



Wichita-Sedgwick County Metropolitan Area Planning Department

February 18, 2016

Ruggles & Bohm, P.A.
Attn: Will Clevenger
924 N. Main
Wichita, KS, 67203


Ref: VAC2015-00050: Request to Vacate a Portion of a Platted Drainage and Utility Easement on Property Generally Located South of West Kellogg Street, on the Northwest corner of South Oliver Avenue and East Orme Street.

Dear Mr. Clevenger:

At its regular meeting on Tuesday, February 16, 2016, the Wichita City Council considered the above-referenced request. The action of the City Council was to **APPROVE** subject to the recommendation by the MAPC.

If you have any questions about this matter, please call 268-4421.

Sincerely,


Bill Longnecker
Senior Planner

BL:klw

cc: S.J. Ram LC (Don Walenta), PO Box 3401, Wichita KS 67201

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

**IN THE MATTER OF THE VACATION OF A)
PLATTED DRAIANGE AND UTILITY EASEMENT)**

**GENERALLY LOCATED ON THE NORTHWEST)
CORNER OF OLIVER AVENUE AND ORME STREET)**

VAC2015-00050

MORE FULLY DESCRIBED BELOW)

VACATION ORDER

NOW on this 16th day of February, 2016, comes on for hearing the petition for vacation filed by S.J. Ram, LC, c/o Don Walenta (owner), praying for the vacation of the following described platted drainage and utility easement, to-wit:

All of the 20-foot Drainage & Utility Easement located in Block 1, Ann Walenta Commercial 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, in The Wichita Eagle on October 29, 2015, 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 described platted drainage and utility easement and the public will suffer no loss or inconvenience thereby.
3. A drainage and utility easement dedicated by separate instrument shall be filed with this Vacation Order at the Sedgwick County Register of Deeds.
4. In justice to the petitioner(s), the prayer of the petition ought to be granted.
5. 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.

6. The vacation of the described platted drainage and utility easement, should be approved.

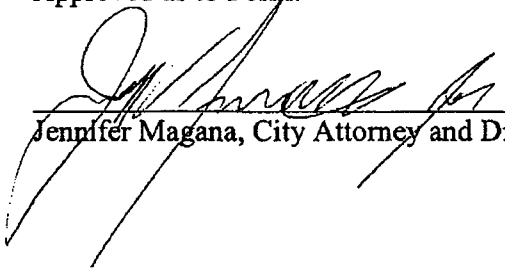
IT IS, THEREFORE, BY THE CITY COUNCIL, on this 16th day of February, 2016, ordered that the above-described platted drainage and utility is hereby vacated. IT IS FURTHER ORDERED that the City Clerk shall send this original Vacation Order to the Register of Deeds of Sedgwick County.

Jeff Longwell, Mayor

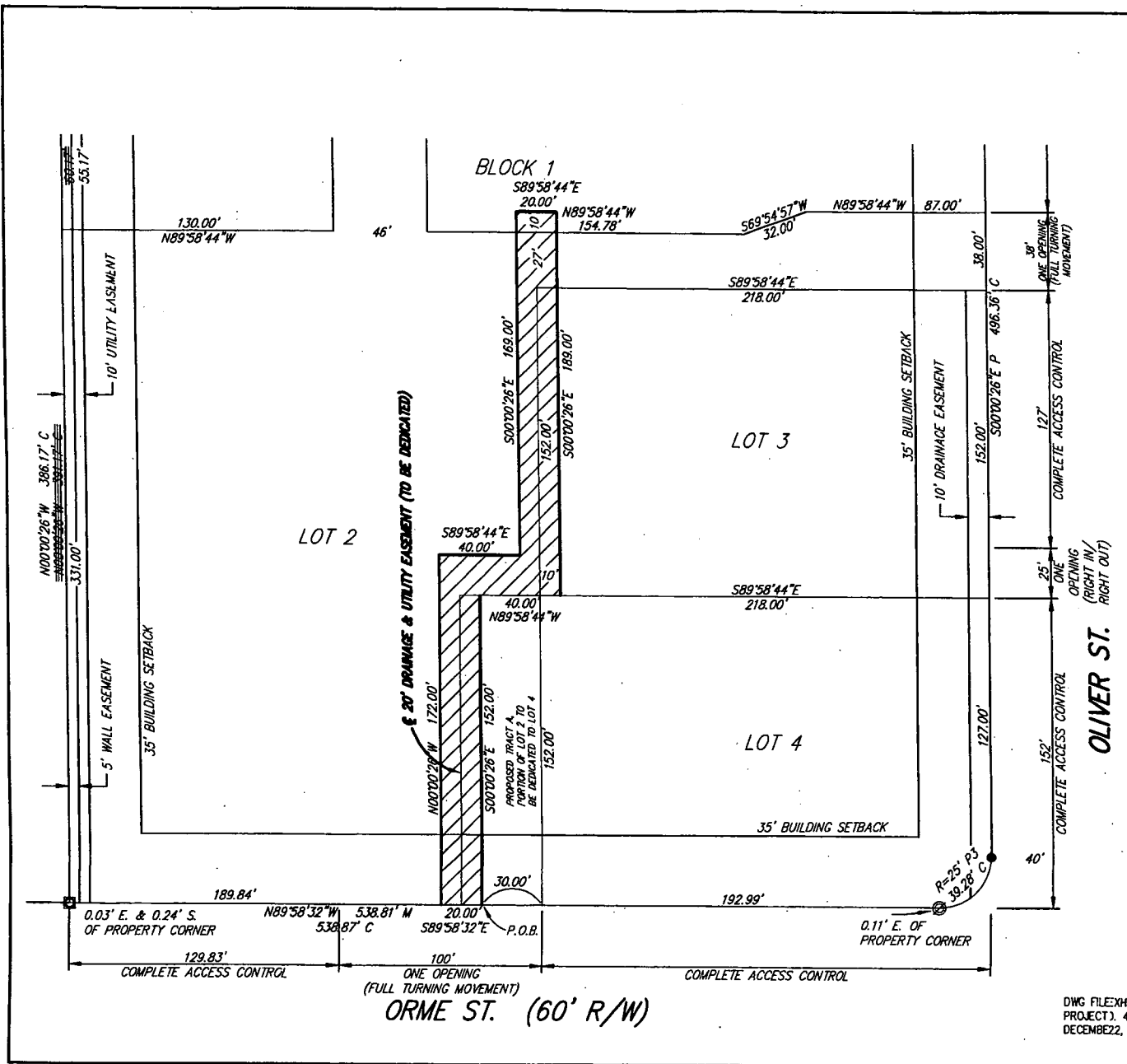
ATTEST:

Karen Sublett, City Clerk

Approved as to Form:

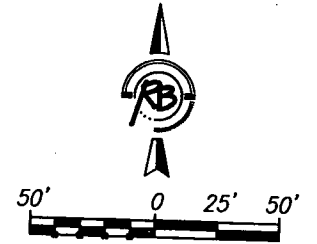


Jennifer Magana, City Attorney and Director of Law



Drainage & Utility Easement
 Commencing at the southeast corner of Lot 2, Block 1, Ann Walenta Commercial Addition, Wichita, Sedgwick County, Kansas; thence N89°58'32"W along the south line of said Lot 2, 30.00 feet to the place of beginning; thence continuing N89°58'32"W along said south line, 20.00 feet; thence N00°00'26"W, parallel with the east line of said Lot 2, 172.00 feet; thence S89°58'44"E, parallel with the north line of Lot 4, Block 1, in said addition, 40.00 feet to a point 10.00 feet west of the west line of Lot 3, Block 1, in said addition; thence N00°00'26"W, parallel with said west line, 169.00 feet to a point 10.00 feet north of the south line of Lot 1, Block 1, in said addition; thence S89°58'44"E, parallel with the south line of said Lot 1, 20.00 feet; thence S00°00'26"E, parallel with said east line, 189.00 feet to the south line of said Lot 3; thence N89°58'44"W along said south line, 40.00 feet to a point 10.00 feet east of the west line of said Lot 4; thence S00°00'26"E, parallel with said west line, 152.00 feet to the place of beginning.

 - PROPOSED EASEMENT DEDICATION



 **RUGGLES BOHM**

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DWG FILE: EXHIBIT2
 PROJECT: 4623V
 DECEMBER 22, 2015