

City of Wichita
City Commission Meeting
April 21, 1987

Agenda Report # _____

TO: Mayor and City Commissioners

SUBJECT: V-1454 - REQUEST OF VACATED ALLEY RIGHT-OF-WAY, GENERALLY
LOCATED IN AN AREA NORTH OF MACARTHUR ROAD, BETWEEN SUSIE
AVENUE AND ANNIE AVENUE.

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

MAPC Recommendation: Approve vacation of alley right-of-way.

Background: Franklin Blasi, 14024 W. 39th Street South, Wichita, KS 67227,
is requesting this vacation in order to provide additional buildable area.

Analysis: The Planning Commission recommends City Commission adopt a
resolution recommending that the County Commission approve this vacation subject
to:

1. All proceedings being without cost to the City, County or any utility company;
and
2. Any relocation or reconstruction of utilities necessitated by this vacation shall
be at the sole expense of the applicant.

Legal Considerations: This request for vacation is located on property outside
the City of Wichita, but within three miles thereof. As such, no petition,
publication of notification or public hearing is required before the Board of City
Commissioners.

Recommendations/Action: Approve vacation; adopt resolution;
record resolution; recording costs to be
billed to owner.

RESOLUTION

Approved by Board of Commissioners
APR 21 1987
this

STATE OF KANSAS
SEDGWICK COUNTY
FILED FOR RECORD AT
2-CC-RH

A RESOLUTION APPROVING THE VACATION OF ALLEY
RIGHT-OF-WAY DESCRIBED AS:

FILM 890, PG. 1183

MAY 19 1987

8 82506

NO.

PAT KETTLER
REGISTER OF DEEDS

All of the east/west alley in Block 1, supplemental plat of Schulte, Kansas, lying north of and adjacent to Lots 6, 7, 8, 9, 10, 11 and 12 in said Block 1, and south of and adjacent to Lots 13 and 14 in said Block 1; and all of the north/south alley in Blocks 1 and 2 in supplemental plat of Schulte, Kansas and as extended through vacated Springob Avenue, as originally platted in said supplemental plat of Schulte, Kansas.

WHEREAS, there has been filed in the office of the Wichita-Sedgwick County Metropolitan Area Planning Department, proceedings for the vacation of alley right-of-way described as:

MICROFILMED
OF RECORD

All of the east/west alley in Block 1, supplemental plat of Schulte, Kansas, lying north of and adjacent to Lots 6, 7, 8, 9, 10, 11 and 12 in said Block 1, and south of and adjacent to Lots 13 and 14 in said Block 1; and all of the north/south alley in Blocks 1 and 2 in supplemental plat of Schulte, Kansas and as extended through vacated Springob Avenue, as originally platted in said supplemental plat of Schulte, Kansas.

WHEREAS, said Department has given notice of such proceedings to all adjoining property owners of a public hearing to be held before the Wichita-Sedgwick County Metropolitan Area Planning Commission; and

WHEREAS, such a public hearing was held by the Wichita-Sedgwick County Metropolitan Area Planning Commission on April 2, 1987;

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. That the alley right-of-way, described as follows, to wit:

CASE NO. V-1454

All of the east/west alley in Block 1, supplemental plat of Schulte, Kansas, lying north of and adjacent to Lots 6, 7, 8, 9, 10, 11 and 12 in said Block 1, and south of and adjacent to Lots 13 and 14 in said Block 1; and all of the north/south alley in Blocks 1 and 2 in supplemental plat of Schulte, Kansas and as extended through vacated Springob Avenue, as originally platted in said supplemental plat of Schulte, Kansas.

Be and the same is approved for vacation.

SECTION 2. That it is hereby recommended to the Board of County Commissioners of Sedgwick County, Kansas, that the said above-described alley right-of-way be vacated in the event that a proper petition is filed under the provisions of Kansas Statutes Annotated, 58-2613, 58-2614 and 58-2615.

SECTION 3. That this resolution shall be in force and take effect from and after its passage and publication once in the official city paper.

Passed and approved at Wichita, Kansas, this 21st day of April, 1987.

ATTEST:

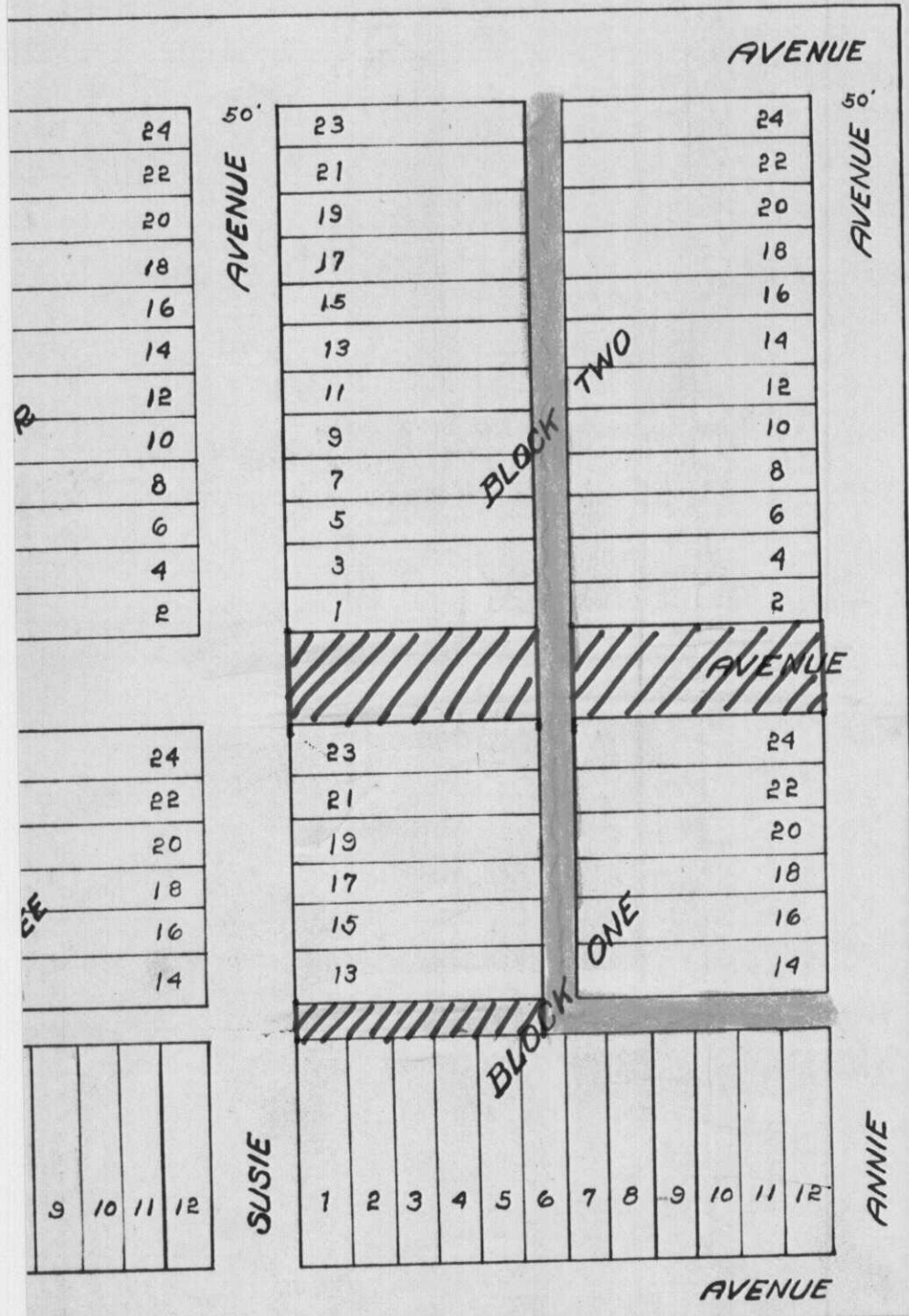
Dale E. Rea
Dale E. Rea, Deputy City Clerk (Seal)

PL/6522/5

city clerk

[Signature]
ROBERT G. KNIGHT, Mayor
State of Kansas)
Sedgwick County)
City of Wichita)
DALE 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 21st day of April, 1987.
[Signature]
Deputy City Clerk

SUPPLEMENTAL PLAT TO SCHULTE



State of Kansas } S.S. I, Ransom
County of Sedgwick }
in said county and state, do hereby
platted supplemental plat to Schu
-ing map is a correct exhibit of the
follows, beginning at the Southeast
Township 28 South, Range 1 West
North 730 feet, Thence West 750
Thence East 750 feet to the place
on Schulte Avenue are 25 feet by
feet by 140 feet. Width of avenue
by figures on on the plat.

State of Kansas } S.S. Know
County of Sedgwick }
that we, John Springob, and Mary
Peter Springob and Susie Springob
and Catherine Schulte his wife, h
plat and described in the surveyor
and platted into lots, avenues and
supplemental plat to Schulte, Th
hereby dedicated to and for the u
lots are intended for sale.

Peter Schulte John Spr
Kate Schulte Mary A. Sp

State of Kansas } S.S. Be it re
County of Sedgwick }
day of July 1905 before me a not
county and state, came Peter Sch
Peter Springob, Susie Springob,
Springob to me personally know
who executed the foregoing instru
acknowledged the execution of t
acts and deeds.

My Commission expires July 12, .

Entered on Transfer Record
July 5. 1905
C.N. Cartwright - County Clerk.

812

to certify that
sord in my office
s duly recorded in
ing-Register of Deeds
Deputy
oo Paid

I, Arch E. M. Vicar, Register of Deeds of Sedgwick County Kansas, hereby certify
that the above is a true and correct copy of the plat of Supplemental plat to
Schulte, Sedgwick County Kansas. That the original of which the above is
a copy is on file in my office and that I have the legal custody thereof. Witness
my hand and the seal of my office this 15 day of June 1938

Arch E. M. Vicar Register of Deeds.