

Planning Agenda Item # _____

City of Wichita
City Council Meeting
October 20, 1992

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1782 REQUEST TO VACATE ACCESS CONTROL
LOCATED EAST OF WATER AND SOUTH OF THIRD STREET
(District #6)

INITIATED BY: Metropolitan Area Planning Department *W. Krout*

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of access control.

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

Background: The site of this vacation is also involved in a lot split which has been submitted in order to create a separate building site. The Plan for the proposed building at this location indicates a need for access along the property's frontage to Water. The Subdivision Committee along with Traffic and City Engineering indicate that the additional access opening should have no adverse traffic impacts. 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 the public hearing, approve the vacation; authorize the Mayor to sign the Vacation Order; and record certified copy of the Vacation Order ~~and restrictive covenant~~; recording costs to be billed to:

150029-2909

This OCT 20 1992

Page 1 of 2

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

IN THE MATTER OF THE VACATION OF ACCESS)
CONTROL)
)
GENERALLY LOCATED ON THE EAST SIDE OF)
WATER SOUTH OF THIRD STREET (V-1782))
)
)
MORE FULLY DESCRIBED BELOW)

VACATION ORDER

NOW on this 20th day of October, 1992, comes on for hearing the petition for vacation filed by Dominion Cipe Partnership, praying for the vacation of the following described access control, to-wit:

Commencing at the N.W. Corner of Block 2, Administrative Center, Wichita, Sedgwick County, Kansas; thence south and southerly, along the west line of said Block 2, 190.68 feet for a place of beginning; thence southerly along the west line of said Block 2, 60 feet for a point of termination.

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 10/2/92 & 10/9/92.
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. The vacation of the access control described herein should be approved.

MICROFILMED
OF RECORD

8.00ck City clerk

260 150029 2909 8-

Vacation Order
V-1782
Page 2 of 2

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 20th day of October, 1992, 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.

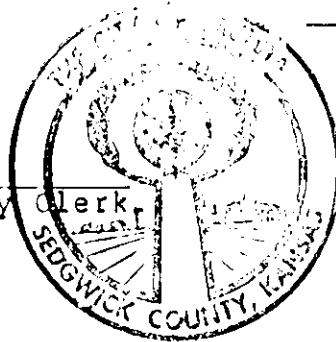


FRANK M. OJILE, Mayor

ATTEST:



Pat Burnett, Deputy City Clerk



Approved as to Form:

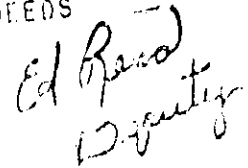


Gary Rebenstorf, Director of Law

STATE OF KANSAS } SS
SEDGWICK COUNTY }
FILED FOR RECORD AT
8-00 A M

DEC 1 '92 1255608

PAT KETTLER
REGISTER OF DEEDS



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. Witness my hand and seal of the City of

OCT 20 1992

Pat Burnett, Deputy City Clerk



PERSON ADD. 2

UNION CENTER
 ADD. 8
 ADD. 12
 ADD. 15
 ADD. 10
 ADD. 11

CENTRAL
 ADMINISTRATIVE 1

AVE. ST. ST. VAC

RIVERVIEW AVE
 WATERMANS
 ADD. 44
 ADD. 59
 ADD. 34
 ADD. 49
 ADD. 32
 ADD. 47
 PART OF FARM CREDIT BANKS OF WICHITA 2

THIRD
 WACO TO WICHITA
 ADD. 72
 ADD. 71
 ADD. 50
 ADD. 49

MO. PAC. R.R.
 WICHITA
 RESERVE A
 CENTER 2

MAIN ST. ST. VAC

CREDIT BANKS 1

WATERMANS
 ADD. 48
 ADD. 49

SECOND
 R.R. 93 94 95 96 97 98 99

MAIN ST. VAC 100 99 98 97 96 95 94 93 92 91 90 89 88 87 86 85 84 83 82 81 80 79 78 77 76 75 74 73 72 71 70 69 68 67 66 65 64 63 62 61 60 59 58 57 56 55 54 53 52 51 50 49 48 47 46 45 44 43 42 41 40 39 38 37 36 35 34 33 32 31 30 29 28 27 26 25 24 23 22 21 20 19 18 17 16 15 14 13 12 11 10 9 8 7 6 5 4 3 2 1

Application Filed 8/4/92
 S/D Comm. Action 8/20/92 App
 M.A.P.C. Action 8/27/92
 Approved

W.C.C. Action 10-20-92 Approved
 Bd. Co. Co. Action
 Order to Vacate Recorded
 December 1, 1992