

City of Wichita  
City Council Meeting  
July 8, 2003

Agenda Report No.

**TO:** Mayor and City Council

**SUBJECT:** VAC2003-00021 REQUEST TO VACATE A PLATTED UTILITY EASEMENT GENERALLY LOCATED SOUTHWEST OF THE 21ST STREET NORTH – ROCK ROAD INTERSECTION.  
(District II)

**INITIATED BY:** Metropolitan Area Planning Department *JLS*

**AGENDA:** Planning

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**Staff Recommendation:** Approve.

**MAPC Recommendation:** Approve. (unanimous)

**Background:** The applicant is requesting consideration for the vacation of the platted 10-foot wide utility easement as recorded between Lots 12 & 13, Block 1, Chelsea Estates Addition, which is generally located southwest of the 21st Street North – Rock Road intersection, 1941 Rutland. The Chelsea Estates Addition was recorded with the Register of Deeds August 5, 1977.

**Analysis:** The applicant proposes a boundary shift, attaching the north half of Lot 13 to the south side of Lot 12. The boundary shift and the vacation of the utility easement would allow the applicant more area to build a single-family home on the reconfigured site. There is no water, sewer or utility equipment in the easement. There are no plans for water, sewer or utility equipment in the easement in the future.

**Financial Considerations:** None

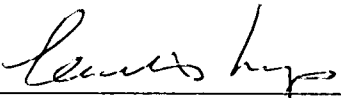
**Legal Considerations:** A certified copy of the Vacation Order will be recorded with the Register of Deeds

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



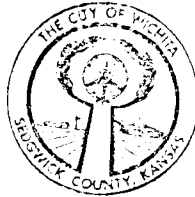
3. In justice to the petitioner(s), the prayer of the petition ought to be granted.
4. No written objection to said vacation has been filed with the City Clerk by any owner or adjoining owner who would be a proper party to the petition.
5. The vacation of the platted utility easement described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 8<sup>th</sup> day of July 2003, ordered that the above-described platted utility easement 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.

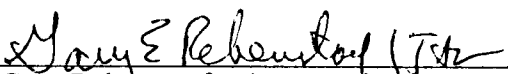
  
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Carlos Mayans, Mayor

ATTEST:

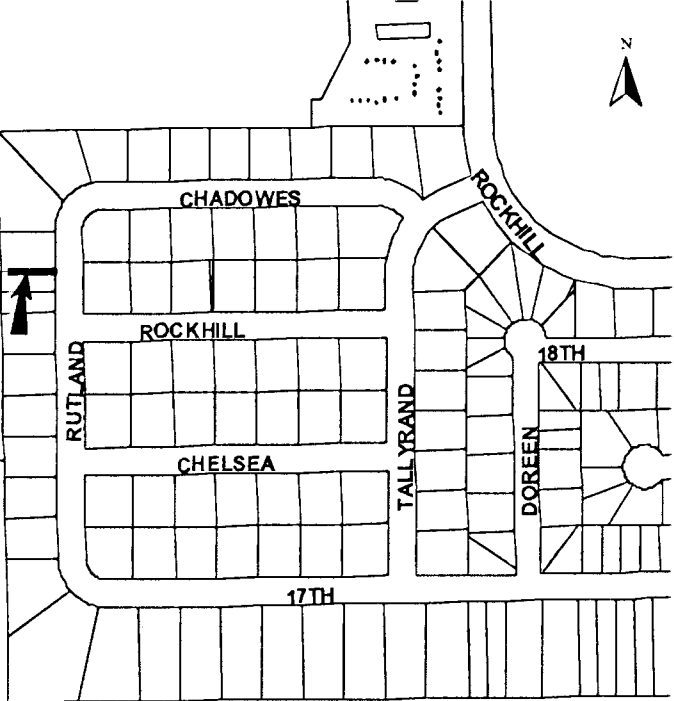
  
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Pat Graves, City Clerk



Approved as to Form:

  
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Gary Rebenstorf, Director of Law

STRATFORD



CHADOWES

ROCKHILL

ROCKHILL

RUTLAND

CHELSEA

TALLYRAND

DOREEN

18TH

17TH

