

RECOMMENDATION FROM MAPC TO BOARD OF CITY COMMISSIONERS

V-1214 - VACATION OF A PORTION OF THE PLATTED FIVE-FOOT UTILITY EASEMENT ALONG THE NORTH LINE OF LOT 8, BLOCK 2, RED OAKS FIRST ADDITION, SEDGWICK COUNTY, KANSAS.

The Planning Commission recommends approval subject to:

- A. The vacation ordinance shall exclude the west 10 feet of the application area.
- B. Any relocation or reconstruction of utilities necessitated by this vacation shall be at the sole expense of the applicant.
- C. All proceedings shall be without cost to the City, County, or any utility company.

Bayouth moved, Hansen seconded and it carried unanimously. Gardner and Goebel were absent. (9-22-83)

ACTION: Approve the vacation request as recommended by the Metropolitan Area Planning Commission and place the ordinance on first reading.

VACATION CASE DATA

Legal Description: The utility easement platted on the south one foot of the north five feet of Lot 8, Block 2, Red Oaks First Addition.

General Location: west side of Red Oaks in an area south of Harry.

Applicant: Dean A. Murray
9103 W. Central, 67212

Protestors (if any): None

(97987) (Published in The Daily Record Oct. 14, 1983)

ORDINANCE NO. 38-531

AN ORDINANCE VACATING A PORTION OF THE PLATTED FIVE-FOOT UTILITY EASEMENT ALONG THE NORTH LINE OF LOT 8, BLOCK 2, RED OAKS FIRST ADDITION, SEDGWICK COUNTY, KANSAS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. That the portion of platted utility easement described as follows, to-wit:

The south one foot of the north five feet, except the west ten feet thereof, Lot 8, Block 2, Red Oaks First Addition, Sedgwick County, Kansas; (MAPC NO. V-1214);

be and the same is hereby vacated in accordance with K.S.A. 13-443, subject, however, to the concurrence in such vacation by the Board of County Commissioners as by law provided.

SECTION 2. That it is hereby recommended to the Board of County Commissioners of Sedgwick County, Kansas, that said above described easement be vacated by said Board in case a proper petition is filed under the provisions of K.S.A. 12-504, 12-505 and K.S.A. 12-506.

SECTION 3. That this Ordinance shall be in force and take effect from and after its passage and publication once in the official city paper.

PASSED AND APPROVED at Wichita, Kansas this 11th day of October, 1983.

ATTEST:

Margalee Wright, Mayor

Donald C. Gisick, City Clerk

(SEAL)

