

VACATION HEARING

RECOMMENDATION FROM MAPC TO BOARD OF CITY COMMISSIONERS

V-1321 VACATION OF STREET RIGHT OF WAY GENERALLY LOCATED ON THE WEST SIDE OF GEORGE WASHINGTON BOULEVARD IN AN AREA NORTH OF MT. VERNON.

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. Any relocation or reconstruction of utilities necessitated by this vacation shall be at the sole expense of the applicant.

Bayouth moved, Banzer seconded and it carried unanimously. Gardner was not yet present. (4/18/85)

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: That portion of Kracks 2nd Addition dedicated as George Washington Drive right-of-way, being 47.01 feet wide and lying adjacent to and easterly of the easterly line of Lots 1, 2 and 3, Kracks 2nd Addition, Wichita, Kansas (MAPC N. V-1321).

Applicant: Mr. Ivan E. Farney
1935 George Washington Blvd.
Wichita, Kansas 67218

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
STREET RIGHT OF WAY

GENERALLY LOCATED ON THE WEST SIDE OF
GEORGE WASHINGTON BOULEVARD IN AN
AREA NORTH OF MT VERNON

MORE FULLY DESCRIBED BELOW

STATE OF KANSAS } 33
SEDGWICK COUNTY }
FILED FOR RECORD AT
1:00 P.M.

DEC 11 1985

NO. 7 80780
PAT KETTLER
REGISTER OF DEEDS

MICROFILMED
OF RECORD

Ed Resal
Deputy

VACATION ORDER

NOW on this 14th day of May, 1985, comes on for hearing the petition for vacation filed by Ivan E. Farney, et. al., praying for the vacation of the following described street right of way., to-wit:

That portion of Kracks 2nd Addition dedicated as George Washington Drive right-of-way, being 47.01 feet wide and lying adjacent to and easterly of the easterly line of Lots 1, 2 and 3, Kracks 2nd Addition, Wichita, Kansas (MAPC N. V-1321).

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 MAY 1 & 8, 1985.
2. No private rights will be injured or endangered by the vacation of the above-described street right of way, 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 street right of way described herein should be approved.

IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this 14th day of May, 1985, ordered that the above-described street right of way 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 C. Brown
Robert C. Brown, Mayor

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

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

5.00

31

city clerk

1
KRACK'S
4th AD.

KRACK'S
5TH. ADD.

DR.

9

8

8

9

SKINNER

HILLSIDE

1
KRACK'S
3 3rd ADD. 5

INDICATED
OR NO. 2
GEORGE WASHINGTON BLVD.
1
FULLER
ADD. 2

3
GREER'S
2
ADD. 4

LEE-MOORE
ADD. 1

129 47
KRACK'S
2nd
3
ADD.

MT. VERNON

EXCEPTION

MESSIAH
BAPTIST
CHURCH
ADD. 1

1
MABERT
AT