

BEFORE THE COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

IN THE MATTER OF THE VACATION OF A)
PLATTED EASEMENT)

LOCATED ON THE SOUTHEAST CORNER OF)
SOUTH 119TH STREET WEST AND WEST 103RD)
STREET SOUTH (IN THE CLEARWATER AREA)
OF INFLUENCE))

CASE NO. VAC2016-00062

VACATION ORDER

NOW on this 22nd day of March, 2017, at 9:00 o'clock A.M., comes the petition filed by James C. Charles (owner), praying for the vacation of the following-described platted utility easement, to-wit:

The platted 10-foot wide utility easement running parallel to the south side yard lot line of Lot 1 and the north side yard lot line of Lot 2, Willard Parker's 1st Addition.

WHEREUPON, it is shown that proper notice has been given by publication once at least 20 days prior to the date of hearing in the official county newspaper, the Wichita Eagle, such publication having occurred on , January 19, 2017; and it is further shown that proper proof of such publication has been filed herein. The Board finds that such notice is in lawful form and that it conforms to K.S.A. 58-2613, and amendments thereto.

THEREAFTER, the Board, being duly advised in the premises, finds and determines that no private rights will be injured or endangered by such vacation; that the public will suffer no loss or inconvenience thereby; that no written objections hereto have been filed with the Sedgwick County Clerk; and that, in justice to the petitioner, the petition's prayer should be granted.

The Board further finds that the Metropolitan Area Planning Commission held a public hearing on the 9th day of February 2017, and recommended that the vacation petition herein be approved.

The Board further finds that the vacation request is located within Sedgwick County, but within the City of Clearwater's Urban Area of Influence, that the Clearwater Planning Commission considered the vacation request on the 7th day of February 2017, and recommended that the vacation petition herein be approved.

THEREFORE, IT IS ORDERED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, that the platted utility easement, hereinabove described be the same and is hereby vacated. It is further ordered that County Clerk shall certify a copy of this order to the Register of Deeds of Sedgwick County.

Commissioners present and voting were:

DAVID M. UNRUH	_____
MICHAEL B. O'DONNELL, II	_____
DAVID T. DENNIS	_____
RICHARD RANZAU	_____
JAMES M. HOWELL	_____

Dated this _____ day of _____, 2017.

BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

ATTEST:

KELLY B. ARNOLD, County Clerk

DAVID M. UNRUH, Chairman
Commissioner, First District

MICHAEL B. O'DONNELL, II, Chair Pro Tem
Commissioner, Second District

APPROVED AS TO FORM:



JUSTIN M. WAGGOMER
Assistant County Counselor

DAVID T. DENNIS
Commissioner, Third District

RICHARD RANZAU
Commissioner, Fourth District

JAMES M. HOWELL
Commissioner, Fifth District



Wichita-Sedgwick County Metropolitan Area Planning Department

May 2, 2017

Charles Engineering, Inc.
Attn: James C. Charles
PO Box 369
Clearwater, KS 67026

Ref: VAC2016-00062 - County request to vacate a platted utility easement on property located on the southeast corner South 119th Street West and West 103rd Street South (in Clearwater Urban Area of Influence).

Dear Mr. Charles:

At its regular meeting on Wednesday, March 22, 2017, the **Board of County Commission** considered the above-mentioned request. The action of the Board of County Commissioners was to **APPROVE** subject to the recommendation by the MAPC.

If you have any questions about this matter, please call 268-4494.

Sincerely,

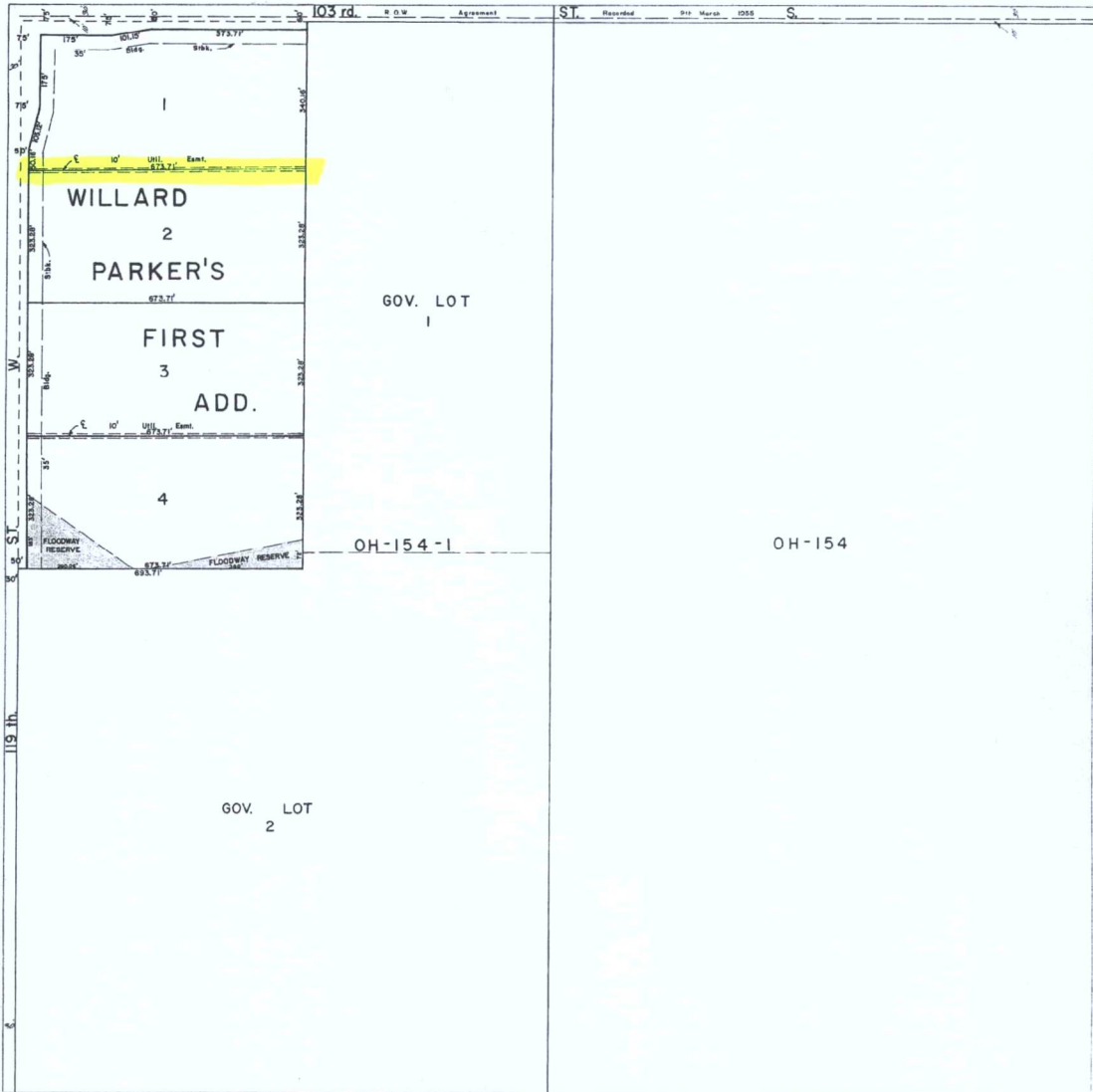
Stephen Banks
Senior Planner

BL:klw

cc: Charles Engineering Inc, 10460 S 119th W, Clearwater KS 67026
James C Charles Trust, PO Box 456, Clearwater KS 67026
Clearwater City Hall, 129 E Ross Avenue, Clearwater KS 67026 (Area of Influence)

N.W. 1/4 SEC. 30 TWP. 29S. R. 1 W.

OH
118



THIS SHEET PREPARED UNDER SUPERVISION OF
SEDGWICK COUNTY CLERK