

Planning Agenda # _____

**City of Wichita
City Council Meeting
July 11, 1995**

Agenda Report # _____

TO: Mayor and City Council

SUBJECT: PUBLIC HEARING V-1919 REQUEST TO VACATE ACCESS CONTROL
TO WEST ST. IN AN AREA NORTH OF PAWNEE.
(District #4)

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: This site has been involved in a lot split and the applicants are desiring a separate opening for each individual building site. The Traffic Engineer has indicated that the additional opening (are already allowed by existing plat) along with the expected uses at the sites will have no detrimental traffic impacts. 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/Actions: Close the public hearing; approve the vacation and authorize the Mayor to sign the Vacation Order; record the certified copy of the Vacation Order; recording costs to be billed to: 150029-2909

Date: 7-11-95

**MICROFILMED
OF RECORD**

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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
WEST SIDE OF WEST STREET
AND NORTH OF PAWNEE

MORE FULLY DESCRIBED BELOW

Case No. V-1919

STATE OF KANSAS } SS
SEDGWICK COUNTY }
FILED FOR RECORD AT

3:30 P.M.

1457389 43155

VACATION ORDER

PAT KETTLER
REGISTER OF DEEDS

NOW on this 11th day of July, 1995, comes on for hearing the petition for vacation filed by Gerry Cook, etal, praying for the vacation of the following described access control, to-wit:

All butters rights of access to or from West St., over and across the east line of Lot 1, Pawnee and West Industrial Park, Wichita, Sedgwick County, Kansas, excepting for one opening to the N 1/2 of Lot 1, and except for one opening to the S 1/2 of Lot 1 of said Pawnee and West Industrial Park, 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:

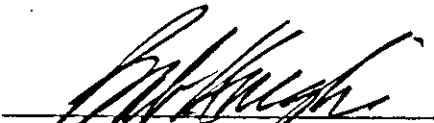
1. That due and legal notice has been given by publication as required by law, by publication in the Daily Reporter of notice of this vacation proceeding for consecutive weeks on 6-30-95 & 7-7-95.
2. No private rights will be injured or endangered by the vacation of the above-described access control, 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.

Vacation Order
V - 1919

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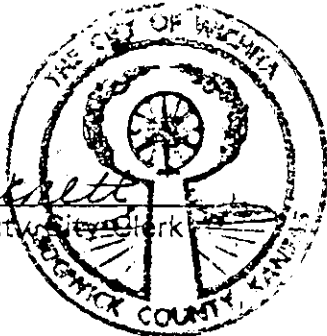
4. No written objection to said vacation has been filed with the City Clerk by any owner or adjoining owner who would be a proper party to the petition.
5. Access control except for two openings, as noted in the usual legal description, is retained.
6. The vacation of the access control described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 11th day of July, 1995, 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.

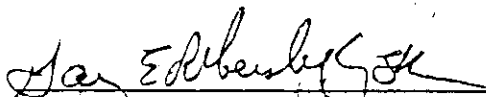

Bob Knight, Mayor

ATTEST:


Pat Burnett, Deputy City Clerk



Approved as to Form:


Gary Rebenstorf, Director of Law

State of Kansas)
Sedgwick County) ss
City of Wichita)

I, Tom Schneider, Deputy City Clerk of the City of Wichita, Kansas, hereby certify that the document to which this is affixed is a true and correct copy of the original on file in the office the the City Clerk.

Given under my hand and seal of the City of
Wichita, this July 19, 1995
Tom Schneider Deputy City Clerk
Tom SCHNEIDER

ADD.

LYDIA

PAWNEE

AND

WEST

INDUSTRIAL

PARK

HIGHWAY
K-42

AVE.

WEST

A.T. & S.F. R.