



Wichita-Sedgwick County Metropolitan Area Planning Department

December 6, 2018

Ferris Consulting
Attn: Greg Ferris
PO Box 573
Wichita, KS 67201

Ref: VAC2018-00029: City Vacation of a portion of platted building setback along Kellogg on property zoned GC and generally located on the south side of Kellogg Drive (54/400 Highway) west of Maize Road (10723 West Kellogg Drive).

Dear Mr. Ferris,

At the Thursday, December 6, 2018, meeting of the Metropolitan Area Planning Commission (MAPC), the above-referenced vacation request was approved subject to the following conditions:

- (1) Provide Planning Staff with legal descriptions of the approved vacated portion of the platted setback on a Word document, via e-mail, to be used on the Vacation Order. This must be provided to Planning prior to the case going to Council for final action.
- (2) Any relocation or reconstruction of utilities made necessary by this vacation shall be the responsibility and at the expense of the applicant. Provide Planning with any needed easements dedicated by separate instrument with original signatures. These conditions must be completed prior to the case going to Council for final action.
- (3) All improvements shall be according to City Standards and at the applicant's expense.
- (4) Per MAPC Policy Statement #7, all conditions shall be completed within one year of approval by the MAPC or the vacation request will be considered null and void. All vacation requests are not complete until the Wichita City Council or the Sedgwick County Board of County Commissioners have taken final action on the request and the vacation order and all required documents have been provided to the City, County and/or franchised utilities and the necessary documents have been recorded with the Register of Deeds.

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Page 2

When all of the above conditions have been completed and there are no other documents requested; this case will be scheduled for final action by the Wichita City Council at the first appropriate date after December 20, 2018 (end of the two-week protest period). This letter also serves as a reminder that the vacation notification signs should now be removed from the property. If you have any questions concerning this case, please contact our office at 268-4421.

Sincerely,



Matthew Williams
Associate Planner

MW:kw

cc: Shiva Sai LLC, Sham Gupta, 11012 Southwest Blvd, Shulte KS 67215
Shiva Sai LLC, 10723 W Kellogg, Wichita KS 67209
City of Wichita, John Philbrick, 455 N Main – 13th floor, WK 67202 **MAILSTOP 1-135**