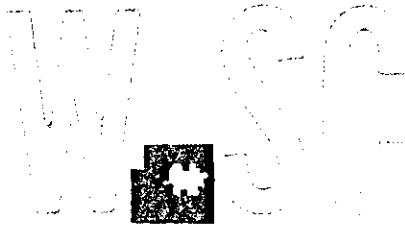


WICHITA -- SEDGWICK COUNTY



METROPOLITAN AREA PLANNING
DEPARTMENT

CITY HALL — TENTH FLOOR
455 NORTH MAIN STREET
WICHITA, KANSAS 67202-1388
(316) 268-4421
FAX (316) 268-4390

May 13, 1999

Boggs Sign Company
318 S. Osage
Wichita, KS 67213

Re: V- 2169 - Request to vacate alley serving Lots 1 to 35 on Oak Street and Lots 1 and 35 on Osage Street, Taylor & Slavens Addition.

Dear Sirs:

At the Thursday, May 13, 1999, meeting of the Metropolitan Area Planning Commission the above-referenced vacation request was approved subject to the conditions recommended by the Subdivision Committee and stated in our letter of May 6, 1999. This case will be scheduled for final action by the Wichita City Council at the first appropriate date after all conditions have been met.

If you have any questions about this matter, please call -- 268-4495.

Sincerely,

Keith Gooch
Senior Planner

KG:le

cc: Mike Lindebak, City Engineer, Public Works (1-71)
Edward J. & Dixie J. Weippert, c/o Bill R. Morgan, 502 S. Custer, Wichita, KS 67213
Interest in Property: Doald C. & Linda Dickson, 11805 Alderny Ct., Wichita, KS 67212- 6563
Earl W. & Virgie D. McGaugh, 708 Maple, Wichita, KS 67213
C. Lucile Johnston, 333 S. Oak, Wichita, KS 67213
Boggs Sign Company, Inc., 320 Seville, Wichita, KS 67213
Donald C. & Linda Dickson, 1208 W. Covington, Wichita, KS 67212
Dennis Joe Kallail, 716 W. Maple, Wichita, KS 67203

SEDGWICK COUNTY



METROPOLITAN AREA PLANNING
DEPARTMENT

CITY HALL — TENTH FLOOR
455 NORTH MAIN STREET
WICHITA, KANSAS 67202-1688
TEL: 316-268-4421
FAX: 316-268-4390

May 6, 1999

Boggs Sign Company
318 S. Osage
Wichita, KS 67213

Re: V-2169 - Request to vacate alley serving Lots 1 to 35 on Oak Street and Lots 1 and 35 on
Osage Street, Taylor & Slavens Addition

Dear Sirs:

At the regular meeting of the Subdivision Committee of the Metropolitan Area Planning Commission on Thursday, May 6, 1999, the above-captioned vacation request was considered. The action of the Committee was to recommend that this vacation be approved subject to:

- A. The alley shall be retained as a utility easement and fire access easement. If the applicant wishes to fence or gate the alley, the applicant shall contact the Wichita Fire Department for a permit.
- B. The applicant shall guarantee the closure of the alley returns or construct the vacated alley return to a private driveway standard.
- C. Any relocation or reconstruction of utilities made necessary by this vacation shall be the responsibility of the applicant.

This matter is set for public hearing by the Metropolitan Area Planning Commission on Thursday, May 13, 1999, at 1:30 p.m. in the Planning Conference Room, Tenth Floor, City Hall, 455 North Main, Wichita, Kansas. If you have any questions, please call at 268-4421.

Sincerely,

Keith Gooch
Senior Planner

KG:le

STAFF REPORT

CASE NUMBER: V-2169 Request to vacate an alley

OWNER/APPLICANT: Boggs Sign Company (Applicant) and other owners along the alley

AGENT: N/A

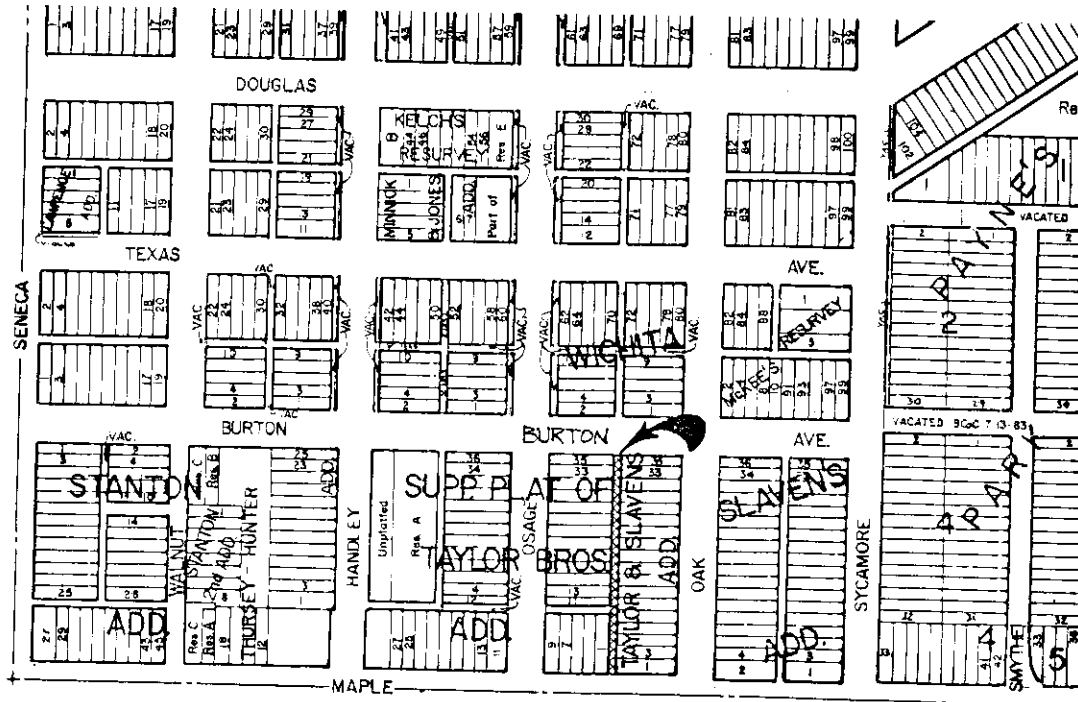
LEGAL DESCRIPTION: Alley located between Lots 1 to 35 to Oak Street and Lots 1 to 35 on Osage Street, Taylor and Slavens Addition to Wichita.

LOCATION: North of Maple and west of Oak

REASON FOR REQUEST: To increase security for the property owners on both sides of the alley

CURRENT ZONING: "LI" Limited Industrial

VICINITY MAP:



The applicant is requesting to vacate a 20 foot alley to allow for increased security for owners on both sides of the alley. The east-west stub alley was vacated in 1987.

Based upon the information available prior to the public hearing, staff recommends the MAPC make the following findings and recommendation to the City Council:

- A. That after being duly and fully informed as to fully understand the true nature of this petition and the propriety of granting the same, the MAPC 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 one time on April 20, 1999, which was at least 20 days prior to this public hearing.
 - 2. That no private rights will be injured or endangered by the vacation of the above-described alley, 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.
- B. Therefore, the vacation of the alley described in the petition should be approved, subject to the following conditions:
 - A. The alley shall be retained as a utility easement and fire access easement. If the applicant wishes to fence or gate the alley, the applicant shall contact the Wichita Fire Department for a permit.
 - B. The applicant shall guarantee the closure of the alley returns or construct the vacated alley return to a private driveway standard.

SUBDIVISION COMMITTEE'S RECOMMENDED ACTION:

The Subdivision Committee recommends approval, subject to the following conditions:

- A. The alley shall be retained as a utility easement and fire access easement. If the applicant wishes to fence or gate the alley, the applicant shall contact the Wichita Fire Department for a permit.
- B. The applicant shall guarantee the closure of the alley returns or construct the vacated alley return to a private driveway standard.