

Planning Agenda # _____

City of Wichita
City Council Meeting
December 15, 1998

Agenda Report # _____

TO: Mayor and City Council

SUBJECT: PUBLIC HEARING V-2127 REQUEST TO VACATE
SHERIDAN AVENUE FROM NORTH LINE OF
MCCORMICK TO THE SOUTH LINE OF US HIGHWAY 54
LOCATED IN AN AREA MCCORMICK AND SHERIDAN.
(District IV)

INITIATED BY: Metropolitan Area Planning Department *W. Krout*

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of Sheridan Avenue.

MAPC Recommendation: Approve vacation of Sheridan Avenue. (unanimous)

Background: The applicant is requesting to vacate Sheridan Avenue between McCormick and Kellogg to allow for the expansion of the Newman University.

Public Works and Traffic Engineering have reviewed and approved the vacation request. The Subdivision Committee and the MAPC both voted unanimously to approve the requested vacation of right-of-way, subject to the vacated street being maintained as a utility, drainage and access easement and the reconstruction of the return to a private driveway. The reconstruction of the driveway return has been completed.

Legal Considerations: The City Clerk will certify as to proper notification and no filing of written protest. A certified copy of the Vacation Order will be recorded with the Register of Deeds.

Recommendations/Actions: Close the public hearing; and approve the Vacation Order and authorize the Mayor to sign.

Ent.

1778433 RE 23 8

Approved Accepted By City Council

This DEC 15 1998

MICROFILMED
OF RECORD

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

IN THE MATTER OF THE VACATION OF)
SHERIDAN AVENUE)
)
GENERALLY LOCATED)
MCCORMICK AND SHERIDAN)
)
)
)
MORE FULLY DESCRIBED BELOW)

STATE OF KANSAS }
SEDGWICK COUNTY } SS

MAR 23 12 41 PM '99

Case No. V-2127



RECORDED
MAR 23 1999

S. Christian
Deputy

VACATION ORDER

NOW on this 15th day of December, 1998, comes on for hearing the petition for vacation filed by Newman University, attention: Mark Dresselhaus, praying for the vacation of the following described Sheridan Avenue, to-wit:

That part of Sheridan Avenue lying north of the north line of McCormick Avenue and lying south of the south line of U.S. Highway 54 as condemned in Condemnation Case No. A-29960.

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 11-13-98, 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 Sheridan Avenue, 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 Sheridan Avenue described herein should be approved, subject to the following condition:
 - A) Any relocation or reconstruction of any utilities made necessary by this vacation shall be the responsibility of the applicant.

J. e. c. f.
CITY CLERK'S ORIGINAL
RETURN TO CITY CLERK

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Vacation Order
V - 2127

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- B) The vacated area shall be retained as a drainage/utility/access easement.
- C) The vacated area shall be reconstructed as a private drive.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 15th day of December, 1998, ordered that the above-described Sheridan Avenue 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

 Bob Knight, Mayor

ATTEST:

Pat Burnett

 Pat Burnett, City Clerk

Approved as to Form:

Gary E. Rebenstorf

 Gary Rebenstorf, Director of Law

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

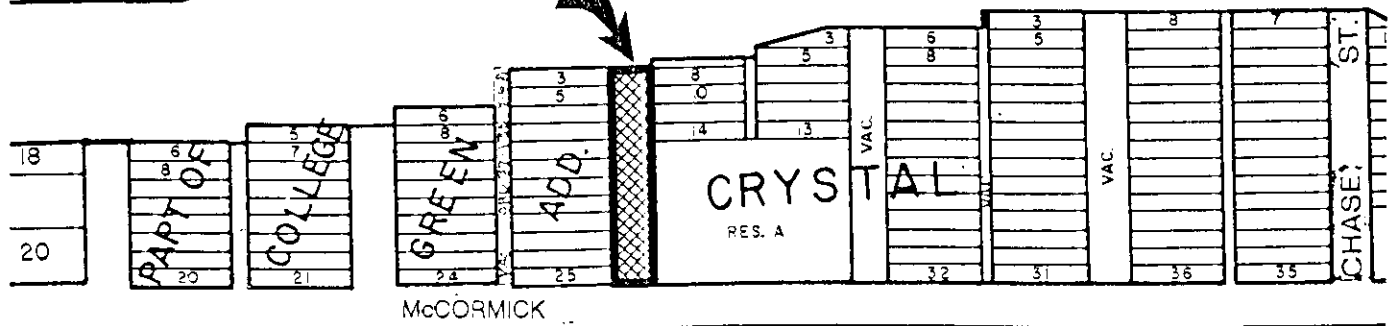
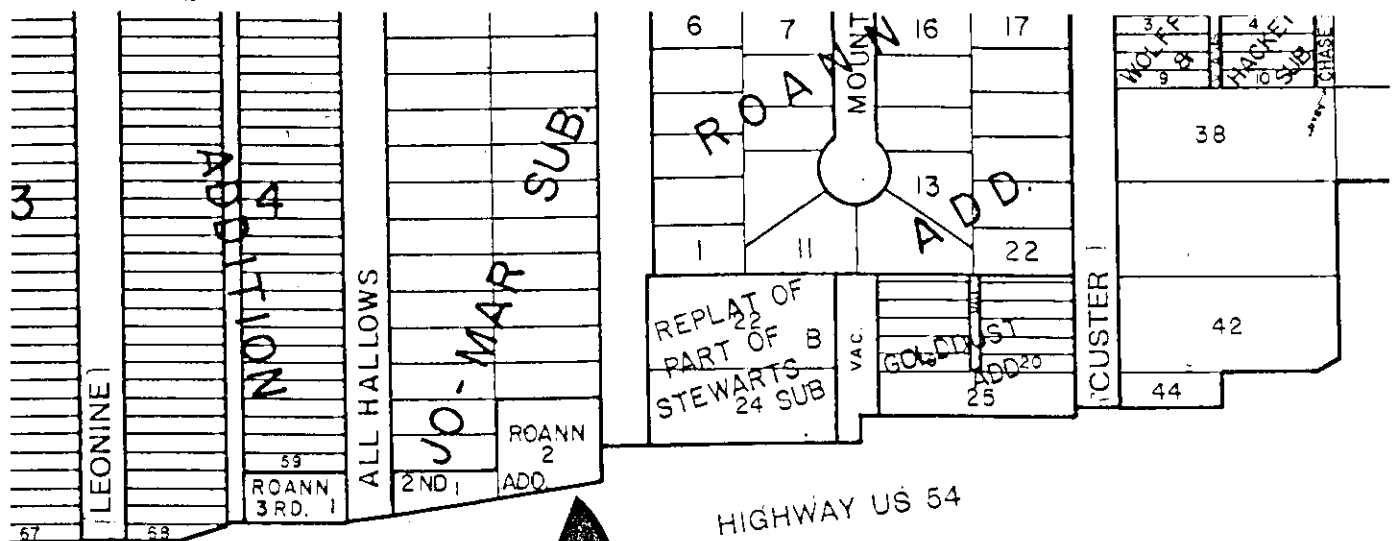
I, Pat Burnett City Clerk of the City of Wichita, Kansas, hereby certify that the document to which this is annexed is a true and correct copy of the original in the city office.

Given under my hand and seal of the City of Wichita, this

Pat Burnett

 Pat Burnett, City Clerk

DEC 15 1998



McCORMICK

SHERIDAN AVE.

V-2127



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