

Planning Agenda # \_\_\_\_\_

**City of Wichita  
City Council Meeting  
April 12, 1994**

Agenda Report # \_\_\_\_\_

**TO:** Mayor and City Council

**SUBJECT:** PUBLIC HEARING V-1860 DONALD WALENTA REQUESTS  
VACATION OF A UTILITY EASEMENT LOCATED SOUTH OF  
KELLOGG AND WEST OF OLIVER  
(District #2)

**INITIATED BY:** Metropolitan Area Planning Department



**AGENDA ACTION:** Planning

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Staff Recommendation: Approve vacation of utility easement.

MAPC Recommendation: Approve vacation of utility easement. (unanimous)

Background: Although a sanitary sewer line was abandoned several years ago to allow construction of a building across the common lot line where the sewer line and easement were located, the easement itself was not at that time vacated. In order to clear a cloud from this property's title, the applicant is now requesting vacation of the easement. Both City Engineering and the utility representatives of the Subdivision Committee indicate that there is no need to retain the easement area requested for 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/Actions:

Close the public hearing, approve the vacation; authorize the Mayor to sign the Vacation Order; and record the certified copy of the Vacation Order; recording costs to be billed to:

150029-2909



Vacation Order  
V - 1860

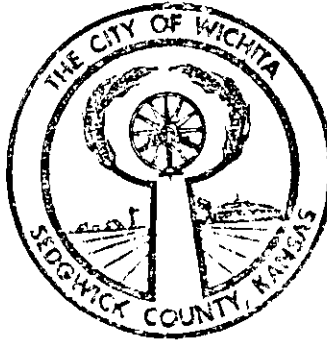
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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 12th day of April, 1994, ordered that the above-described utility easement is hereby vacated. IT IS FURTHER ORDERED that the City Clerk shall certify a copy of this order to the Register of Deeds of Sedgwick County.

  
Elma Broadfoot, Mayor

ATTEST:

  
Pat Burnett, Deputy City Clerk



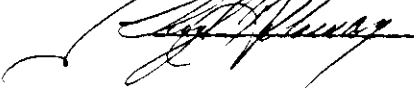
Approved as to Form:

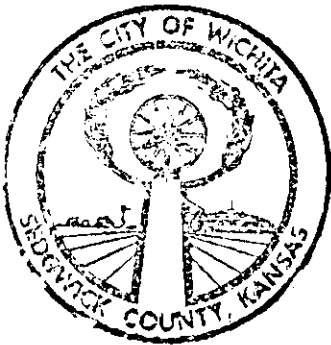
  
Gary Rebenstorf, Director of Law

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

I, Cheryl Holloway, 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

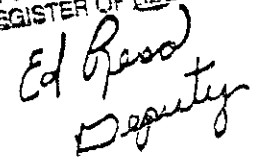
Wichita, this 13th day of April, 1994

  
Deputy City Clerk



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

JUN 23 1994  
NO. 1392074

PAT KETTLER  
REGISTER OF DEEDS  
  
Deputy

