

Planning Agenda Item # _____

City of Wichita
City Council Meeting
August 1, 1989

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1615 - REQUEST TO VACATE ACCESS CONTROL,
LOCATED ON NORTH SIDE OF 32ND STREET NORTH IN AN AREA EAST
OF WOODLAWN
(District #2)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of access control.

MAPC Recommendation: Approve vacation of access control.
(unanimous)

Background: This vacation is requested as the two allowed openings were taken by the purchaser of the west 240-feet of Lot 2, Fantasea 2nd Addition, thus leaving the remaining portion with no street access. The Vacation Order is retaining access control except for four openings to 32nd Street North. 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 AUG 1 1989

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

IN THE MATTER OF THE VACATION OF)
PLATTED ACCESS CONTROL)
)
GENERALLY LOCATED NORTH SIDE OF 32ND)
STREET NORTH IN AN AREA EAST OF WOODLAWN)
(V-1615).)
)
MORE FULLY DESCRIBED BELOW)

VACATION ORDER

NOW on this 1st day of August, 1989, comes on for hearing the petition for vacation filed by Landmark Communities, Inc., praying for the vacation of the following described platted access control, to-wit:

The complete access control restricting access except for two openings as platted across the west 495-feet of the south line to 32nd Street North of Lot 2, Fantasea Second 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 JUL 19 1989 JUL 26 1989
2. No private rights will be injured or endangered by the vacation of the above-described access control, 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. Access control except for four openings to 32nd Street North shall be retained.
6. The vacation of the access control described herein should be approved.

8-00
ca

City Clerk

Vacation Order
V-1615
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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 1st day of August, 1989, ordered that the above-described access control 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:



John Moir
John Moir, City Clerk

Bob Knight
Bob Knight, Mayor

Approved as to Form:

Thomas Powell
Thomas Powell, Director of Law

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

I, Patricia Burgett, 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 AUG 1 1989

Patricia Burgett Deputy City Clerk

STATE OF KANSAS } ss
SEDGWICK COUNTY }
FILED FOR RECORD AT

8:00 AM
AUG 9 1989 1022511

PAT KETTLER
REGISTER OF DEEDS

MICROFILMED
OF RECORD



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