

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO BOARD OF CITY COMMISSIONERS

REQUEST FOR VACATION

CASE NO. V- 1189

CONSIDERED BY:
SUBDIVISION COMMITTEE: 5-26-83
PLANNING COMMISSION: 6-2-83

REQUEST FOR VACATION OF: portion of platted setback

LOCATION: northeast corner of 9th and West Streets

LEGALLY DESCRIBED AS:

Commencing at a point thirty-five feet east and seventeen feet south of the northwest corner of Lot 1, Tusler Addition, Wichita, Kansas; thence west three feet; thence south thirty-four feet; thence east three feet; thence north thirty-four feet to the point of beginning;

REASON FOR REQUEST: to accomodate a building expansion consisting of a glass solarium dining area

NAME OF APPLICANT: Golden Corral Corporation, P.O. Box 29502 Raleigh, North Carolina, 27626

REPRESENTATIVE FOR APPLICANT: Andrew Clement

PROTESTORS, IF ANY: None

PLANNING COMMISSION RECOMMENDATION:

Approve the vacation subject to all proceedings being 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)

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

Harry McNeil

(97456) (Published in The Daily Record June 24, 1983)

ORDINANCE NO. 38-373

AN ORDINANCE VACATING A PORTION OF THE PLATTED BUILDING SETBACK FROM WEST STREET ON LOT 1, TUSLER ADDITION, WICHITA, KANSAS.

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

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

Commencing at a point thirty-five feet east and seventeen feet south of the northwest corner of Lot 1, Tusler Addition, Wichita, Kansas; thence west three feet; thence south thirty-four feet; thence east three feet; thence north thirty-four feet to the point of beginning; (MAPC No. V-1189);

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 building setback 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 21ST day of June, 1983.

ATTEST:

Margalee Wright, Mayor

Donald C. Gisick, City Clerk

(SEAL)

WEST
THUNDERBIRD
2ND AVE

ZAB66

MESSNER
ADD. 1

MCINTOSH
ADD. 1

TUSLER
ADD. 1

PART
GOLDEN

5

9

AVE.

ZOO

GARDENS

6

5

GARDENS

MO. PAC. R. E.

VERDA

VERDA CT.

AVE.

BICKEL

AVE.
MO. PAC.

NINTH

BANNON
ADD. 1

NEWTON

7

6

7-2331

ILLINOIS

8

13

12

19

EIGHTH

ST.

MALONE'S
2ND ADD

A

2

AVE.

1

4

5

20

ST.

1

4

5

20

43

17

14

12

11

7

8

28