

RECOMMENDATION FROM MAPC TO BOARD OF CITY COMMISSIONERS

V-1286 - VACATION OF A PLATTED UTILITY EASEMENT GENERALLY LOCATED ON THE WEST SIDE OF CURTIS STREET SOUTH OF ROBINSON STREET.

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.

Bayouth moved, Coebel seconded and it carried unanimously. Moore was not yet present. (9-6-84)

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: The 20-foot utility easement centered on the lot line common to Lots 7 and 8, Block 1, except the west 20 feet, and the 20-foot sewer easement platted on the east 20 feet of Lots 8, 9, and 10, Block 1, Comfort West Addition, Wichita, Sedgwick County, Kansas. (MAPC No. V-1286)

Applicant: Gray Construction, Inc.
c/o Billy J. Gray, President
1418 South Dodge, Wichita, Ks. 67213

Protestors: None before the Subdivision Committee or MAPC

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

IN THE MATTER OF THE VACATION OF A
PLATTED UTILITY EASEMENT (V-1286)

GENERALLY LOCATED ON THE WEST SIDE
OF CURTIS SOUTH OF ROBINSON STREET

MORE FULLY DESCRIBED BELOW

Approved by Board of Commissioners
this SEP 18 1984

VACATION ORDER

NOW on this 18th day of September, 1984, comes on for hearing the petition for vacation filed by Billy J. Gray, praying for the vacation of the following described utility easement, to-wit:

The 20-foot utility easement centered on the lot line common to Lots 7 and 8, Block 1, except the west 20 feet; and the 20-foot sewer easement platted on the east 20 feet of Lots 8, 9, and 10, Block 1, Comfort West Addition, Wichita, Sedgwick County, Kansas (MAPC No. V-1286)

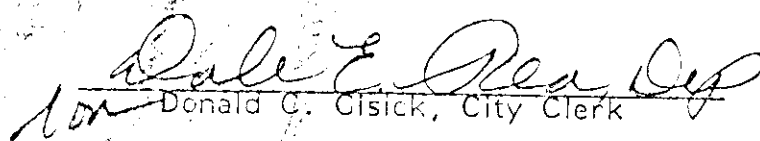
The City Commission, after being duly and fully informed as to fully understand the true nature of this petition and the propriety of granting the same, makes the following findings:

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 7/14, 1984.
2. No private rights will be injured or endangered by the vacation of the above-described utility easement, 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. The vacation of the utility easement described herein should be approved.

IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this 18th day of September, 1984, ordered that the above-described utility easement 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.


Robert G. Knight Mayor

ATTEST:

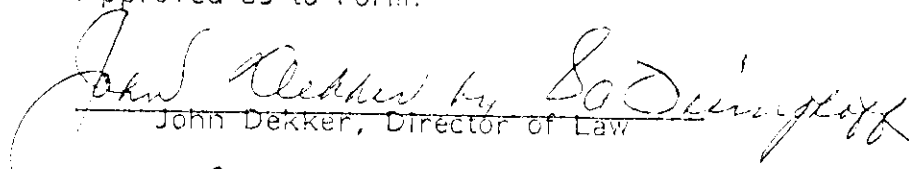

Donald C. Clisick, City Clerk

STATE OF KANSAS } ss
SEDGWICK COUNTY }
FILED FOR RECORD AT
8:00 A M

OCT 5 1984
7 14210
No.

BETTE F. McCART
REGISTER OF DEEDS

Approved as to Form:


John Dekker, Director of Law
City Clerk

MICROFILMED
OF RECORD

HOOPER ST.

A

R.

12

CURTIS

17

ROBINSON

PART OF 13
R.A. MORRIS
TRACTS

10

CURTIS

14

15

11

10

1 COMFORT

2

6

WEST

EDMINSTER

EDMINSTER

1 WEST

ADD.

A

B

ELDER

COMPTON

1 2 3 4 5 6 7 8
WEST FOREST 3rd ADD.

PART OF
R.A. MORRIS
TRACTS

14

6

1

10

5

NINTH