

City of Wichita
City Council Meeting
March 16, 2004

Agenda Report No. _____

TO: Mayor and City Council

SUBJECT: VAC2003-00047 Request to vacate a portion of platted complete access control located on the East side of Ridge Road, between University Avenue (South) and Maple Street (North).
(District V)

INITIATED BY: Metropolitan Area Planning Department *JS Burke*

AGENDA: Planning (Consent)

Staff Recommendation: Approve.

MAPC Recommendation: Approve. (unanimous)

Background: The applicant is requesting vacation of a portion of the platted access control, located on the Ridge Road frontage of Lot 1, Block 1, King's Maple Street 3rd Addition. The King's Maple Street 3rd Addition (SUB 01-107) was recorded with the Register of Deeds February 5, 2004

Analysis: A Lot Split will reconfigure the subject site and adjacent sites. The plat currently has complete access control along the Ridge Road frontage for the north 109.25-feet of Lot 1, Block 1, King's Maple Street 3rd Addition, with one opening in the south 30-feet of the lot. The applicant is requesting that this opening/access point be moved to the south to create one 30-foot opening. The applicant is tying this request with VAC03-46 (on today's agenda) and coordinating the access onto the King's Maple Street 3rd Addition and the University and Ridge Addition, which abuts on the south. Between the two abutting site's there are two platted points of access, the current proposal retains the two platted points of access, but shifts/relocates them south.

Financial Considerations: None

Legal Considerations: A certified copy of the Vacation Order and dedication of complete access control, as approved by the City of Wichita Traffic Engineer, by separate instrument will be recorded with the Register of Deeds.

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

RECEIVED

MAR 23 2004

METROPOLITAN PLANNING
ROUTE 8

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

**IN THE MATTER OF THE VACATION OF A
PORTION PLATTED COMPLETE ACCESS
CONTROL**

**GENERALLY LOCATED ON THE
EAST SIDE OF RIDGE ROAD BETWEEN
UNIVERSITY AVENUE AND MAPLE
STREET**

Case No. VAC2003-00047

MORE FULLY DESCRIBED BELOW

VACATION ORDER

NOW on this 16th day of March, comes on for hearing the petition for vacation filed by Christian Ablah, praying for the vacation of the following described portion of the platted complete access control, to-wit:

A portion of the platted complete access control, except for one opening as approved by the City of Wichita Traffic Engineer, located on the Ridge Road frontage of Lot 1, Block 1, King's Maple Street 3rd 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 Wichita Eagle on February 19, 2004, 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 platted 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. Dedicate, by separate instrument, complete access control, except for one opening onto Ridge Road as approved by the City of Wichita Traffic Engineer, on Lot 1, Block 1, King's Maple Street 3rd Addition, Wichita, Sedgwick County, Kansas

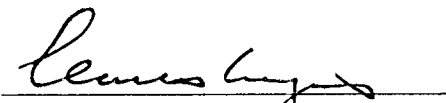
6. The vacation of a portion of the platted access control described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 16th day of March, ordered that the above-described proposed platted 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.

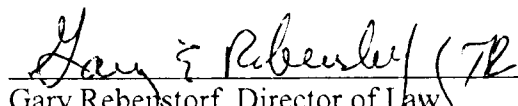
ATTEST:




Karen Schofield, City Clerk


Carlos Mayans, Mayor

Approved as to Form:


Gary Rebenstorf, Director of Law

RIDGE

MAPLE

SUMMIT LAWN

UNIVERSITY

