

Planning Agenda

June 26, 1984

RECOMMENDATION FROM MAPC TO BOARD OF CITY COMMISSIONERS

V-1237 - VACATION OF CLARENCE AVENUE AS PLATTED IN SILVER SPUR SECOND ADDITION LOCATED $\frac{1}{4}$ TO $\frac{1}{2}$ MILE SOUTH OF MacARTHUR MIDWAY BETWEEN SENECA AND MERIDIAN.

The Planning Commission recommends approval subject to:

- A. The vacated street right-of-way shall be retained as a drainage and utility easement in the vacation ordinance.
- B. Approval of this vacation case shall be subject to completion of the South Lake 3rd Addition plat.
- C. All proceedings shall be without cost to the City, County, or any utility company.

Bayouth moved, Wilson seconded and it carried unanimously. Crockett and Goebel were absent. (1-26-84)

ACTION: Approve the vacation request and place the ordinance on first reading.

VACATION CASE DATA

Legal Description: Clarence Avenue as platted in Silver Spur Second Addition to Wichita, Kansas.

Applicant: The Seneca Construction Co., Inc.
3825 S. Seneca, 67217

Protestors: None

Comments: The associated plat of South Lake 3rd Addition is scheduled for approval by the City Commission on June 26, 1984.

BEFORE THE BOARD OF CITY COMMISSIONERS
OF THE CITY OF WICHITA, SEDGWICK COUNTY, KANSAS

IN THE MATTER OF THE VACATION OF
CLARENCE AVENUE STREET RIGHT-
OF-WAY (MAPC NO. V-1237)

GENERALLY LOCATED 1/4 TO 1/2 MILE SOUTH
OF MacARTHUR ROAD BETWEEN SENECA AND
MERIDIAN

MORE FULLY DESCRIBED BELOW

STATE OF KANSAS } SS
SEDGWICK COUNTY }
FILED FOR RECORD AT
S. D. O. M.

MICROFILMED
OF RECORD

AUG 24 1984

NO. 7 08336

BETTE F. McCART
REGISTER OF DEEDS

*Pat Kettles
Deputy*

VACATION ORDER

NOW ON THIS 21st day of August, 1984, comes on for hearing
the petition for vacation filed by Roger Mendenhall, praying for the
vacation of the following described street right-of-way, to-wit:

Clarence Avenue as platted in Silver Spur Second
Addition to Wichita, Kansas. (MAPC NO. V-1237)

The City Commission 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 re-
quired by law, by publication in the Daily Record of notice of this vaca-
tion proceedings for consecutive weeks on 8/8 + 8/15/84

2. No private rights will be injured or endangered by the vacation
of the above-described street right-of-way, 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. That the entire street right-of-way being vacated shall be retained
as a utility and drainage easement in accordance with K.S.A. 12-512(a).

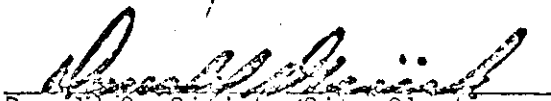
6. The vacation of the street right-of-way described herein should be
approved.

6.00 City Clerk

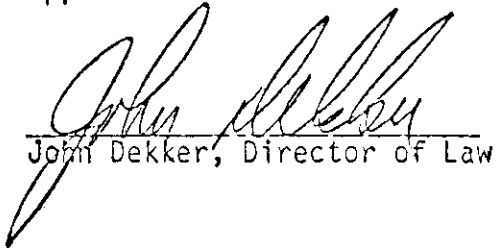
IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this 21st day of August, 1984, ordered that the above-described street right-of-way is hereby vacated. IT IS FURTHER ORDERED that the entire street right-of-way being vacated shall be retained as a utility and drainage easement in accordance with K.S.A. 12-512 (a). IT IS FURTHER ORDERED that the City Clerk shall certify a copy of this order to the Register of Deeds of Sedgwick County.


Robert G. Knight, Mayor

ATTEST:


Donald C. Gisick, City Clerk

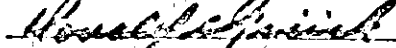
Approved as to Form:


John Dekker, Director of Law

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

I, Donald C. Gisick, City Clerk of the City of Wichita, Kansas, hereby certify that the document to which this is attached is a true and correct copy of the original on file in my office.

Given under my hand and seal of the City of Wichita, this AUG 22 1984


City Clerk

BENNETT AVE

SILVER SPUR SECOND ADD.

CLARENCE AVE.

CLARENCE