

City of Wichita
City Council Meeting
July 7, 1987

Agenda Report # _____

TO: Mayor and City Council Members
SUBJECT: V-1467 - REQUEST TO VACATE PLATTED UTILITY
AND DRAINAGE EASEMENT
INITIATED BY: Metropolitan Area Planning Department
AGENDA ACTION: Planning

Location: Located on the north side of Champions, in an area east of
Rock Road. (District #2).

Applicant: Bernley M. Asel, 1354 N. Edgemoor, Wichita, Ks. 67208

Site Size: A 7-foot wide strip of ground measuring 89 feet in length.

Current Zoning: "AA" (Single-Family)

Background:

The applicant has requested this vacation case in order to construct a driveway on the site without the fear of having it torn up to install or repair utility lines or drainage improvements. The Utility Advisory Committee has verified that the subject property is not needed for existing or future utilities. The vacation request has been reviewed and approved by the Planning Commission, subject to conditions.

Staff Recommendation: Approve vacation of utility and drainage easement

MAPC Recommendation: Approve vacation of utility and drainage easement
(unanimous)

Legal Considerations: The City Clerk needs to certify as to proper
notification and no filing of written protest.

Recommendations/Action: Close public hearing; approve vacation;
authorize the Mayor to sign the Vacation
Order; and record certified copy of Order,
recording costs to be billed to:

755-68-360-50000-295-000-000

BEFORE THE CITY COUNCIL OF THE
CITY OF WICHITA, SEDGWICK COUNTY, KANSAS

IN THE MATTER OF THE VACATION OF UTILITY
AND DRAINAGE EASEMENTS

GENERALLY LOCATED ON THE NORTH SIDE OF
CHAMPIONS, IN AN AREA EAST OF ROCK
ROAD (V-1467)

MICROFILMED
OF RECORD

MORE FULLY DESCRIBED BELOW

Approved / Accepted By City Council

This JUL 7 1987

STATE OF KANSAS
SEDGWICK COUNTY } 23
FILED FOR RECORD AT
1:00 P.M.

JUL 17 1987

NO. 8 95555

PAT KETTLER
REGISTER OF DEEDS

VACATION ORDER

NOW on this 7th day of July, 1987, comes on for hearing the petition for vacation filed by Bernley M. Asel, praying for the vacation of the following described utility and drainage easements, to-wit:

The drainage and utility easement uses platted for the westerly seven feet of Reserve "G", Willowbend Second Addition, an addition to Wichita, Sedgwick County, Kansas, lying parallel and adjacent to Lot 30, Block 1 of said addition, except the northerly 15.00 feet thereof. (V-1467)

The City Council, 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 JUN 24 1987 JUL 1 1987.
2. No private rights will be injured or endangered by the vacation of the above-described utility and drainage easements, 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 utility and drainage easements described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 7th day of July, 1987, ordered that the above-described utility and drainage easements are 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. Knight
Robert C. Knight, Mayor

ATTEST:

Charles E. Rea
Date E. Rea, Deputy City Clerk

Approved as to Form:

Thomas R. Powell
Thomas Powell, Interim Director of Law

State of Kansas }
Sedgwick County }
City of Wichita }
I, *Charles E. Rea*, Deputy City Clerk of the City of Wichita, Kansas, hereby certify that the document to which this is affixed is a true and correct copy of the original on file in the office of the City Clerk. Given under my hand and seal of the City of Wichita, this July 17 1987.
Charles E. Rea Deputy City Clerk

COTTONWOOD
CEMETERY

45th

45 ROCK ROAD
INDUSTRIAL PARK

2

MO. PAC. R.R.

RES. G

30

29

RES. F

26

25

CHAMPIONS
CT.

19

24

25

CHAMPIONS
CT.

23

CHAMPIONS CT.

17

16

18

RES. E

7

CHAMPIONS CT.

11

12

CHAMPIONS

WILLO

ROCK

ADD.

