

Planning Agenda # _____

**City of Wichita
City Council Meeting
December 16, 1997**

Agenda Report # _____

TO: Mayor and City Council

SUBJECT: PUBLIC HEARING V-2044 REQUEST TO VACATE ACCESS CONTROL
LOCATED IN AN AREA NORTHWEST CORNER OF 35TH STREET NORTH
AND WEBB ROAD.
(District #2)

INITIATED BY: Metropolitan Area Planning Department



AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of access control.

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

Background: The applicants are constructing the Kansas Heart Hospital on Webb Road. As part of the site design it was determined that traffic circulation would be better served if the access onto Webb Road could be increased from one driveway to two driveways to accommodate the new design. There is considerable regrading of the property to support the design of the hospital.

The Subdivision Committee and MAPC reviewed and approved the vacation request. No members of the public addressed the MAPC in opposition to this request.

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

1662645 4298

FILE 1754 PAGE 1697

Approved / Accepted By City Council

This DEC 16 1997

CITY CLERK'S ORIGINAL
RETURN TO CITY CLERK

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MICROFILMED
OF RECORD

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

IN THE MATTER OF THE VACATION OF
ACCESS CONTROL

GENERALLY LOCATED
NORTHWEST CORNER OF 35TH STREET
NORTH AND WEBB ROAD

MORE FULLY DESCRIBED BELOW

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Case No. V-2044



STATE OF KANSAS)
SEDGWICK COUNTY) SS
JAN 29 10 44 AM '98
REGISTER OF DEEDS
LARRY CONSOLOVER

S. Christian
Deputy

VACATION ORDER

NOW on this 16th day of December, 1997, comes on for hearing the petition for vacation filed by Kansas Heart Hospital, % Gordon Funk, praying for the vacation of the following described access control, to-wit:

Access control on Webb Road adjacent to Lot 24, Block 1, Comotara Industrial Park Fourth Addition.

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 11-25-97.

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 and replaced with the wording "Complete Access Control along the south 100 feet of Webb Road adjacent to Lot 24 and "Complete Access Control except for two openings" along the remainder of Lot 24, Block 1, Comotara Industrial Park Fourth Addition.

S. Ck

RETURN ABOVE

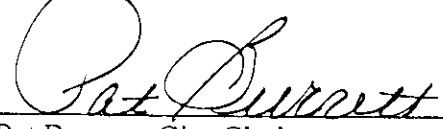
150029
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Vacation Order
V - 2044

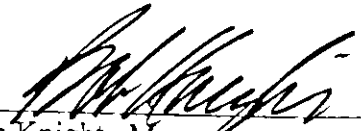
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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 16th day of December, 1997, ordered that the above-described access control is hereby vacated. IT IS FURTHER ORDERED that the City Clerk shall certify a copy of this order to the Register of Deeds of Sedgwick County.

ATTEST:


Pat Burnett, City Clerk




Bob Knight, Mayor

37 TH ST NO

CEMETERY

12

I A L

R K

24



WEBB RD

35 TH ST NO

35

I O N