

Planning Agenda # _____

**City of Wichita
City Council Meeting
November 15, 1994**

Agenda Report # _____

TO: Mayor and City Council

SUBJECT: PUBLIC HEARING V-1887 Request to vacate access control to Airport Road
in an area south of Kellogg and east of Ridge 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: When the involved properties were platted Airport Road was the major means of access to and from Mid Continent Airport and access control was acquired to limit or control traffic to that street. A planned development at this site intends to use access out to Airport Road. Access is actually, though, also controlled by the Airport Authority who controls a reserve across which any road or drive would cross from this site to Airport Road. Consequently, City and Traffic Engineering and the Subdivision Committee agree that the platted access control is unnecessary and can be vacated. 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 the certified copy of the Vacation 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	)	
ACCESS CONTROL	)	
	)	
GENERALLY LOCATED SOUTH OF KELLOGG	)	Case No. V-1887
AND THE WEST SIDE OF OLD AIRPORT ROAD	)	
	)	
	)	
<u>MORE FULLY DESCRIBED BELOW</u>	)	

VACATION ORDER

NOW on this 15th day of November, 1994, comes on for hearing the petition for vacation filed by Mary Ellen Reichenberger, etal, praying for the vacation of the following described access control, to-wit:

All abutters rights of access to or from Airport Road over and across the east line of Lot 1, Diamond Addition and Lot 1, Diamond Third Addition, to Wichita, 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 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.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 15th day of November, 1994, 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.

Elma Broadfoot, Mayor

ATTEST:

Pat Burnett, Deputy City Clerk

Approved as to Form:

Gary Rebenstorf, Director of Law

KELLOGG

ST.

HIGHWAY 54

DIAMOND

2nd

ADD

DIAMOND

THIRD

ADDITION

DIAMOND
ADDITION

PART OF
WICHITA
MUNICIPAL
AIRPORT
RESERVE

SIERRA DR.

THRIFTY
2nd
ADD.

BRANDING
IRON
ADD.

IRVING

MESKER 3 AIRPORT

AT SF 2Y

AIRPORT

PUEBLO

INDUSTRIAL

ADDITION
B

MARIPOSA

LANE

WICHITA MUNICIPAL AIRPORT