

City of Wichita
City Council Meeting
June 23, 1987

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: V-1450 - REQUEST TO VACATE ALLEY RIGHT-OF-WAY

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Location: In an area south of McCormick, between Glenn and Hiram (District #4).

Applicant: Leslie A. Linn, 1011 S. Glenn, Wichita, Kansas 67213

Site Size: A 20-foot wide alley right-of-way measuring 193 feet in length.

Current Zoning: "RB" (Four-Family)

Background: The applicant has requested this vacation case in order to gain additional land for his ownership and to close an alley roadway that lies very close to the side of his home. The Letter of Credit is for the amount of \$400.00 and has been submitted as guarantee for the closure of the vacated alley return at Glenn Street. At the request of the Utility Advisory Committee, the vacated alley right-of-way is being retained as a utility easement in the vacation order.

The vacation request has been reviewed and approved by the Planning Commission, subject to conditions.

Staff Recommendation: Approve vacation of alley right-of-way

MAPC Recommendation: Approve vacation of alley right-of-way (unanimous)

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

Recommendations/Action: Close public hearing; receive and file Letter of Credit; 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

PL/6932/5/BB

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

IN THE MATTER OF THE VACATION OF ALLEY
RIGHT-OF-WAY.

GENERALLY LOCATED SOUTH OF MCCORMICK,
BETWEEN GLENN AND HIRAM. (V-1450)

MORE FULLY DESCRIBED BELOW

MICROFILMED
OF RECORD

Approved / Accepted By City Council
This JUN 23 1987

STATE OF KANSAS }
SEDGWICK COUNTY } ss
FILED FOR RECORD AT
8:00 A.M.

JUL 13 1987

NO. 8 94122
PAT KETTLER
REGISTER OF DEEDS

VACATION ORDER

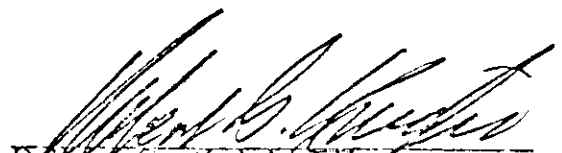
NOW on this 23rd day of June, 1987, comes on for hearing the petition for vacation filed by Leslie A. Linn, praying for the vacation of the following described alley right-of-way, to-wit:

The platted east/west alley right-of-way adjacent to the north line of Lot 1, on Glenn Avenue, Garfield Addition to Wichita, Kansas. (V-1450)

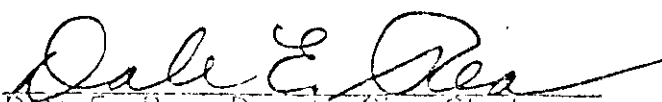
The City Commission, after being duly and fully informed as to fully understand the true nature of this petition and the propriety of granting the same, makes the following findings:

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 JUNE 3 & 10, 1987.
2. No private rights will be injured or endangered by the vacation of the above-described alley 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 vacated alley right-of-way is hereby retained as a utility easement.
6. The vacation of the alley right-of-way described herein should be approved.

IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this 23rd day of June, 1987, ordered that the above-described alley 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.

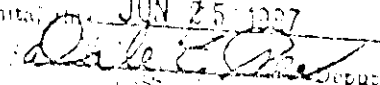

Robert C. Knight, Mayor

ATTEST:


Dale E. Rea, Deputy City Clerk

Approved as to Form:


THOMAS POWELL, Internal Director of Law
city clerk

State of Kansas)
Sedgwick County) ss
City of Wichita)
DALE E. REA, Deputy City Clerk of the City
of Wichita, Kansas, hereby certify that the document
to which this Certificate is attached 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, Kan. JUN 25 1987

Dale E. Rea, Deputy City Clerk

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24
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41

MCCORMICK

129
LUBBER
Auto Sup.
135
WILGEC
TANNERHILL
MUFFINGTON
RYCK
MINER
159
Reel

2
JOHNSON
WOOD
HILL
ESHOM
BALDERSON
22

2
LINN
McGOLPIN
ANDERSON
McKEE
ROUSE
21

130
GOWES
130
McGUIRE
140
CARR
DODSON
Credit Union
EVANS
159

IRVING

129
37-77
159

24
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HIRAM

GLENN