

Planning Agenda Item # _____

City of Wichita
City Council Meeting
September 12, 1989

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1618 - REQUEST VACATION OF A PLATTED
MINIMUM BUILDING PAD ELEVATION LOCATED SOUTH OF CROSS CREEK
IN AN AREA BETWEEN GATEWOOD AND WEBB NORTH OF CENTRAL
(District #2)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of minimum building pad elevation.

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

Background: This vacation is requested as the existing structure on the lot is built below the platted minimum building pad elevation and thus is needed to clear title. City Engineering has proposed a revised minimum building pad elevation which is established on the Vacation Order. 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:

150029-2909

Approved / Accepted By City Council

This SEP 12 1989

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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 SOUTH OF CROSS CREEK)
IN AN AREA BETWEEN GATEWOOD AND WEBB,)
NORTH OF CENTRAL (V-1618).)
MORE FULLY DESCRIBED BELOW)

VACATION ORDER

NOW on this 12th day of September, 1989, comes on for hearing the petition for vacation filed by Sproul Construction Company, Inc., praying for the vacation of the following described minimum building pad elevation, to-wit:

The platted minimum building pad of 169.2, City Datum feet and 1356.6 M.S.L. feet, as established for Lot 9, Block 2, Cross Creek Addition, Wichita, 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 8/30 & 9/6/89.
2. No private rights will be injured or endangered by the vacation of the above-described 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. The minimum building pad elevation is hereby 168.0 City Datum feet and 1355.4 M.S.L. feet for the above described property.
6. The vacation of the minimum building pad elevation described herein should be approved.

8⁰⁰
City Clerk

Vacation Order
V-1618
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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 12th day of September, 1989, ordered that the above-described 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.

Bob Knight
Bob Knight, Mayor



TEST:
John Moir
John Moir, City Clerk

Approved as to Form:

Thomas Powell
Thomas Powell, Director of Law

STATE OF KANSAS
SEDCWICK COUNTY
FILED
11:00 AM
SEP 20 1989
PAT RUTLER
REGISTER OF DEEDS

State of Kansas
City of Wichita
Dale E. Rea
Deputy City Clerk
Wichita, this SEP 12 1989
Dale E. Rea Deputy City Clerk

INDEXED
OF RECORD

