

VACATION HEARING

RECOMMENDATION FROM MAPC TO BOARD OF CITY COMMISSIONERS

V-1291 VACATION OF PLATTED ACCESS CONTROL ON THE WESTSIDE OF ROCK ROAD IN AN AREA NORTH OF 13TH STREET NORTH.

NOTE: The City Clerk will certify as to proper publication of notice of hearing and filing of written protest.

A petition for the above identified vacation request has been filed in the office of the City Clerk. The Planning Commission recommends that the Board of City Commissioners find that no private rights will be injured or endangered and the public will suffer no loss or inconvenience by granting by order the vacation request subject to:

- A. Proper publication of notice of public hearing.
- B. The absence of proper written protest filed with the City Clerk
- C. All proceedings being without cost to the City, County, or any utility company.
- D. Retaining "Access Control except for two openings" to Rock Road from Lot 2, Block A, Brownies 1st Addition, except the south 100 feet thereof, in the vacation order.

Chisholm moved, Banzer seconded and it carried unanimously. Moore and Crockett were not yet present. Peters was absent. (9/20/84)

ACTION: Close the public hearing, approve the vacation request, authorize the Mayor to sign the vacation order and instruct the City Clerk to file a certified copy of the order with the Sedgwick County Register of Deeds.

VACATION CASE DATA

Legal Description: "Access control except for one opening" to Rock Road across the east line of Lot 2, Block A, Brownies 1st Addition, Sedgwick County, Kansas, except the south 100 feet thereof.

Applicant: North Rock Road Limited Partnership, et. al.
8601 Brookhollow
Wichita, Kansas 67206

Protestors: None before the Subdivision Committee or MAPC.

Plan

STATE OF KANSAS
SEDCWICK COUNTY
FILED FOR RECORD AT
S. O. D. M.

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

OCT 24 1984

IN THE MATTER OF THE VACATION OF
PLATTED ACCESS CONTROL
(MAPC NO. V-1291)

NO. 7 16874
BETTE F. McCART
REGISTER OF DEEDS

PROFILMED
OF RECORD

GENERALLY LOCATED ON THE WEST SIDE
OF ROCK ROAD IN AN AREA NORTH OF
13TH STREET

Approved by Board of Commissioners
OCT 09 1984

Pat Kettler
Deputy

MORE FULLY DESCRIBED BELOW

VACATION ORDER

NOW on this 9th day of October, 1984, comes on for hearing the petition for vacation filed by North Rock Road Limited Partnership, praying for the vacation of the following described access control, to-wit:

"Access control except for one opening" to Rock Road across the east line of Lot 2, Block A, Brownies 1st Addition, Sedgwick County Kansas, except the south 100 feet thereof. (MAPC V-1291).

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 required by law, by publication in the Daily Record of notice of this vacation proceedings for consecutive weeks on SEPT 26, OCT 3, 1984.
2. No private rights will be injured or endangered by the vacation of the above-described access control, and the public will suffer no loss or inconvenience thereby.
3. In justice to the petitioner 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. "Access control except for two openings" to Rock Road from Lot 2, Block A, Brownies 1st Addition, except the south 100 feet thereof shall be retained by this order.
6. The vacation of the access control described herein should be approved.

IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this 9th day of October, 1984, ordered that the above-described access control is hereby vacated. IT IS FURTHER ORDERED that "access control except for two openings" to Rock Road from Lot 2, Block A, Brownies 1st Addition, except the south 100 feet thereof is hereby retained. IT IS FURTHER ORDERED that the City Clerk shall certify a copy of this order to the Register of Deeds of Sedgwick County.

Robert C. Knight
Robert C. Knight, Mayor

ATTEST:
Donald C. Cisick
Donald C. Cisick, City Clerk

Approved as to Form:
John Dekker
John Dekker, Director of Law

City Clerk

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ROCK ROAD

