

Planning Agenda # _____

**City of Wichita
City Council Meeting
August 1, 2000**

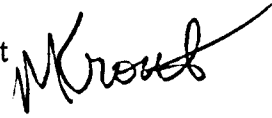
Agenda Report # _____

TO: Mayor and City Council

SUBJECT: VAC2000-00025 REQUEST TO VACATE A PORTION OF A
BUILDING SETBACK LOCATED NORTH OF OAK KNOLL
(OLD PAWNEE) AND APPROXIMATELY ¼ MILE EAST OF
ROCK ROAD.
(District II)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning



Staff Recommendation: Approve vacation of a portion of a building setback.

MAPC Recommendation: Approve vacation of a portion of a building setback. (unanimous)

Background: The applicant is requesting to vacate the interior 15 feet of a 35-foot platted building setback. This property is zoned "OW" Office Warehouse, which has a front building setback of 20 feet. This adjustment to the existing setback would comply with the required zoning setback.

No one spoke in opposition to this request at the MAPC's advertised public hearing, and the MAPC voted to approve the vacation, adopting the findings of fact that are incorporated in the Vacation Order. No written protests have been filed.

Legal Considerations: A certified copy of the Vacation Order will be recorded with the Register of Deeds.

Recommendations/Actions: Follow the recommendation of the Metropolitan Area Planning Commission and approve the Vacation Order, and authorize the necessary signatures.

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Approved / Accepted By City Council

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

IN THE MATTER OF THE VACATION OF)
A PORTION OF A BUILDING SETBACK)

GENERALLY LOCATED)
NORTH OF OAK KNOLL (OLD PAWNEE) AND)
APPROXIMATELY ¼ MILE EAST OF ROCK)
ROAD)

Case No. VAC2000-00025

MORE FULLY DESCRIBED BELOW)

RECEIVED

AUG 14 2000

METROPOLITAN PLANNING
ROUTE ☐ ☒

VACATION ORDER

NOW on this 1st day of August, 2000, comes on for hearing the petition for vacation filed by Dale & Norma Hecox, praying for the vacation of the following described portion of a building setback, to-wit:

The interior 15 feet of the 35-foot building setback adjacent to Oak Knoll Road and Pawnee Avenue on Lot 2, Block 1, The Plaza at Cherry Creek Hills 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 on June 20, 2000, which was at least 20 days prior to the public hearing.
2. No private rights will be injured or endangered by the vacation of the above-described portion of a 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.

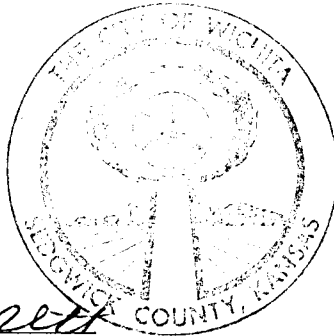
4. No written objection to said vacation has been filed with the City Clerk by any owner or adjoining owner who would be a proper party to the petition.

5. The vacation of a portion of a building setback described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 1st day of August 2000, ordered that the above-described a portion of a 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.

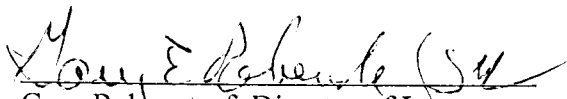
ATTEST:


Pat Burnett, City Clerk




Bob Knight, Mayor

Approved as to Form:


Gary Rebenstorf, Director of Law

