

Planning Agenda # \_\_\_\_\_

**City of Wichita  
City Council Meeting  
November 5, 1996**

Agenda Report # \_\_\_\_\_

**TO:** Mayor and City Council

**SUBJECT:** PUBLIC HEARING V-1991 REQUEST TO VACATE A UTILITY EASEMENT  
LOCATED EAST OF HILLSIDE AND SOUTH OF 31ST STREET SOUTH  
(District #3)

**INITIATED BY:** Metropolitan Area Planning Department *W. Kratt*

**AGENDA ACTION:** Planning

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**Staff Recommendation:** Approve vacation of utility easement.

**MAPC Recommendation:** Approve vacation of utility easement. (unanimous)

**Background:** The applicant desires to vacate an unused side yard utility easement in order to construct a garage. According to City Engineering and the utility representatives of the Subdivision Committee the easement being requested for vacation is unused and may be eliminated. The applicants property was also platted with only 8 feet (half of a 16 foot easement) or two feet less than the standard easement when sanitary sewer lines are involved along the rear of the property. Therefore, the applicant has provided an additional easement of two feet along the existing sanitary sewer easement. 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:** Accept the easement, close the public hearing, approve the vacation; authorize the Mayor to sign the Vacation Order; and record the easement and the certified copy of the Vacation Order; recording costs to be billed to:  
150029-2909

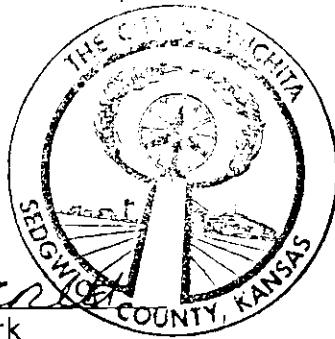


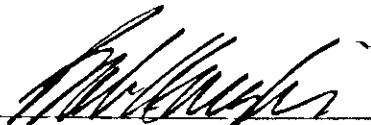
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Vacation Order  
V - 1991

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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 5th day of November, 1996, ordered that the above-described utility 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.

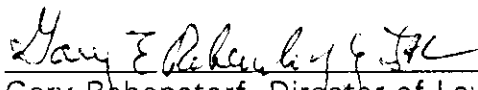


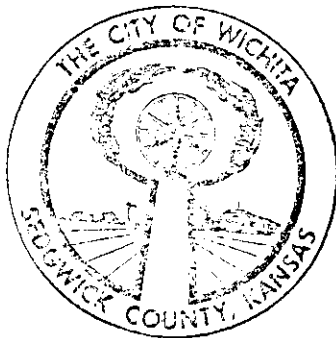
  
\_\_\_\_\_  
Bob Knight, Mayor

ATTEST:

  
\_\_\_\_\_  
Pat Burnett, City Clerk

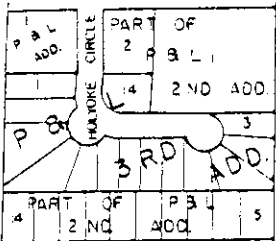
Approved as to Form:

  
\_\_\_\_\_  
Gary Rebenstorf, Director of Law

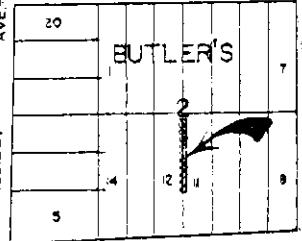


State of Kansas )  
Sedgwick County ) ss  
City of Wichita )  
I, PAT BURNETT City Clerk of the City  
of Wichita, Kansas, hereby certify that the document  
to which this is affixed is a true and correct copy of  
the original on file in the office of the City Clerk.  
Given under my hand and seal of the City of  
Wichita, this NOV 5 1996  
PAT BURNETT City Clerk

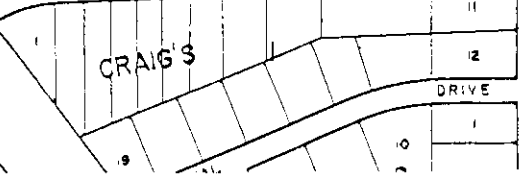
THIRTY EIGHT



NAVAJO LANE



BUTLER DR.



AVE.

CLIFTON

COLONIAL PARK

COLONIAL PARK SE  
ADDITION

OLONIAL