



Wichita-Sedgwick County Metropolitan Area Planning Department

March 17, 2016

Foley Industries Inc.
c/o Lewis Erickson
1550 S. West St.
Wichita, KS, 67213


Ref: VAC2015-00061 - City request to vacate a portion of McComas Avenue public street right-of-way generally located between Harry Street and Walker Avenue (WCC IV)

Dear Mr. Erickson:

At its regular meeting on Tuesday, March 15, 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: Atlas Spring & Axle Co. Inc., 4500 Irving, Wichita, KS, 67209
Helten Enterprises, LLC, 1800 N. 327th, Garden Plain, KS 67050
M6 Concrete Accessories Co. Inc., c/o JD Munley, 1030 S. McComas, Wichita, KS, 67213
P B Hoidale Co. Inc., PO Box 12104, Wichita, KS, 67277
Star Lumber & Supply Co., c/o Chris Goebel, Box 7712, Wichita, KS, 67277-7712
Ruggles and Bohm, c/o Will Clevenger, 924, W Main, Wichita, KS, 67203

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www.wichita.gov



Sedgwick County
Register of Deeds - Tonya Buckingham
Doc.#/Flm-Pg: 29595971

Receipt #: 1968839
Pages Recorded: 2

Recording Fee: \$0.00

Cashier: chowell

Authorized By: *Tonya Buckingham*

Date Recorded: 03/22/2016 02:21:40 PM



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

**IN THE MATTER OF THE VACATION OF A PORTION)
OF PUBLIC STREET RIGHT-OF-WAY)**

**CITY CLERK'S ORIGINAL
RETURN TO CITY CLERK**

**GENERALLY LOCATED ONE BLOCK WEST OF WEST)
STREET, BETWEEN HARRY STREET & WALKER)
STREETS)**

VAC2015-00061

MORE FULLY DESCRIBED BELOW)

VACATION ORDER

NOW on this 15th day of March, 2016, comes on for hearing the petition for vacation filed by Foley Industries Inc., c/o Lewis Erickson (owner), praying for the vacation of the following described portion of platted public street right-of-way, to-wit:

McComas Avenue from the north right of way of Harry Street to the extended south line of the north 150.00 feet of Lot 10, Los Coyas Addition, 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 December 17, 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 portion of public street right-of-way and the public will suffer no loss or inconvenience thereby.
3. The described vacated portion of McComas Avenue will remain open to traffic until traffic lights are installed and operating at the Walker and West Streets' intersection, after which the vacation of McComas Avenue will be in effect.
4. The described vacated portion of McComas Avenue will become a drainage-utility easement dedicated by separate instrument, with original signatures. The drainage-utility

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Approved / Accepted by the Council
3-15-16
This

easement dedicated by separate instrument will be recorded with the Vacation Order at the Sedgwick County Register of Deeds.

5. A covenant, with original signatures, binding and tying the described vacated portion of McComas Avenue to the applicant's abutting property will be recorded with the Vacation Order at the Sedgwick County Register of Deeds. The covenant will also be recorded at the Sedgwick County Appraiser's Office.

6. In justice to the petitioner(s), the prayer of the petition ought to be granted.

7. 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.

8. The vacation of the described portion of public street right-of-way, should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 15th day of March, 2016, ordered that the above-described portion of public street right-of-way 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
Jeff Longwell, Mayor

ATTEST:

Karen Sublett
Karen Sublett, City Clerk



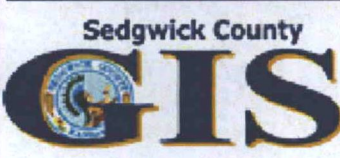
Approved as to Form:

Jennifer Magana
Jennifer Magana, City Attorney and Director of Law

Site Plan

McComas Street Vacation

vac2015-61



Geographic Information Services
Division of Information & Operations
www.sedgwickcounty.org/gis
525 N. Main, Suite 212, Wichita, KS 67203
Tel: 316.660.9290 Fax: 316.262.1174
Tue Nov 24 13:24:31 GMT-0600 2015

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