

Planning Agenda # _____

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

Agenda Report # _____

TO: Mayor and City Council

SUBJECT: PUBLIC HEARING V-1922 REQUEST TO VACATE DRAINAGE
EASEMENT IN AN AREA SOUTH OF 29TH ST. N. AND WEST OF RIDGE
(District #5)

INITIATED BY: Metropolitan Area Planning Department



AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of drainage easement.

MAPC Recommendation: Approve vacation of drainage easement. (unanimous)

Background: Originally platted for a planned drainage improvement, a revision in the area's drainage plan deleted the need for this easement. City Engineering has confirmed that the easement is no longer needed for drainage and the applicant desires the additional area to allow better use of the lots for development. 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

MICROFILMED
OF RECORD

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

IN THE MATTER OF THE VACATION OF
DRAINAGE EASEMENT

GENERALLY LOCATED SOUTH OF 29TH
ST. N. AND WEST OF RIDGE

MORE FULLY DESCRIBED BELOW

Case No. V-1922

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

2:00 P M



1472830 2225

PAT KETTLER
REGISTER OF DEEDS

VACATION ORDER

NOW on this 1st day of August, 1995, comes on for hearing the petition for vacation filed by Marvin Schellenberg for Reflection Ridge Inc., praying for the vacation of the following described, to-wit:

The drainage easement as platted on Lots 9 and 10, Block 1, Reflection Ridge 8th Addition and more specifically described as:
The westerly 10 feet of Lot 9 and the easterly 10 feet of Lot 10, Block 1, of Reflection Ridge 8th Addition, to 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 7/14/95 & 7/21/95.
2. No private rights will be injured or endangered by the vacation of the above-described drainage easement, 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.

Vacation Order
V - 1922

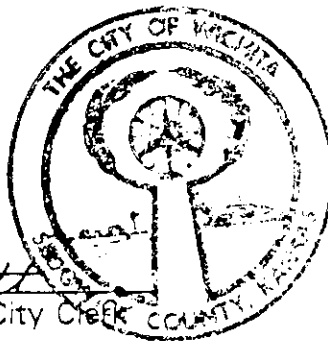
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5. The vacation of the drainage easement described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 1st day of August, 1995, ordered that the above-described drainage easement 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.

ATTEST:

Pat Burnett
Pat Burnett, Deputy City Clerk



Bob Knight
Bob Knight, Mayor

Approved as to Form:

Gary Rebenstorf
Gary Rebenstorf, Director of Law

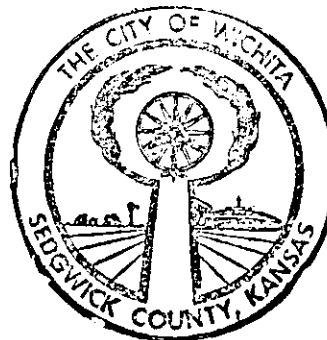
State of Kansas)
Sedgwick County) ss
City of Wichita)

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 of the City Clerk.

Given under my hand and seal of the City of

Wichita, this August 4, 1995

Tom Schneider Deputy City Clerk
Tom Schneider



REFLECTION RIDGE 8TH. ADD.

COMPLETE ACCESS CONTROL

Q 29TH STREET NORTH

N89°28'38"E

864.07'

E. 1/4
R1W
A.
VNING

1"=100'

