

Planning Agenda Item # _____

City of Wichita
City Council Meeting
March 26, 1991

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1698 - REQUEST TO VACATE A PLATTED BUILDING
SETBACK; LOCATED AT THE NORTHEAST CORNER OF MADISON AVE. AND
INDUSTRIAL.
(District #3)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of platted building setback.

MAPC Recommendation: Approve vacation of platted building setback.
(unanimous)

Background: The applicant requests a reduction in a platted building setback along Madison from 60 feet to 30 in order to expand this building. The City Engineer and utility companies have indicated their approval of the vacation. 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 MAR 26 1991

STATE OF KANSAS)
SEDGWICK COUNTY) SS
FILED FOR RECORD AT
12:30 P M

Page 1 of 2

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

MAY 9 1991 1133862

IN THE MATTER OF THE VACATION OF)
A PLATTED BUILDING SETBACK)
)
GENERALLY LOCATED NORTHEAST CORNER OF)
MADISON AVE. AND INDUSTRIAL. (V-1698))
)
)
MORE FULLY DESCRIBED BELOW)

PAT KETTLER
REGISTER OF DEEDS

Ed Reso
Deputy

MICROFILMED
OF RECORD

VACATION ORDER

NOW on this 26th day of March, 1991, comes on for hearing the petition for vacation filed by William R. Cary, etux, praying for the vacation of the following described platted building setback, to-wit:

The east 30 feet of the 60 foot building setback as platted to Madison Ave., of Lot 1, Matheny-Snowden 2nd Addition, Sedgwick County, KS.

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 Reporter of notice of this vacation proceeding for consecutive weeks on 3-12-91 + 3-19-91.
2. No private rights will be injured or endangered by the vacation of the above-described platted building setback, 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 vacation of the platted building setback described herein should be approved.

RECEIVED

JUN 10 1991

METROPOLITAN PLANNING
ROUTE K. Jones

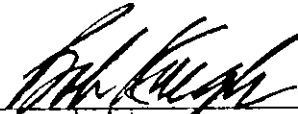
Book

City Clerk

7/2


Vacation Order
V-1698
Page 2 of 2

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 26th day of March, 1991, ordered that the above-described platted building setback 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, Mayor

ATTEST:

for 
Pat Burnett, Deputy City Clerk

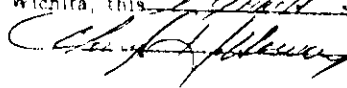
Approved as to Form:



Thomas Powell, Director of Law

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

L. E. ... 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 MARCH 28, 1991
 Deputy City Clerk



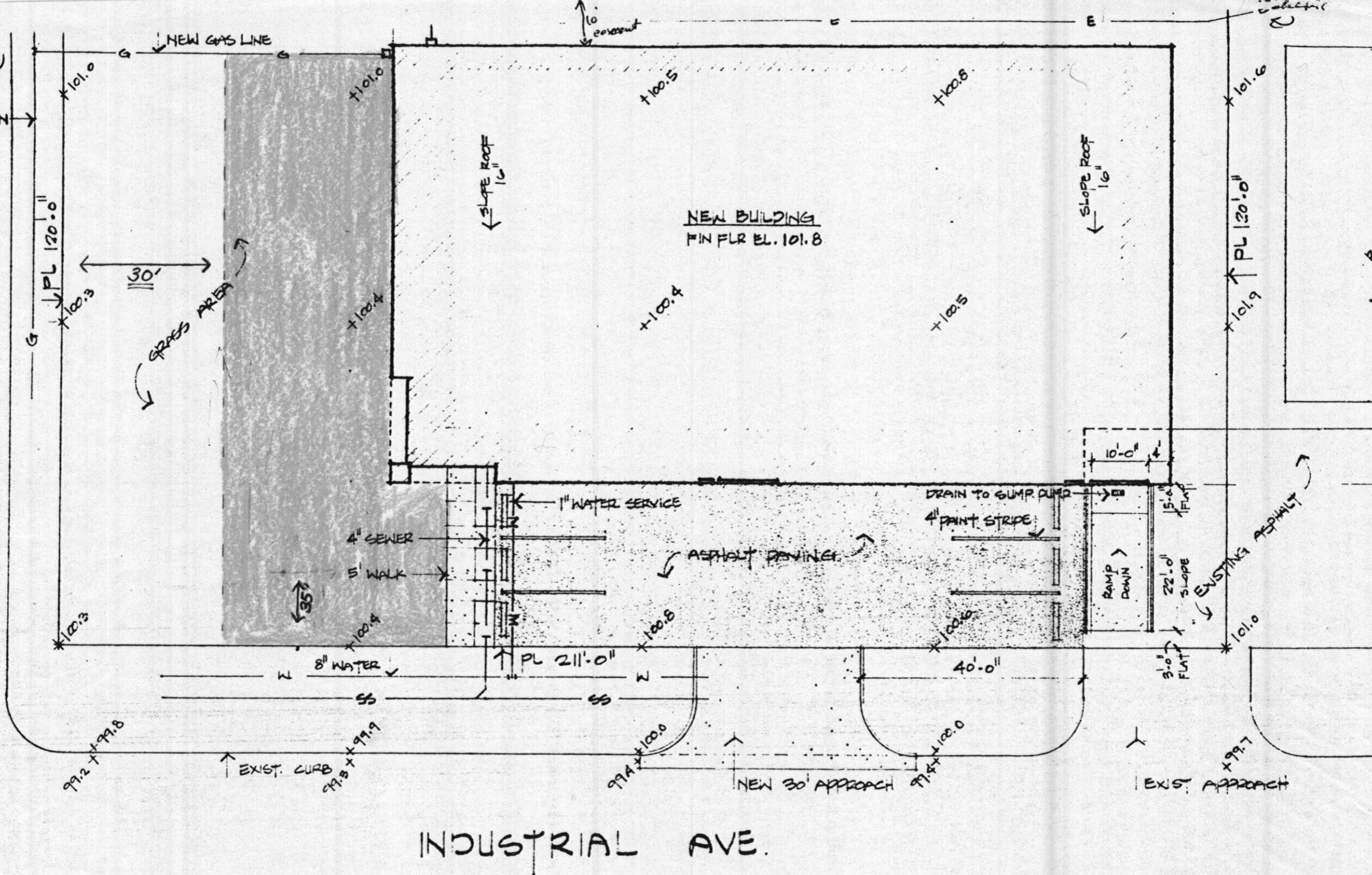
MADISON AVE.

60' 9 1/2"

Electric
Covers to pole
across Madison
& GAS
SERVICE MAIN



V-1698



INDUSTRIAL AVE.

Electric

L.S.