

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

**City of Wichita  
City Council Meeting  
July 18, 2000**

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

**TO:** Mayor and City Council

**SUBJECT:** **VAC2000-00023 - REQUEST TO VACATE ACCESS CONTROL  
LOCATED EAST OF 135<sup>TH</sup> STREET WEST AND SOUTH OF  
HAYDEN.  
(District V)**

**INITIATED BY:** Metropolitan Area Planning Department

**AGENDA ACTION:** Planning

*M. Holt  
7/18/00*

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**Staff Recommendation:** Approve vacation access control.

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

**Background:** The applicant is requesting to vacate access control along a portion of the west line of this Reserve property in Auburn Hills. This site was approved for a neighborhood pool by a Conditional use (CON2000-00011) on May 25, 2000. The vacation of access control would give the applicant access to this property and the pool.

No one spoke in opposition to this request at the MAPC's advertised public hearing, and the MAPC voted to approve the vacation, adopting the findings of fact that are incorporated in the Vacation Order. No written protests have been filed.

**Legal Considerations:** A certified copy of the Vacation Order will be recorded with the Register of Deeds.

**Recommendations/Actions:** Follow the recommendation of the Metropolitan Area Planning Commission and approve the Vacation Order, and authorize the necessary signatures.

*D. J.*

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

**IN THE MATTER OF THE VACATION OF )  
ACCESS CONTROL )**

**GENERALLY LOCATED )  
EAST OF 135<sup>TH</sup> STREET WEST AND SOUTH OF )  
HAYDEN )**

**Case No. VAC2000-00023**

**MORE FULLY DESCRIBED BELOW )**

**VACATION ORDER**

NOW on this 18<sup>th</sup> day of July, 2000, comes on for hearing the petition for vacation filed by Wichita West Development, Inc., c/o Jay Russell, praying for the vacation of the following described access control , to-wit:

Access Control along the west line of Reserve D, Auburn Hills 8<sup>th</sup> Addition, Wichita, Sedgwick County, Kansas, Except the northern 70 feet and the southern 75 feet thereof.


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:

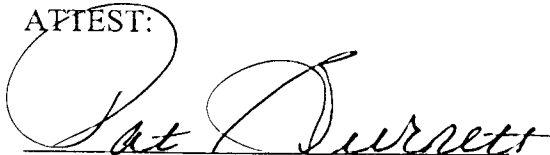
1. That due and legal notice has been given by publication as required by law, by publication in the Daily Reporter on June 6, 2000, which was at least 20 days prior to the public hearing.
2. No private rights will be injured or endangered by the vacation of the above-described access control, and the public will suffer no loss or inconvenience thereby.
3. In justice to the petitioner(s), the prayer of the petition ought to be granted.

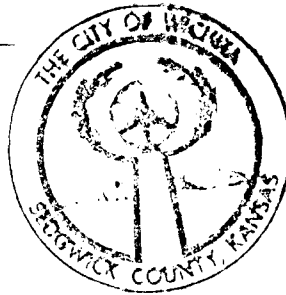
4. No written objection to said vacation has been filed with the City Clerk by any owner or adjoining owner who would be a proper party to the petition.

5. The vacation of access control described herein should be approved.


IT IS, THEREFORE, BY THE CITY COUNCIL, on this 18<sup>th</sup> day of July 2000, 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.

  
\_\_\_\_\_  
Bob Knight, Mayor

ATTEST:  
  
\_\_\_\_\_  
Pat Burnett, City Clerk



Approved as to Form:

  
\_\_\_\_\_  
Gary Rebenstorf, Director of Law



135TH

VAC2000-00023



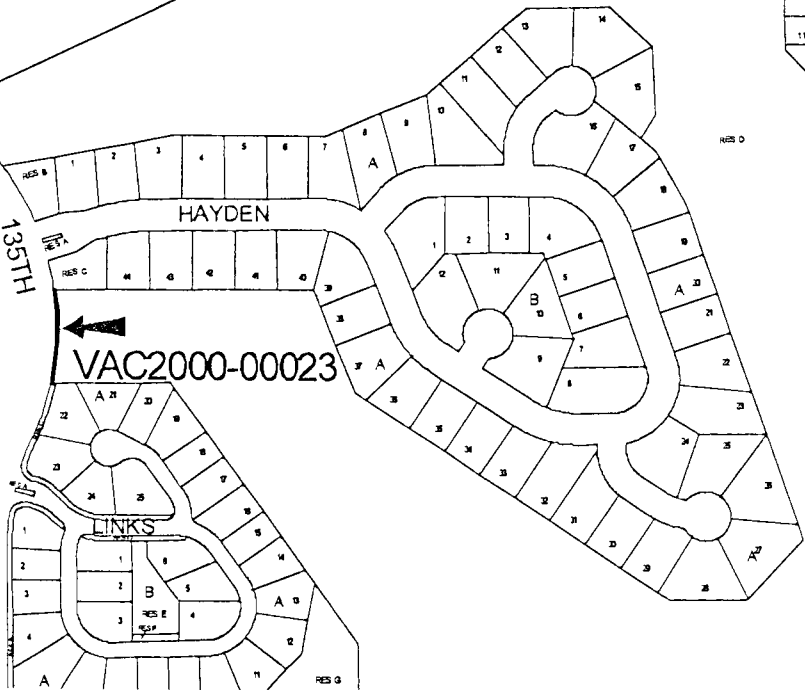
HAYDEN

AUBURN HILLS ST

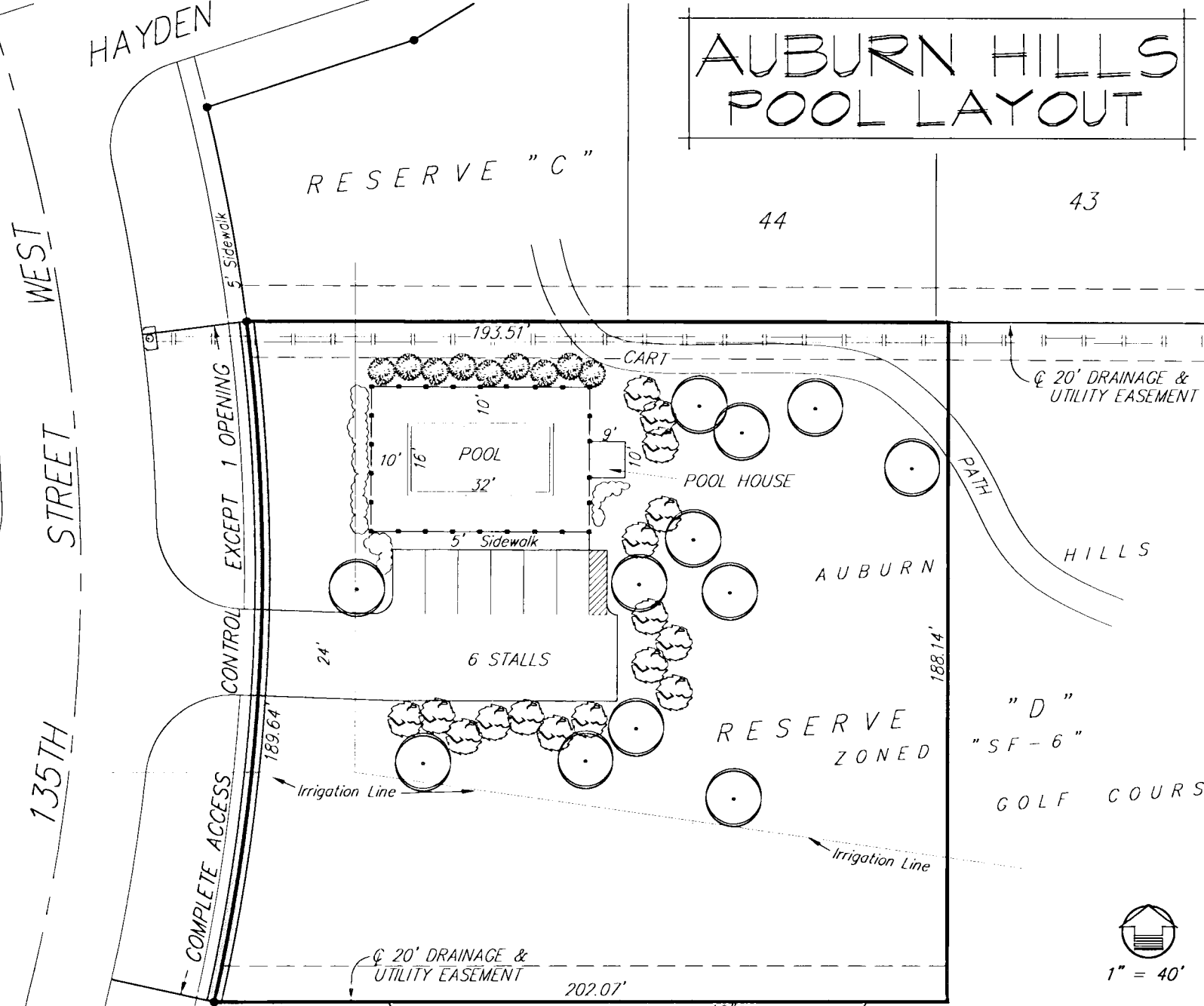
AUBURN HILLS ADD.

AUBURN HILLS 2ND

AUBURN



# AUBURN HILLS POOL LAYOUT



HAYDEN

WEST STREET

135TH

RESERVE "C"

44

43

EXCEPT 1 OPENING

CONTROL

COMPLETE ACCESS

193.51'

CART

20' DRAINAGE & UTILITY EASEMENT

10' 16' POOL

POOL HOUSE

PATH

AUBURN

HILLS

24'

6 STALLS

188.14'

RESERVE ZONED "D" "SF-6"

GOLF COURSE

Irrigation Line

Irrigation Line

20' DRAINAGE & UTILITY EASEMENT

202.07'

12"SS

