

City of Wichita
City Council Meeting
March 16, 2004

Agenda Report No. _____

TO: Mayor and City Council

SUBJECT: VAC2003-00046 Request to vacate a portion of platted complete access control located on the East side of Ridge Road between University Avenue (South) and Maple Street (North).
(District V)

INITIATED BY: Metropolitan Area Planning Department *JS*

AGENDA: Planning (Consent)

Staff Recommendation: Approve.

MAPC Recommendation: Approve. (unanimous)

Background: The applicant is requesting vacation of a portion of the platted access control, located on the Ridge Road frontage of Lot 1, Block 1, University & Ridge Addition. The University and Ridge Addition was recorded with the Register of Deeds February 4, 2004.

Analysis: The University & Ridge Addition has complete access control along Ridge Road except for one point of access located within the north 30feet of Lot 1. The applicant is proposing to relocate this opening, which is a temporary access opening. This request is associated with VAC03-47 (on today's agenda) and coordinating the access onto the University and Ridge Addition and the King's Maple Street 3rd Addition, which abuts on the north. Between the two abutting sites there currently are two platted points of access. This proposal retains the two points of access, but relocates them. Access control on University allows one opening in the western half of Lot 1.

Financial Considerations: None

Legal Considerations: A certified copy of the Vacation Order and dedication of complete access control, as approved by the City of Wichita Traffic Engineer, by separate instrument will be recorded with the Register of Deeds.

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

RECEIVED

MAR 23 2004

METROPOLITAN PLANNING
ROUTE 8

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

**IN THE MATTER OF THE VACATION OF A
PORTION PLATTED COMPLETE ACCESS
CONTROL**

**GENERALLY LOCATED ON THE
EAST SIDE OF RIDGE ROAD BETWEEN
UNIVERSITY AVENUE AND MAPLE
STREET**

MORE FULLY DESCRIBED BELOW

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) **Case No. VAC2003-00046**
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VACATION ORDER

NOW on this 16th day of March, comes on for hearing the petition for vacation filed by Dan Unruh, praying for the vacation of the following described portion of the platted complete access control, to-wit:

A portion of the platted complete access control, except for one opening as approved by the City of Wichita Traffic Engineer, located on the Ridge Road frontage of Lot 1, Block 1, University & Ridge Addition, 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 Wichita Eagle on February 19, 2004, 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 portion of platted complete 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.

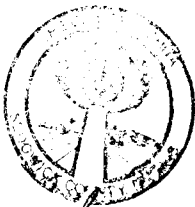
4. No written objection to said vacation has been filed with the City Clerk by any owner or adjoining owner who would be a proper party to the petition.

5. Dedicate, by separate instrument, complete access control, except for one opening onto Ridge Road as approved by the City of Wichita Traffic Engineer, on Lot 1, Block 1, University & Ridge Addition, Wichita, Sedgwick County, Kansas

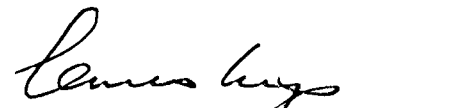
6. The vacation of a portion of the platted access control described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 16th day of March, ordered that the above-described proposed platted 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.

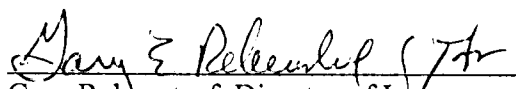
ATTEST:




Karen Schofield, City Clerk


Carlos Mayans, Mayor

Approved as to Form:


Gary Rebenstorf, Director of Law

