

City of Wichita
City Council Meeting
July 19, 1988

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: V-1545 - REQUEST TO VACATE THE MINIMUM BUILDING PAD
ELEVATIONS PLATTED FOR SEVERAL LOTS LOCATED EAST OF
CATEWOOD STREET AND SOUTH OF 13TH STREET NORTH. (District #2)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of minimum building pad elevations.

MAPC Recommendation: Approve vacation of minimum building pad elevations.
(unanimous)

Background: This vacation has been requested in order to eliminate minimum building pad elevations that were established when this property was subdivided. The City Engineer's Office has verified that the elevations may be vacated provided new pad elevations are retained in the Vacation Order. The Vacation Order retains pad elevations which are acceptable to City Engineering. 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

*Example - Return
to U-1545
when done*

Approved / Accepted By City Council

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

JUL 19 1988
STATE OF KANSAS }
SEDGWICK COUNTY } ss
FILED FOR RECORD AT
8-00 AM

IN THE MATTER OF THE VACATION OF PLATTED
MINIMUM BUILDING PAD ELEVATIONS.

AUG 3 1988 0961887

GENERALLY LOCATED IN AN AREA WEST OF
GATEWOOD AND SOUTH OF 13TH STREET NORTH.
(V-1545)

PAT KETTLER
REGISTER OF DEEDS

MORE FULLY DESCRIBED BELOW

MICROFILMED
OF RECORD

VACATION ORDER

NOW on this 19th day of July, 1988, comes on for hearing the petition for vacation filed by Lakepoint Company, et al, praying for the vacation of the following described minimum building pad elevations, to-wit:

The minimum building pad elevation of 168.0 for Lot 1, Block 1; the minimum building pad of 169.0 for Lot 2, Block 1; the minimum building pad of 170.0 for Lot 3, Block 1; the minimum building pad of 171.0 for Lot 5, Block 1; the minimum building pad of 172.0 for Lots 4, 6 and 7, Block 1; the minimum building pad of 173.0 for Lot 8, Block 1; the minimum building pad of 174.0 for Lot 9, Block 1; the minimum building pad of 177.0 for Lots 10 and 11, Block 1; and the minimum building pad of 178.0 for Lot 12, Block 1, all located in Autumn Chase, an addition to Wichita, Sedgwick County, Kansas. All pad elevations are expressed in City Datum. (V-1545)

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 JUL 6 1988 JUL 13 1988.
2. No private rights will be injured or endangered by the vacation of the above-described minimum building pad elevations, 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 following minimum building pad elevations are hereby retained: Lot 1 = 166.2, Lot 2 = 166.0, Lot 3 = 166.0, Lot 4 = 165.7, Lot 5 = 165.7, Lot 6 = 165.5, Lot 7 = 165.5 (southeasterly half) and 167.8 (northwesterly half), Lot 8 = 167.8, Lot 9 = 167.8 (south half) and 171.0 (north half), Lot 10 = 171.0, Lot 11 = 171.0 and Lot 12 = 171.5 all in Block 1, Autumn Chase Addition.
6. The vacation of the minimum building pad elevations described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 19th day of July, 1988, ordered that the above-described minimum building pad elevations 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.

ATTEST:

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

Approved as to Form:

Thomas Powell
Thomas Powell, Director of Law

DI 1876015

Sheldon Kaman
Sheldon Kaman, Mayor

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 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, Kan. AUG 1 1988
Dale E. Rea
Dale E. Rea, Deputy City Clerk

city clerk

MAP:

