

Planning Agenda # _____

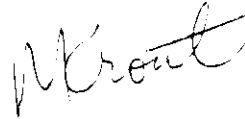
**City of Wichita
City Council Meeting
August 1, 1995**

Agenda Report # _____

TO: Mayor and City Council

SUBJECT: PUBLIC HEARING V-1909 REQUEST TO VACATE A PORTION OF
BUILDING SETBACK IN AN AREA NORTH OF DOUGLAS AND EAST
OF WEST ST.
(District #5)

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: Most of this site is presently developed with self storage units. The area of setback being requested for vacation has been indicated by the applicant as being needed for a planned expansion of the storage facilities. No municipal or public utilities are impacted by the vacation. 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; authorize the Mayor to sign the Vacation Order and record a certified copy of the Vacation Order; recording costs to be billed to: 150029-2909

Approved _____ Accepted By City Council

This AUG 8 1995

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MICROFILMED
OF RECORD

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

IN THE MATTER OF THE VACATION OF
A BUILDING SETBACK

GENERALLY LOCATED
NORTH OF DOUGLAS AND
EAST OF WEST ST.

MORE FULLY DESCRIBED BELOW



Case No. V-1909

STATE OF KANSAS)
SEDGWICK COUNTY) ss

FILED FOR RECORD AT

3:00 p.m.

1473711 225 55

PAT KETTLER
REGISTER OF DEEDS

VACATION ORDER

NOW on this 8th day of August, 1995, comes on for hearing the petition for vacation filed by R. D. Wood, etux, praying for the vacation of the following described building setback, to-wit:

The north 10 feet of the south 35 feet of the east 175 feet of Powell's 10th 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:

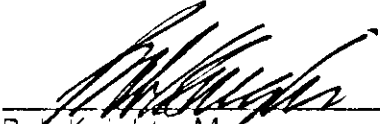
1. That due and legal notice has been given by publication as required by law, by publication in the Daily Reporter of notice of this vacation proceeding for consecutive weeks on 7-21-95 & 7-28-95.
2. No private rights will be injured or endangered by the vacation of the above-described building setback, 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.

Copy

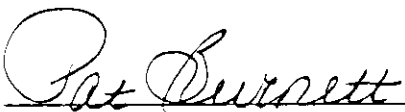
Vacation Order
V - 1909

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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 8th day of August, 1995, 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



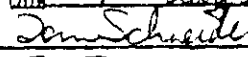
Approved as to Form:


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 9th day of August, 1995


TOM SCHNEIDER Deputy City Clerk

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