

RECOMMENDATION FROM MAPC TO BOARD OF CITY COMMISSIONERS

V-1280 - VACATION OF A PORTION OF A 25-FOOT PLATTED BUILDING SETBACK
GENERALLY LOCATED ON THE EAST SIDE OF CLARENCE ON LOT 19, BLOCK 3,
SHARP-NETT ADDITION.

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, Goebel seconded and it carried unanimously. Hansen was absent.
(8-23-84)

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 southerly 2 feet of the platted 25-foot building setback from Clarence Street on Lot 19, Block 3, Sharp-Nett Addition.

Applicant: Thomas C. Moore, 2219 W. 16th Street North,
Wichita, Kansas 67203

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)
PORTION OF A 25-FOOT PLATTED BUILDING)
SETBACK (V-1280))

GENERALLY LOCATED ON THE EAST SIDE OF)
CLARENCE ON LOT 19, BLOCK 3, SHARP-)
NETT ADDITION)

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 Thomas C. Moore, praying for the vacation of the following described building setback to-wit:

The southerly 2 feet of the platted 25-foot building setback from Clarence Street on Lot 19, Block 3, Sharp-Nett Addition. (MAPC No. V-1280)

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 5/12, 1984.
2. No private rights will be injured or endangered by the vacation of the above-described building setback 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. The vacation of the building setback 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 building setback 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. Gisick, City Clerk

Approved as to Form:

John Dekker, Director of Law

STATE OF KANSAS }
SEDGWICK COUNTY } SS
FILED FOR RECORD AT
8:00 AM

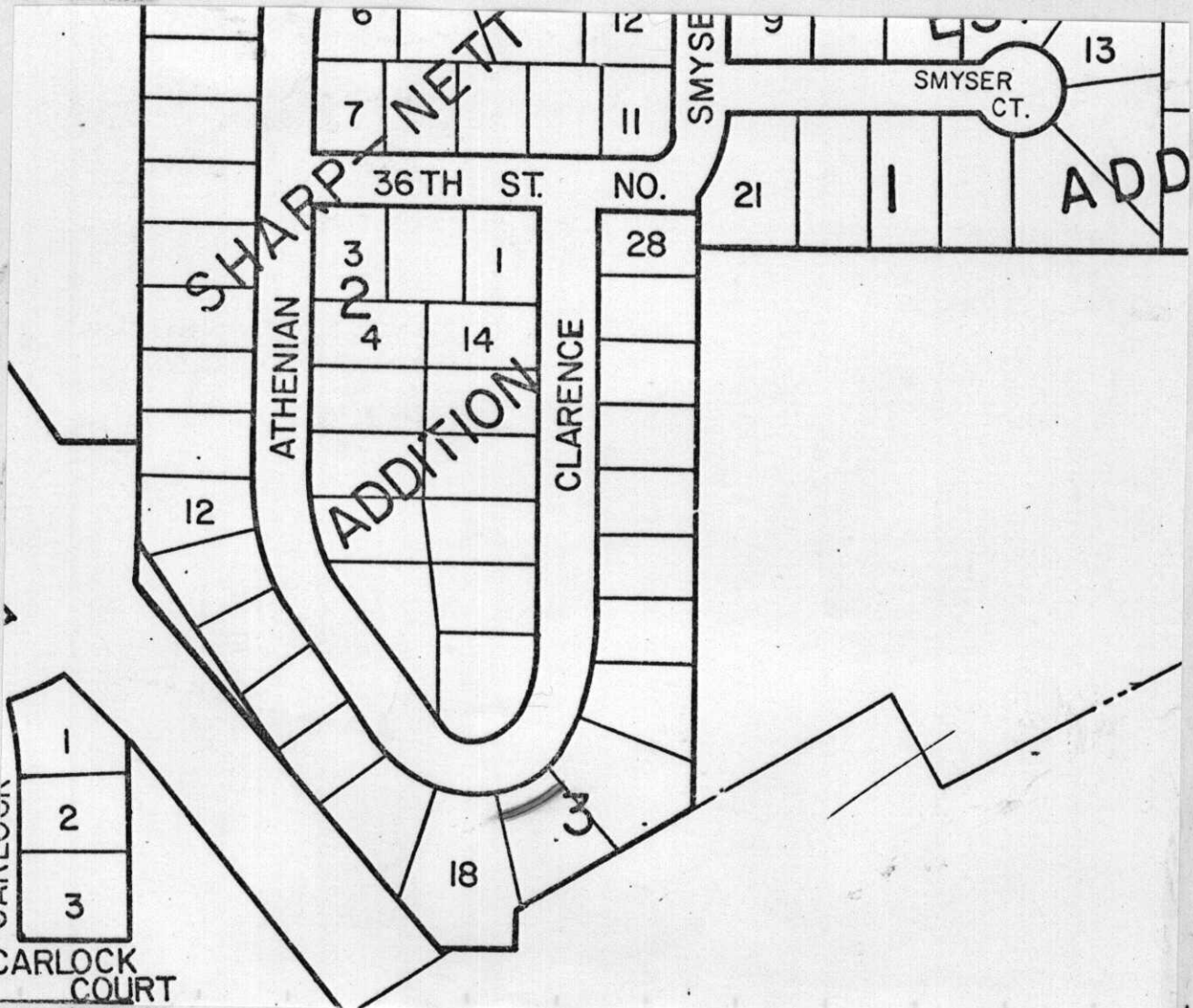
OCT 5 1984

7 14208

BETTE F. MCCART
REGISTER OF DEEDS

MICROFILMED
OF RECORD

City Clerk



SHARP

ATHENIAN

CLARENCE

SMYSE

SMYSER CT.

ADDITION

36TH ST. NO.

ADD

CARLOCK COURT