

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

**City of Wichita  
City Council Meeting  
August 4, 1998**

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

**TO:** Mayor and City Council

**SUBJECT:** PUBLIC HEARING V-2096 REQUEST TO VACATE FLOODWAY AND  
SIDEWALK EASEMENT LOCATED ON A LOT ON BREEZY POINTE  
CIRCLE, IN AN AREA WEST OF 119TH STREET WEST, NORTH SIDE OF  
MAPLE.  
(District #5)

**INITIATED BY:** Metropolitan Area Planning Department

**AGENDA ACTION:** Planning

*M. K. Kout*

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Staff Recommendation: Approve vacation of floodway and sidewalk easement.

MAPC Recommendation: Approve vacation of floodway and sidewalk easement. (unanimous)

Background: The applicant is requesting to vacate a portion of platted floodway and sidewalk easement for placement of a new house. This vacation would reduce the easement area in the rear of the lot from 75 feet to 71 feet.

The vacation request has been reviewed and approved by the Planning Commission, after nearby property owners had been notified of the request. No members of the public addressed the MAPC in opposition to this request.

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.



Vacation Order  
V - 2096

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A) Any relocation or reconstruction of any utilities made necessary by this vacation shall be the responsibility of the applicant.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 4th day of August, 1998, ordered that the above-described floodway 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.



Bill Hale  
Bob Knight, Mayor

ATTEST:

Pat Burnett  
Pat Burnett, City Clerk

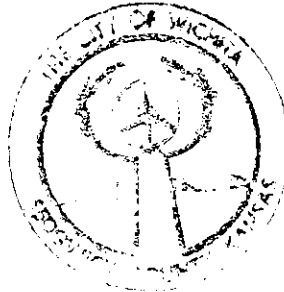
State of Kansas )  
Sedgwick County ) ss  
City of Wichita )

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 my office.

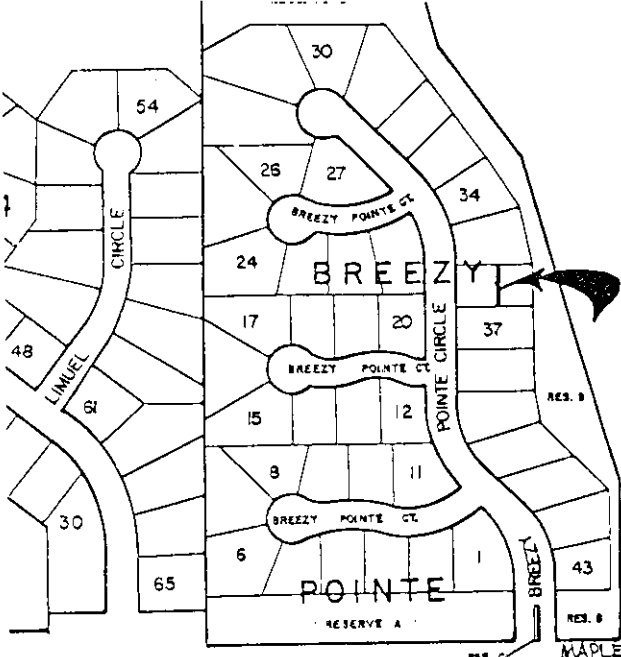
Approved as to Form:

Given under my hand and seal of the City of Wichita this AUG 4 1998  
Pat Burnett City Clerk

Gary E. Rebenstorf, Jr.  
Gary Rebenstorf, Director of Law



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