

City of Wichita  
City Council Meeting  
August 20, 1996

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

TO: Mayor and City Council

SUBJECT: PUBLIC HEARING V-1982 REQUEST TO VACATE A BUILDING  
SETBACK LOCATED IN AREA SOUTH OF MAPLE AND WEST OF  
TYLER.  
(District # 5)

INITIATED BY: Metropolitan Area Planning Department *MK*

AGENDA ACTION: Planning

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Staff Recommendation: Approve vacation of building setback.

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

Background: The applicant desires to vacate a portion of a platted building setback in order to clear the title of the property for an encroachment. An accessory structure was constructed assuming a 15-foot building setback from Callahan when the property (corner lot) had been platted with 30-foot building setbacks from Callahan and Cheryl. The applicants property was also platted with only 8 feet (half of a 16 foot easement) or two feet less than the standard easement when sanitary sewer lines are involved. Therefore, the applicant has provided an additional easement of two feet along the existing easement. No objections have been received from nearby property owners. No utilities or other public facilities will be impacted by 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/Actions:

Close the public hearing, approve the vacation and accept the dedication authorize the Mayor to sign the Vacation Order; and record the certified copy of the Vacation Order and the dedication recording costs to be billed to:  
150029-2909



FILE COPY

Vacation Order  
V -1982

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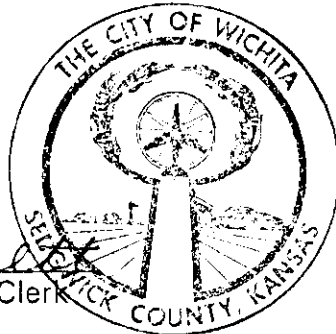
4. No written objection to said vacation has been filed with the City Clerk by any owner or adjoining owner who would be a proper party to the petition.

5. The vacation of the building setback described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 20th day of August, 1996, 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.

ATTEST:

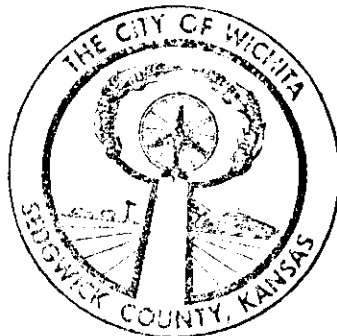
Pat Burnett  
Pat Burnett, City Clerk



Bob Knight  
Bob Knight, Mayor

Approved as to Form:

Gary E. Rebenstorff  
Gary Rebenstorff, Director of Law



State of Kansas )  
Sedgwick County) ss  
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 AUG 20 1996  
Pat Burnett City Clerk



KEITH

CHERYL

MAYBELLE

CALLAHAN

WESTFIELD

ADDITION

14

7

8

9

10

10

11

5

9

10

LAHAM

6

7

4

6

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7

8

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13

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11

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