

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

**City of Wichita  
City Council Meeting  
February 4, 1997**

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

**TO:** Mayor and City Council

**SUBJECT:** PUBLIC HEARING V-2009 REQUEST TO VACATE STREET RIGHT-OF-WAY LOCATED IN AN AREA SOUTH OF MACARTHUR AND EAST OF HYDRAULIC  
(District #3)

**INITIATED BY:** Metropolitan Area Planning Department

*M. Krow*

**AGENDA ACTION:** Planning

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Staff Recommendation: Approve street right-of-way.

MAPC Recommendation: Approve street right-of-way. (unanimous)

Background: The applicant wishes to develop a mobile home park in the area of the proposed vacation. Due to the design of the mobile home park, Minnesota Street which is an unimproved roadway, will not be needed. Portions of the right-of-way that contain existing utilities will be retained as utility easements as requested by city engineering and utility representatives of the Subdivision Committee. No members of the public addressed MAPC in opposition to this request.

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

MICROFILMED  
OF RECORD

Approved By City Council  
Accepted By City Council  
FEB 4 1997  
PAGE 0538

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COPY

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

IN THE MATTER OF THE VACATION OF  
STREET RIGHT-OF-WAY

GENERALLY LOCATED  
SOUTH OF MACARTHUR AND EAST OF  
HYDRAULIC

MORE FULLY DESCRIBED BELOW

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Case No. V-2009



STATE OF KANSAS  
SEDGWICK COUNTY  
FILED FOR RECORD AT  
10:00 A.M.  
1589609 & 106  
LARRY CONSOLVER  
REGISTER OF DEEDS

VACATION ORDER

*Debra M. Anderson*  
Deputy

NOW on this 4th day of February, 1997, comes on for hearing the petition for vacation filed by Willowood Mobile Home Park, Inc., praying for the vacation of the following described street right-of-way, to-wit:

Minnesota Street from the south line of MacArthur Road to the north line of Georgia.

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 1/22/97 & 1/29/97.
2. No private rights will be injured or endangered by the vacation of the above-described street right-of-way, 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 following shall be retained as utility easements:

A) The west 10 feet of Minnesota Street right-of-way from the north line of Camelot

3:00  
ck

City Hall - City Clerk

8:00  
153029

COPY

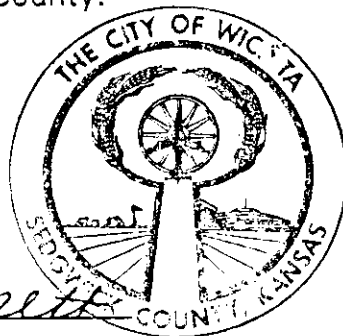
Vacation Order  
V - 2009

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Addition to the south line of Camelot Addition and B) Minnesota Street right-of-way 25 feet south of the north line of the New Hope Addition extended to the east.

6. The vacation of the street right-of-way described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 4th day of February, 1997, ordered that the above-described street right-of-way 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.



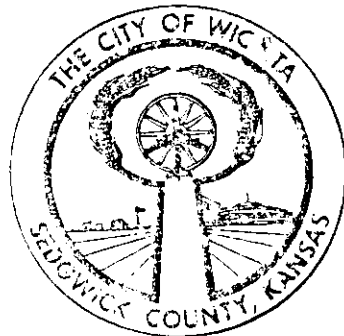
*[Signature]*  
Bob Knight, Mayor

ATTEST:

*[Signature]*  
Pat Burnett, City Clerk

Approved as to Form:

*[Signature]*  
Gary Rebenstorf, Director of Law



state of Kansas )  
Sedgwick County) )  
City of Wichita )  
I, Pat Burnett 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 the the City Clerk.  
Given under my hand and seal of the City of  
Wichita, this FEB 4 1997  
*[Signature]* City Clerk

PENTECOSTAL

2 ND.

ED. OMRE  
ADD.

EMERY

P X R

5 10 15

SEMA

1 3 10  
27 25 201

ALTA

38 35 30

CAMELOT

ADD.

A

EMERY

NEW

HOPE

ADD.

A

(CITY PARK)

BALCH

HOMESTEAD

HORTEN ST.

EXCEPTION

13 B

20

RAYGAS ST.

215 STROGAN ST.

MIDWAY ST.

AVE

GEORGIA

WAL. WAT. RDR