

VACATION HEARING

RECOMMENDATION FROM MAPC TO BOARD OF CITY COMMISSIONERS

V-1355 - VACATION OF A PLATTED BUILDING SETBACK GENERALLY
LOCATED ON THE WEST SIDE OF MOSLEY IN AN AREA SOUTH OF ZIMMERLY.

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.

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 east 35 feet of Lot 1, Kennedy's Addition to
Wichita, Kansas.

APPLICANT: John C. Beal, P. O. Box 11125, Wichita, KS 67202

PROTESTORS: None before the Subdivision Committee or Metropolitan
Area Planning Commission.

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

MICROFILMED
OF RECORD

IN THE MATTER OF THE VACATION OF OF A
PLATTED BUILDING SETBACK)

GENERALLY LOCATED ON THE WEST SIDE OF MOSLEY
IN AN AREA SOUTH OF ZIMMERLY. (V-1355))

MORE FULLY DESCRIBED BELOW)

STATE OF KANSAS }
SEDGWICK COUNTY } 53
FILED FOR RECORD AT
S. O. D. M.

FEB 6 1986

NO. 7 88987
PAT KETTLER
REGISTER OF DEEDS

VACATION ORDER

NOW on this 26th day of November, 1985, comes on for hearing the petition for vacation filed by John C. Beal, praying for the vacation of the following-described building setback, to-wit:

The east 35 feet of Lot 1, Kennedy's Addition to Wichita, Kansas.

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 proceeding for consecutive weeks on NOV. 13 & 20, 1985.
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.

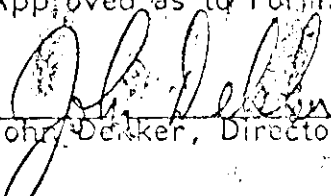
IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this 26th day of November, 1985, ordered that the above-described building setback is hereby vacated. IT IS FURTHER ORDERED that the City Clerk shall certify a copy of this order to the Register of Deeds of Sedgwick County.


R. C. Brown, Mayor

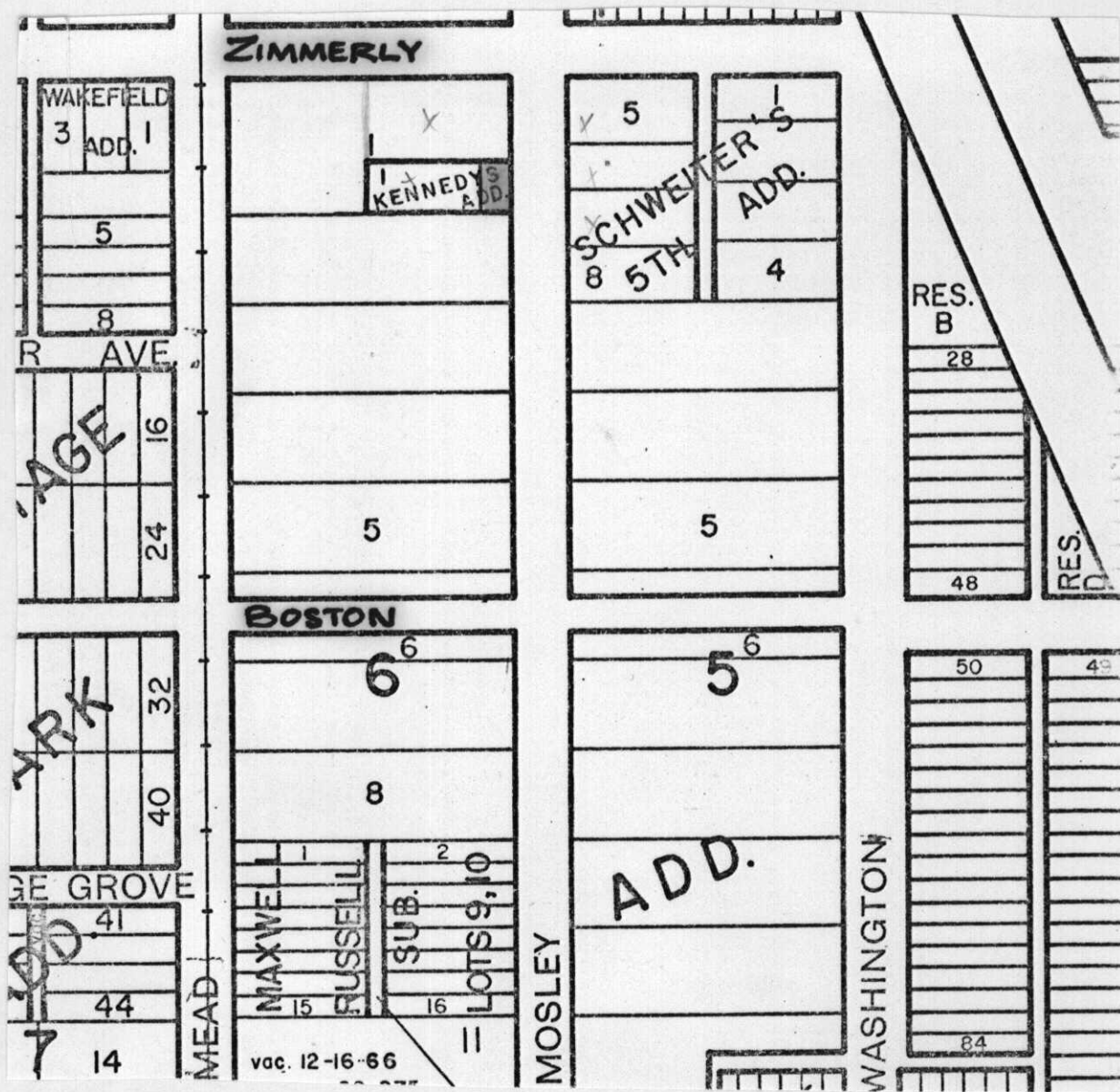
ATTEST:


Donald C. Gisick, City Clerk

Approved as to Form:


John Decker, Director of Law

City Clerk



APPLICATION FILED 9/30/85
 POSTED TO ATLAS _____
 NOTICES SENT _____
 S/D COMM. ACTION 10/24/85 *approved*
 DEPT. REPORT _____
 M.A.P.C. ACTION 10/31/85 *approved*
 DEPT. REPORT _____

ORD/RES. SUBMITTED _____
 APPROVED BY DEPT OF LAW _____
 B.C.C. ACTION 11/26/85 *Completed*
 ORD/RES 788987 PUBLISHED 2/6/86
 BD. CO. CO. ACTION _____
Film 778 Page 290
 ORDER TO VACATE RECORDED _____