

RECOMMENDATION FROM MAPC TO BOARD OF CITY COMMISSIONERS

V-1224 - VACATION OF A PORTION OF THE PLATTED 15-FOOT SETBACK FROM ST. LOUIS ON LOT 2,
REPLAT OF A PORTION OF LOT 19, KNIGHT ACRES ADDITION TO WICHITA, KANSAS.

The Planning Commission recommends approval subject to:

- A. Approval of the applicant's BZA case requesting a variance of the required 20-foot rear yard. (Note: This variance was approved 10-25-83 subject to granting an additional two feet for utility easement purposes. The easement has been granted).
- B. The vacation ordinance shall vacate only that portion of the building setback where actual construction is planned.
- C. All proceedings shall be without cost to the City, County, or any utility company.

Bayouth moved, Goebel seconded and it carried unanimously. Banzer and Chisholm were absent. (10-20-83)

ACTION: Accept the utility easement and instruct the City Clerk to file the easement with the Register of Deeds, the recording cost of which shall be billed to the applicant; approve the vacation request as recommended by the Metropolitan Area Planning Commission and place the ordinance on first reading.

VACATION CASE DATA

Legal Description: Part of Lot 2, Replat of a Portion of Lot 19, Knight Acres Addition to Wichita, Kansas, described as commencing at the S.W. Corner of said Lot 2; thence N 90° E along the south line of said Lot 2, 27.67 feet; thence N 37°17'30" E, 6.24 feet for a place of beginning; thence N 52°42'30" W, 16.57 feet; thence N 90° E, 20.83 feet; thence S 37°17'30"W, 12.62 feet to the place of beginning.

General Location: Northwest corner of Knight and St. Louis.

Applicant: Randy E. Moore
501 N. Knight, 67203

Protestors (If any): None

(98237) (Published in The Daily Record Dec. 16, 1983)

ORDINANCE NO. 38-597

AN ORDINANCE VACATING A PORTION OF THE
PLATTED 15-FOOT SETBACK FROM ST. LOUIS
ON LOT 2, REPLAT OF A PORTION OF LOT 19,
KNIGHT ACRES ADDITION TO WICHITA, KANSAS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE
CITY OF WICHITA, KANSAS:

SECTION 1. That the portion of the platted 15-foot
building setback described as follows, to-wit:

Part of Lot 2, Replat of a Portion of Lot 19,
Knight Acres Addition to Wichita, Kansas,
described as commencing at the S.W. Corner
of said Lot 2; thence N 90° E along the south
line of said Lot 2, 27.67 feet; thence
N 37°17'30" E, 6.24 feet for a place of be-
ginning; thence N 52°42'30"W, 16.57 feet; thence
N 90°E, 20.83 feet; thence S 37°17'30"W, 12.62
feet to the place of beginning; (MAPC NO.
V-1224);

be and the same is hereby vacated in accordance with K.S.A. 13-443,
subject, however, to the concurrence in such vacation by the Board
of County Commissioners as by law provided.

SECTION 2. That it is hereby recommended to the Board of
County Commissioners of Sedgwick County, Kansas, that said above
described setback be vacated by said Board in case a proper petition
is filed under the provisions of K.S.A. 12-504, 12-505 and K.S.A.
12-506.

SECTION 3. That this Ordinance shall be in force and
take effect from and after its passage and publication once in
the official city paper.

PASSED AND APPROVED at Wichita, Kansas this 13th
day of December, 1983.

ATTEST:

Margalee Wright, Mayor

Donald C. Gisick, City Clerk

(SEAL)

