

Planning Agenda Item # _____

City of Wichita
City Council Meeting
September 21, 1993

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: V- 1829; Request to vacate building setback, generally located west of Main and south of Central. (District # 6).

INITIATED BY: Metropolitan Area Planning Department



AGENDA ACTION: Planning

Staff Recommendation: Approve vacation.

MAPC Recommendation: Approve vacation (unanimous).

Background: This is the vacation of a portion of a platted 20-foot building setback. The applicant, the City of Wichita, intends to construct a City Hall parking garage, as well as provide additional surface parking. Staff and MAPC have recommended approval because there are no utilities within that portion of building setback, and the vacation will not adversely affect either the character of the neighborhood or 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.

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

IN THE MATTER OF THE VACATION OF	)	
THAT PORTION OF BUILDING SETBACK	)	
	)	
	)	
	)	
GENERALLY LOCATED WEST OF	)	Case No. V-1829
MAIN AND SOUTH OF CENTRAL	)	
	)	
	)	
<u>MORE FULLY DESCRIBED BELOW</u>	)	

VACATION ORDER

NOW on this 21st day of September, 1993, comes on for hearing the petition for vacation filed by the City of Wichita praying for the vacation of the following described portion of building setback, to wit:

The south 210 feet of the north 280 feet of the 20-foot building setback line adjacent to the west line of Block 1, Administrative Center 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 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 portion of 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 portion of building setback described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 21st day of September, 1993, ordered that the above-described portion of 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.

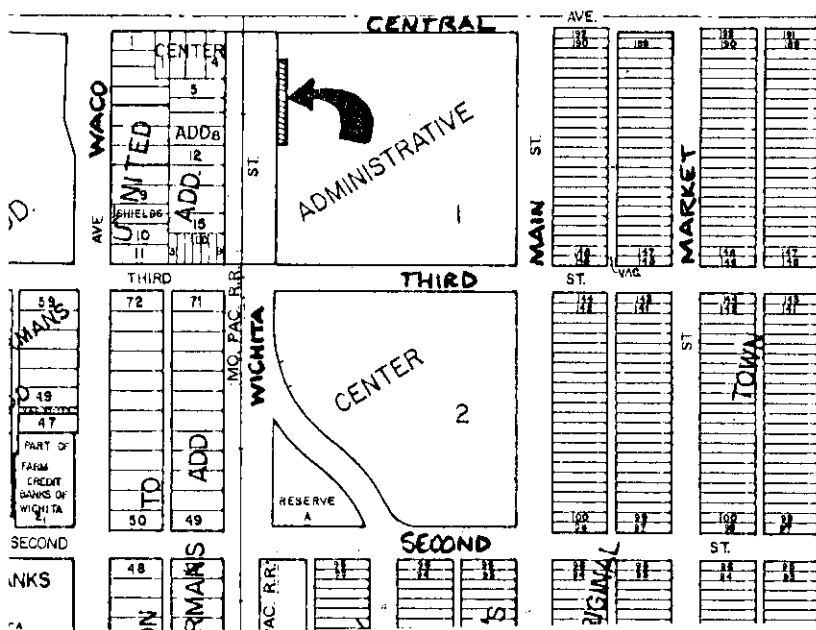
Elma Broadfoot, Mayor

ATTEST:

Pat Burnett, Deputy City Clerk

Approved as to Form:

Gary Rebenstorf, Director of Law



Application Filed 7/27/93

S/D Comm. Action 8/19/93

Approved
M.A.P.C. Action 8/26/93

Approved

W.C.C. Action 9-21-93 Approved

Bd. Co. Co. Action _____

Order to Vacate Recorded _____