

Planning Agenda # _____

**City of Wichita
City Council Meeting
May 15, 2001**

Agenda Report # _____

TO: Mayor and City Council

SUBJECT: **VAC2001-00009 - REQUEST TO VACATE DORIS STREET
LOCATED BETWEEN 11TH STREET NORTH AND MEMORY
LANE.**
(District VI)

INITIATED BY: Metropolitan Area Planning Department *M. Kraut
by K*

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of Doris Street.

MAPC Recommendation: Approve vacation of Doris Street. (unanimous)

Background: The four applicants propose to vacate unimproved street right-of-way abutting their lots. The applicant has stated that all the abutting landowners have maintained the Doris Street ROW for a number of years, that the right-of-way is not needed for access to their property and that Doris is not a through street to the north or south of the block in question.

No one spoke in opposition to this request at the MAPC's advertised public hearing, and the MAPC voted to approve the vacation, subject to the retention of a 30-foot utility easement, 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.

Dupel

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

**IN THE MATTER OF THE VACATION OF)
DORIS STREET)**

**GENERALLY LOCATED)
BETWEEN 11TH STREET NORTH AND MEMORY)
LANE)**

MORE FULLY DESCRIBED BELOW)

Case No. VAC2001-00009

RECEIVED
MAY 17 2001
METROPOLITAN PLANNING
ROUTE _____

VACATION ORDER

NOW on this 15th day of May, 2001, comes on for hearing the petition for vacation filed by Roger Lowenstein, praying for the vacation of the following described Doris Street, to-wit:

That part of Doris Street described as follows: Beginning at the SE corner of Lot 17, Block B, Eck 4th Addition, Wichita, Sedgwick County, Kansas; thence S89deg44'25"W along the south line of said Lot 17, 30.00 feet to the west line of Doris contingent street dedication as platted in said addition; thence N00deg00'00"E, 270.00 feet to a point on the north line of Lot 1, Block B of addition, said point being the west line of Doris contingent street dedication as platted in said addition; thence N89deg44'56"E, 30.00 feet to the NE corner of said Lot 1; thence easterly 30.00 feet to the NW corner of Lot 1, Carl Smith 2nd Addition, Wichita, Kansas; thence southerly 270.00 feet to the SW corner Lot 1, Block 1, Replat of Part of Lots 23 and 24, R.A. Morris Tracts, Wichita, Kansas; thence westerly 30.00 feet to the point of beginning.

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 Wichita Eagle on March 15, 2001, which was at least 20 days prior to the public hearing.

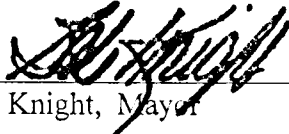
2. No private rights will be injured or endangered by the vacation of the above-described Doris Street, and the public will suffer no loss or inconvenience thereby.

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 Doris Street herein described should be approved reserving the 30-ft utility easement as described in the above mentioned description of Doris Street.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 15th day of May 2001, ordered that the above-described Doris Street is hereby vacated. IT IS FURTHER ORDERED that the City Clerk shall certify a copy of this order to the Register of Deeds of Sedgewick County.



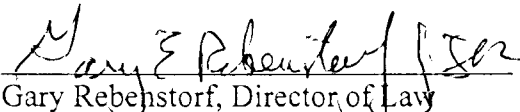
Bob Knight, Mayor

ATTEST:


Pat Burnett, City Clerk



Approved as to Form:



Gary Rebenstorf, Director of Law

