

City of Wichita
City Council Meeting
June 18, 1991

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1712 - REQUEST TO VACATE A PORTION OF A
PLATTED BUILDING SETBACK, COMPLETE ACCESS CONTROL AND STREET
RIGHT-OF-WAY. (District #2)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of building setback and
complete access control; Deny vacation of
street right-of-way.

MAPC Recommendation: Approve vacation of building setback, complete
access control and street right-of-way.
(unanimous)

Background: In order to provide for a proposed building expansion,
the applicant has requested the vacation of a portion of building
setback. The area of complete access control being vacated is to
clean up an earlier vacation of complete access control which mis-
takenly left out a small area needing to be vacated. The applicant
has provided no reason for needing the right-of-way vacated other than
to align the building with street right-of-way. This area of Governor
was platted with an 80 foot right-of-way with the intent for a boule-
vard. From Kellogg to a half mile south, there was an apparent intent
for a wider street. To the south and southwest are residential uses
and staff is concerned that vacating right-of-way could be an addi-
tional move toward what has been the eroding of a residential neigh-
borhood and vacating of setbacks to the property line. 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:

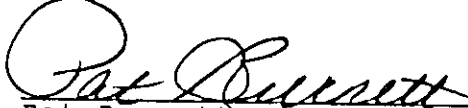
1. Approve the vacation as recommended by
the MAPC and authorize the Mayor to sign
the Vacation Order; recording costs to be
billed to: 150029-2909
2. Disapprove the vacation of street
right-of-way; approve the vacation of
complete access control and building
setback and authorize the Mayor to sign
the Vacation Order; recording costs to be
billed to: 150029-2909

Vacation Order
V-1712
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5. The vacation of the building setback and complete access control, described herein should be approved.

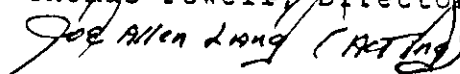
IT IS, THEREFORE, BY THE CITY COUNCIL, on this 18th day of June, 1991, ordered that the above-described building setback and complete access control, is hereby vacated. IT IS FURTHER ORDERED that the City Clerk shall certify a copy of this order to the Register of Deeds of Sedgwick County.

ATTEST:


Pat Burnett, Deputy City Clerk

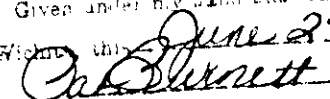

FRANK M. OJILE VICE MAYOR

Approved as to Form:


~~Thomas Powell~~, Director of Law
 (Acting)



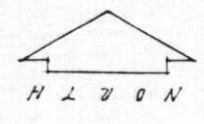
State of Kansas)
(Sedgwick County) ss
City of Wichita)
I, Pat Burnett, Deputy City Clerk of the City of Wichita, Kansas, hereby certify that the document to which this is attached is a true and correct copy of the original on file in the office of the City Clerk.
Given under my hand and seal of the City of

Wichita, this June 24, 1991
 Deputy City Clerk

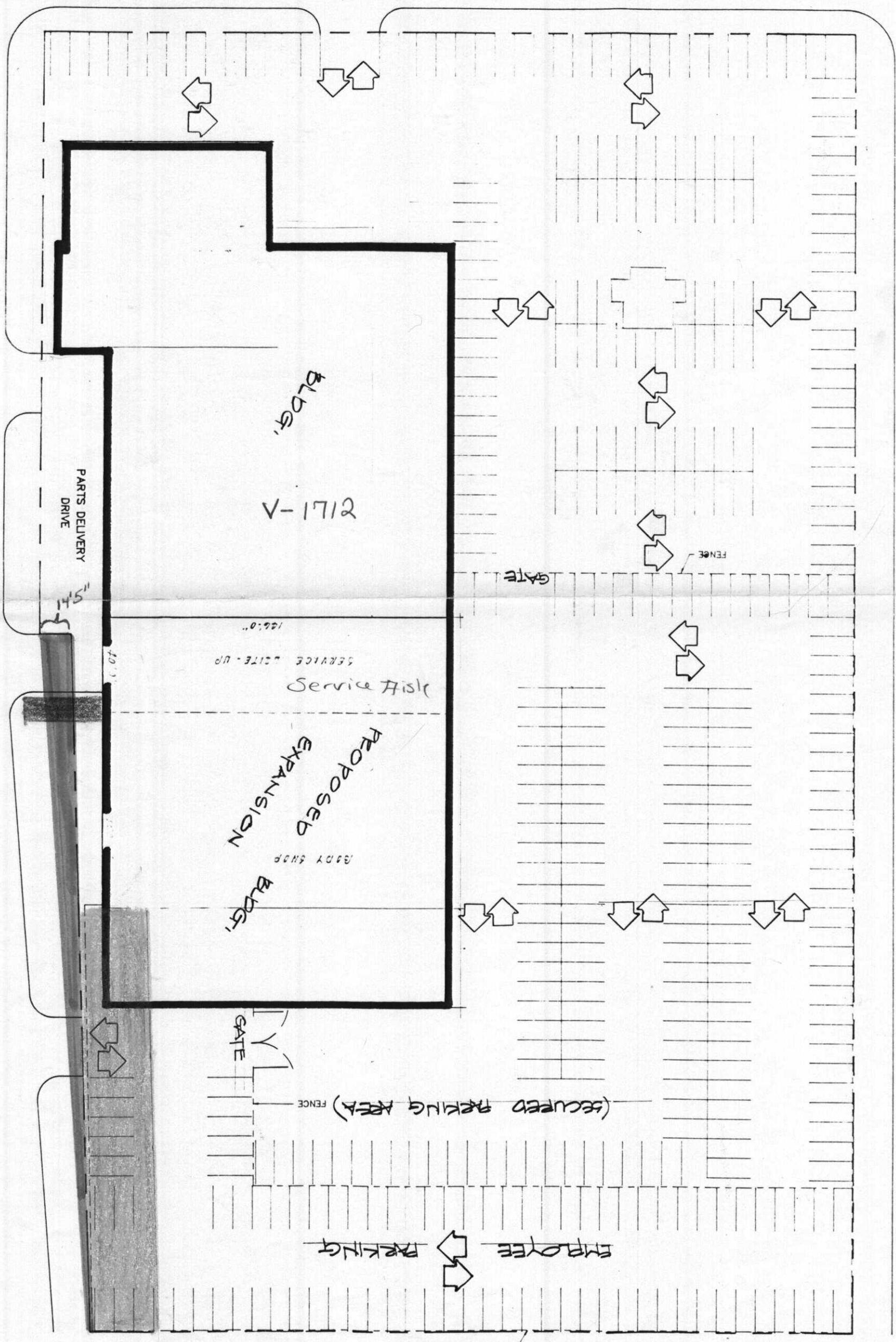


EAST KELLOGG (U.S. HWY. 54)

SITE PLAN 1" = 30'-0"



EAST KELLOGG DRIVE (ACCESS ROAD)



GOVERNOUR STREET

WHITTIER STREET

Proposed Expansion Bldg.

Service Aisle

PARTS DELIVERY DRIVE

GATE

GATE

(SECURED PARKING AREA)

EMPLOYEE PARKING

FENCE

FENCE