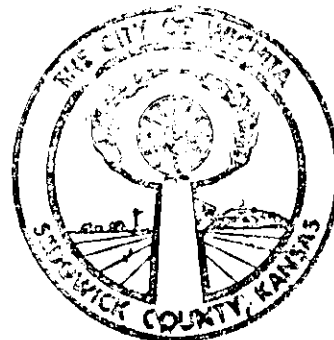
  
Pat Burnett, Deputy City Clerk

Approved as to Form:

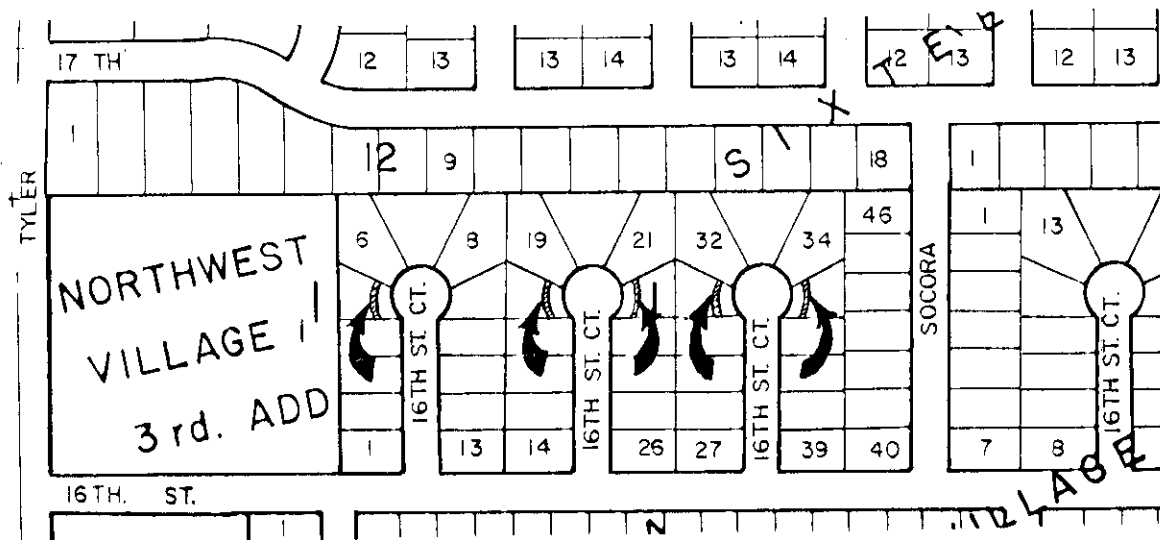
  
Gary Rebenstorf, Director of Law



State of Kansas  
Sedgwick County  
I, the City Clerk of the City of Wichita, hereby certify that the document  
to be recorded is a true and correct copy of  
the original as it appears in the office of the City Clerk.  
Given under my hand and seal of the City of  
Wichita, Kansas, this 16 day of NOV 1993.  
 Deputy City Clerk



Sketch.



Application Filed 9/13/93  
S/D Comm. Action 09/30/93

W.C.C. Action 11-16-93 Approved

*App*  
M.A.P.C. Action 10/07/93

Bd. Co. Co. Action \_\_\_\_\_

Order to Vacate Recorded \_\_\_\_\_

*App*  
January 25 1994