

Planning Agenda Item # _____

City of Wichita
City Council Meeting
January 29, 1991

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1691 - REQUEST TO VACATE A PORTION OF A
PLATTED BUILDING SETBACK, LOCATED WEST OF EDGEMOOR AND SOUTH
OF CENTRAL.
(District #2)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of platted building setback.

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

Background: The applicant is requesting this vacation in order to construct a Sonic. The canopies of the main structure encroach into the setback. City Engineering and the utility companies have indicated their approval of this 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 _____

This JAN 29 1991

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

IN THE MATTER OF THE VACATION OF)
A PORTION OF A PLATTED BUILDING SETBACK.)
GENERALLY LOCATED WEST OF EDGEMOOR AND)
SOUTH OF CENTRAL. (V-1691))
MORE FULLY DESCRIBED BELOW)

MICROFILMED
OF RECORD

VACATION ORDER

NOW on this 29th day of January, 1991, comes on for hearing the petition for vacation filed by Ronald H. Groves, etux, praying for the vacation of the following described building setback, to-wit:

The south 13 feet of the north 35 feet of the east 52 feet of the west 103 feet of Lot 1, Ronald H. Groves Addition to Wichita, Sedgwick County, Kansas. (V-1691)

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 1/15/91 & 1/22/91.
2. No private rights will be injured or endangered by the vacation of the above-described 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 building setback described herein should be approved.

Rec'd

City Clerk

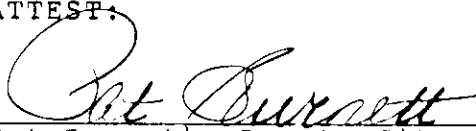
Vacation Order
V-1691
Page 2 of 2

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 29th day of January, 1991, ordered that the above-described 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:



Pat Burnett, Deputy City Clerk

Approved as to Form:




Thomas Powell, Director of Law



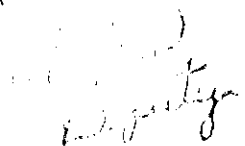
State of Kansas)
Sedgwick County) ss
City of Wichita)

I, **Pat Burnett**, Deputy City Clerk of the City of Wichita, Kansas, hereby certify that the document to which this is 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 JAN 29 1991 _____
 Deputy City Clerk

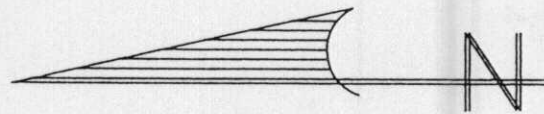
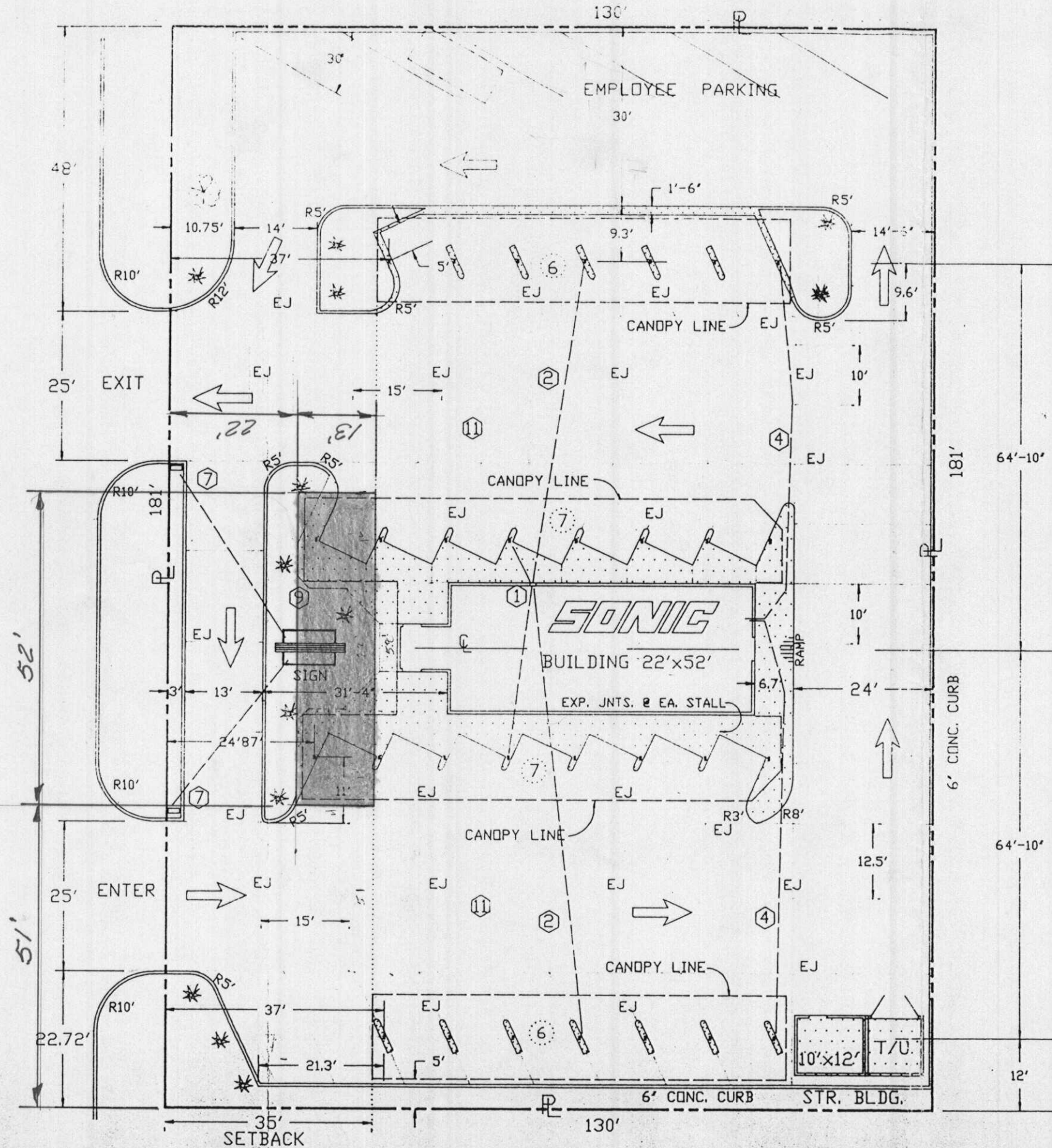
RECORDED AT
11:26:00 AM
APR 1991 1126901

REGISTER OF DEEDS





EAST CENTRAL



SCALE 1" = 20'

26 STALLS

10'x12' T/U