

Planning Agenda # _____

**City of Wichita
City Council Meeting
April 14, 1998**

Agenda Report # _____

TO: Mayor and City Council

SUBJECT: PUBLIC HEARING V-2070 REQUEST TO VACATE BUILDING SETBACK
LOCATED IN AN AREA ON THE SOUTHWEST CORNER OF SOUTH
HOOVER ROAD AND HOOVER COURT.
(District #5)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

M. K. Hart

Staff Recommendation: Approve vacation of building setback.

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

Background: The vacation of the southern portion of the north building setback will allow the applicant to expand the existing building on-site. The applicant has complied with all of the conditions set forth by the MAPC. City Engineering has indicated that this vacation is acceptable. The vacation request has been reviewed and approved by the Planning Commission, subject to conditions. 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: 150003-2909

This APR 14 1998

STATE OF KANSAS)
SEDGWICK COUNTY) SS

MAY 5 4 40 PM '98

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



[Signature]
Deputy

IN THE MATTER OF THE VACATION OF)
BUILDING SETBACK)
)
GENERALLY LOCATED)
SOUTHWEST CORNER OF SOUTH HOOVER)
ROAD AND HOOVER COURT)
)
)
)
MORE FULLY DESCRIBED BELOW)

Case No. V-2070

MICROFILMED
OF RECORD

VACATION ORDER

NOW on this 14th day of April, 1998, comes on for hearing the petition for vacation filed by Matrix Aviation, Inc., praying for the vacation of the following described building setback, to-wit:

The south 40 feet of the 50 foot platted building setback line along the north property except for the east 50 foot of the platted building setback line Lot 14, Block 2, Airport Industrial Park, Wichita, Sedgwick County, Kansas.

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 one time 3-19-1998, which was at least 20 days prior to this public hearing.
2. No private rights will be injured or endangered by the vacation of the above-described building setback, 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 building setback described herein should be approved, subject to the following conditions:

- A) The vacation will not include the eastern 50 feet of building setback along Hoover Road.
- B) Any relocation or reconstruction of any utilities made necessary by this vacation shall be the responsibility of the applicant.

CITY CLERK'S ORIGINAL
RETURN TO CITY CLERK

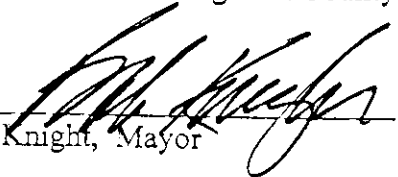
8.00

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Vacation Order
V - 2070

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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 14th day of April, 1998,
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.

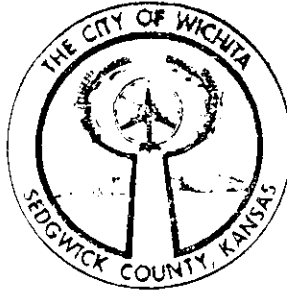


Bob Knight, Mayor

ATTEST:



Pat Burnett, City Clerk



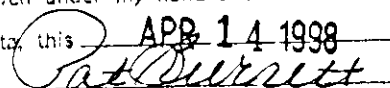
Approved as to Form:



Gary Rebenstorf, Director of Law



state of Kansas)
Sedgwick County) ss
City of Wichita)
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 orig-
inal on file in my office.

Given under my hand and seal of the City of
Wichita, this APR 14 1998
 City Clerk

