

Planning Agenda Item # _____

City of Wichita
City Council Meeting
September 13, 1988

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: Public Hearing V-1553 - REQUEST TO VACATE THE PLATTED MINIMUM BUILDING PAD ELEVATION ON SEVERAL LOTS LOCATED IN AN AREA WEST OF NANTUCKET AND NORTH OF 13TH STREET NORTH (District #5).

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve plat. *Vacation*

MAPC Recommendation: Approve plat. (unanimous)

Background: This vacation case has been requested in order to reduce the platted minimum building pad elevation on several lots by 2 feet. This reduction is supported by the City Engineer and is in agreement with the flood management ordinance. The Vacation Order retains a new pad elevation of .339 mean sea level. The vacation request has been reviewed and approved by the Planning Commission, subject to conditions.

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 A
PLATTED MINIMUM BUILDING PAD ELEVATION.

GENERALLY LOCATED WEST OF NANTUCKET AND
NORTH OF 13TH STREET NORTH (V-1553).

MORE FULLY DESCRIBED BELOW

Approved / Accepted By City Council

This SEP 13 1988

STATE OF KANSAS)
SEDGWICK COUNTY) SS
FILED FOR RECORD AT

8:00 AM

OCT 3 1988 0972663

VACATION ORDER

NOW on this 13th day of September, 1988, comes on for
hearing the petition for vacation filed by J. F. Careswell, et. al.,
praying for the vacation of the following described platted minimum
building pad elevation, to-wit:

The platted minimum building pad elevation of 1341
mean sea level on Lots 12, 13, 15, 16, 17, 18 and
19, Block A, Cedar Park Chateaux, Sedgwick County,
Kansas.

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 AUG 31 1988 SEP 7 1988
2. No private rights will be injured or endangered by the
vacation of the above-described platted minimum building pad
elevation, 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. A minimum building pad elevation of 1,339 mean sea level
is hereby retained.
6. The vacation of the platted minimum building pad
elevation described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 13th day of
September, 1988, ordered that the above-described platted minimum
building pad elevation 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



ATTEST

Dale E. Rea
Dale E. Rea, Deputy City Clerk

Approved as to Form:

Thomas Powell
Thomas Powell, Director of Law

Skeets L. Winkler

SKEETS L. WINKLER VICE MAYOR

State of Kansas)
Sedgwick County) ss
City of Wichita)

I, 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 SEP 19 1988

Dale E. Rea
Dale E. Rea, Deputy City Clerk

City Clerk

MICROFILMED
OF RECORD

Ed Rea
Deputy

5.00

