

Planning Agenda Item # _____

City of Wichita
City Council Meeting
December 15, 1992

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1792 REQUEST TO VACATE ACCESS CONTROL
LOCATED NORTH OF MAPLE AND EAST OF TYLER ROAD
(District #5)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of access control.

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

Background: In order to better locate a driveway entrance, the applicant is requesting five (5) additional feet in an area originally platted for complete access control. Traffic Engineering has indicated the minor change in access control should have no adverse effects on traffic. The Subdivision Committee has also indicated that no negative impacts should result. 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 the public hearing, approve the vacation; authorize the Mayor to sign the Vacation Order; and record certified copy of the Vacation Order; recording costs to be billed to:

150029-2909

FILE COPY

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

IN THE MATTER OF THE VACATION OF ACCESS)
CONTROL)
)
GENERALLY LOCATED NORTH OF MAPLE AND)
EAST OF TYLER ROAD (V-1792))
)
)
MORE FULLY DESCRIBED BELOW)

VACATION ORDER

NOW on this 15TH day of December, 1992, comes on for hearing the petition for vacation filed by William Korber, Agent for QuikTrip Corporation, praying for the vacation of the following described access control, to-wit:

MICROFILMED
OF RECORD

The east 5 feet of the west 70 feet of complete access control as platted to Maple across the south line of Lot 2, QuikTrip 2nd 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 11/27/92 + 12/4/92.
2. No private rights will be injured or endangered by the vacation of the above-described 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. The vacation of the access control described herein should be approved.

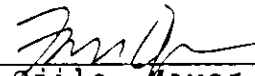
8.00
City Clerk

150029 2909

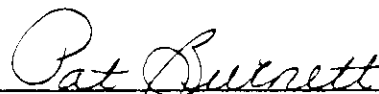
8-

Vacation Order
V-1792
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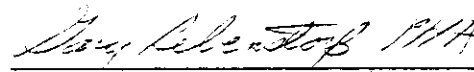
IT IS, THEREFORE, BY THE CITY COUNCIL, on this 15th day of December, 1992, ordered that the above-described access control is hereby vacated. IT IS FURTHER ORDERED that the City Clerk shall certify a copy of this order to the Register of Deeds of Sedgwick County.

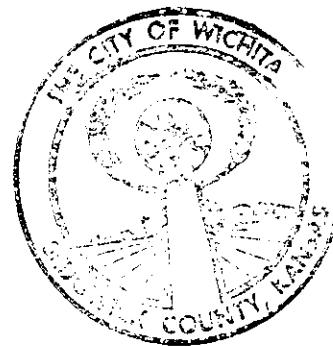

Frank M. Ojile, Mayor

ATTEST:


Pat Burnett, Deputy City Clerk

Approved as to Form:


Gary Rebenstorf, Director of Law

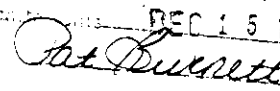


STATE OF KANSAS } ss
SEDGWICK COUNTY }
FILED FOR RECORD AT
8-000

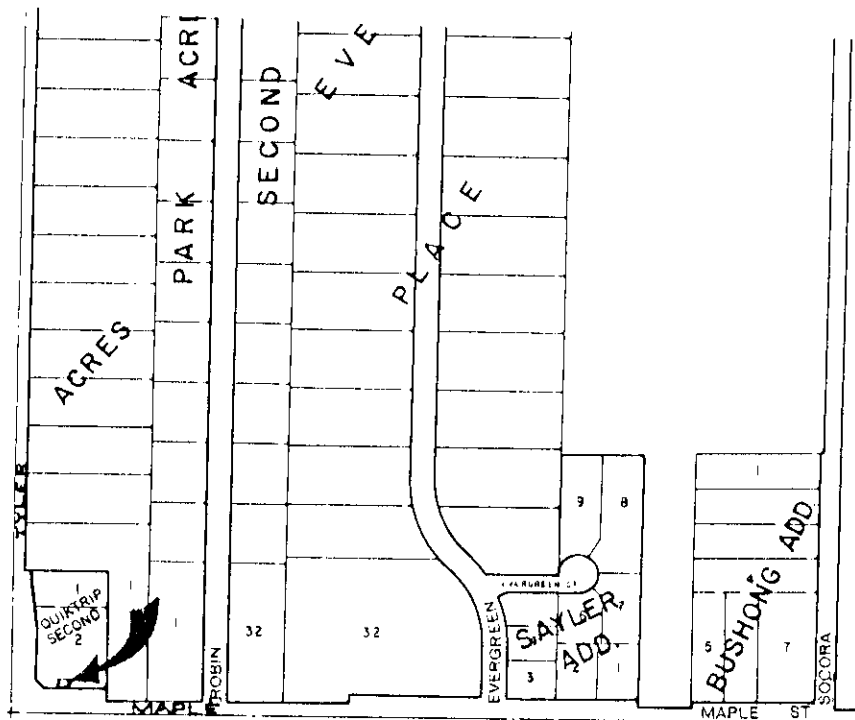
FEB 4 93 1267512

PAT KETTLER
REGISTER OF DEEDS


Ed Reed
Deputy

State of Kansas }
Sedgwick County) ss
City of Wichita)
Pat Burnett
Deputy City Clerk of the City
of Wichita, Kansas, hereby certify that the documents
containing the above is a true and correct copy of
the original as the same was presented to the City Clerk.
Given under my hand and seal of the City of
Wichita this DEC 15 1992

Pat Burnett Deputy City Clerk





Application Filed 10/20/92
 S/D Comm. Action ~~10/22/92~~ 11-12-92
Approved
 M.A.P.C. Action 11/15/92

W.C.C. Action 12-15-92 Approved

Bd. Co. Co. Action _____

Order to Vacate Recorded _____

February 4, 1993