

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO
BOARD OF CITY COMMISSIONERS

REQUEST FOR VACATION

CASE NO. V- 1190

CONSIDERED BY:

SUBDIVISION COMMITTEE: 5-26-83

PLANNING COMMISSION: 6-2-83

REQUEST FOR VACATION OF: utility easements

LOCATION: on Bluestem and Beech in an area west of Webb Road

LEGALLY DESCRIBED AS:

The 10-foot easement common to Lots 8 and 9, except the north 10 feet thereof, Block 4;
The north 2 feet of the 10-foot easement adjacent to the south line of Lot 11, except the west 10 feet thereof, Block 3;
The 10-foot easement common to Lots 12 and 13, except the west 10 feet thereof, Block 3;
The 10-foot easement common to Lots 17 and 18, except the south 10 feet thereof, Block 3;
The 10-foot easement common to Lots 21 and 22, except the south 10 feet thereof, Block 3; all in First Addition to Cedar Ridge.

REASON FOR REQUEST: To allow the adjustment of lot lines for construction of duplexes

NAME OF APPLICANT: Red Oaks, Inc.
1231 S. Longfellow, Wichita, 67207

REPRESENTATIVE FOR APPLICANT: Baughman Company, P.A.

PROTESTORS, IF ANY: None

PLANNING COMMISSION RECOMMENDATION: Approve the vacation request subject to:

- A. The applicant shall grant the south 2 feet of the north 12 feet of Lot 12, Block 3, as additional utility easement. (Note: has been granted).
- 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.

Gardner moved, Goebel seconded and it carried unanimously.
One vacancy.

ATTACHMENTS: Ordinance, (Approved as to form by the Department of Law)
Alternate utility easement.

ACTION: Approve the request as recommended by the Metropolitan Area Planning Commission and place the ordinance on its first reading.
Accept the utility easement and instruct the City Clerk to file it with the Register of Deeds, the recording cost of which shall be billed to the applicant.

(97005) (Published in The Daily Record July 22, 1983)

ORDINANCE NO. 38-426

AN ORDINANCE VACATING CERTAIN UTILITY EASEMENTS
IN BLOCKS 3 AND 4, FIRST ADDITION TO CEDAR RIDGE,
WICHITA, KANSAS.

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

SECTION 1. That the utility easements described as
follows, to-wit:

The 10-foot easement common to Lots 8 and 9,
except the north 10 feet thereof, Block 4;
The north 2 feet of the 10-foot easement adjacent
to the south line of Lot 11, except the west 10
feet thereof, Block 3;
The 10-foot easement common to Lots 12 and 13,
except the west 10 feet thereof, Block 3;
The 10-foot easement common to Lots 17 and 18,
except the south 10 feet thereof, Block 3;
The 10-foot easement common to Lots 21 and 22,
except the south 10 feet thereof, Block 3; all
in First Addition to Cedar Ridge, Wichita, Kansas;
(MAPC NO. V-1190);

be and the same are 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 easements 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 19th
day of July, 1983.

ATTEST:

Margalee Wright, Mayor

Donald C. Gisick, City Clerk

(SEAL)

PART OF
FIRST ADDITION TO CEDAR RIDGE

