

RECOMMENDATION FROM METROPOLITAN AREA PLANNING COMMISSION TO
BOARD OF CITY COMMISSIONERSREQUEST FOR VACATION

CASE NO. V- 1186

CONSIDERED BY:

SUBDIVISION COMMITTEE: 5-12-83

PLANNING COMMISSION: 5-19-83

REQUEST FOR VACATION OF: portion of platted building setback

LOCATION: east side of Rock Road in an area north of Bluestem Lane

LEGALLY DESCRIBED AS:

Beginning at a point 50 feet north and 25 feet east
of the southwest corner of Lot 1, Block 2, Cedar
Lakes Village Second Addition; thence north 200
feet; thence west five feet; thence south 200 feet;
thence east five feet to the point of beginning.

REASON FOR REQUEST: To clear existing encroachments

NAME OF APPLICANT: Brookwood Apartments, a Kansas General Partnership
201 S. Oliver
Wichita, Kansas 67218

REPRESENTATIVE FOR APPLICANT: Robert D. Friesen

PROTESTORS, IF ANY: None

PLANNING COMMISSION RECOMMENDATION: Approve the vacation request
subject to all proceedings being without cost to the City,
County, or any utility company.

Lofton moved, Chisholm seconded and it carried unanimously. Goebel was
absent. 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.

(97403) (Published in The Daily Record June 9, 1983)

ORDINANCE NO. 38-363

AN ORDINANCE VACATING A PORTION OF THE
PLATTED TWENTY-FIVE FOOT SETBACK FROM
ROCK ROAD ON LOT 1, BLOCK 2, CEDAR LAKES
VILLAGE SECOND ADDITION TO WICHITA,
SEDGWICK COUNTY, KANSAS.

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

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

Beginning at a point 50 feet north and 25 feet
east of the southwest corner of Lot 1, Block 2,
Cedar Lakes Village Second Addition to Wichita,
Sedgwick County, Kansas; thence north 200 feet;
thence west 5 feet; thence south 200 feet; thence
east 5 feet to the point of beginning; (MAPC NO.
V-1186);

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 7th
day of June, 1983.

ATTEST:

Margalee Wright, Mayor

Donald C. Gisick, City Clerk

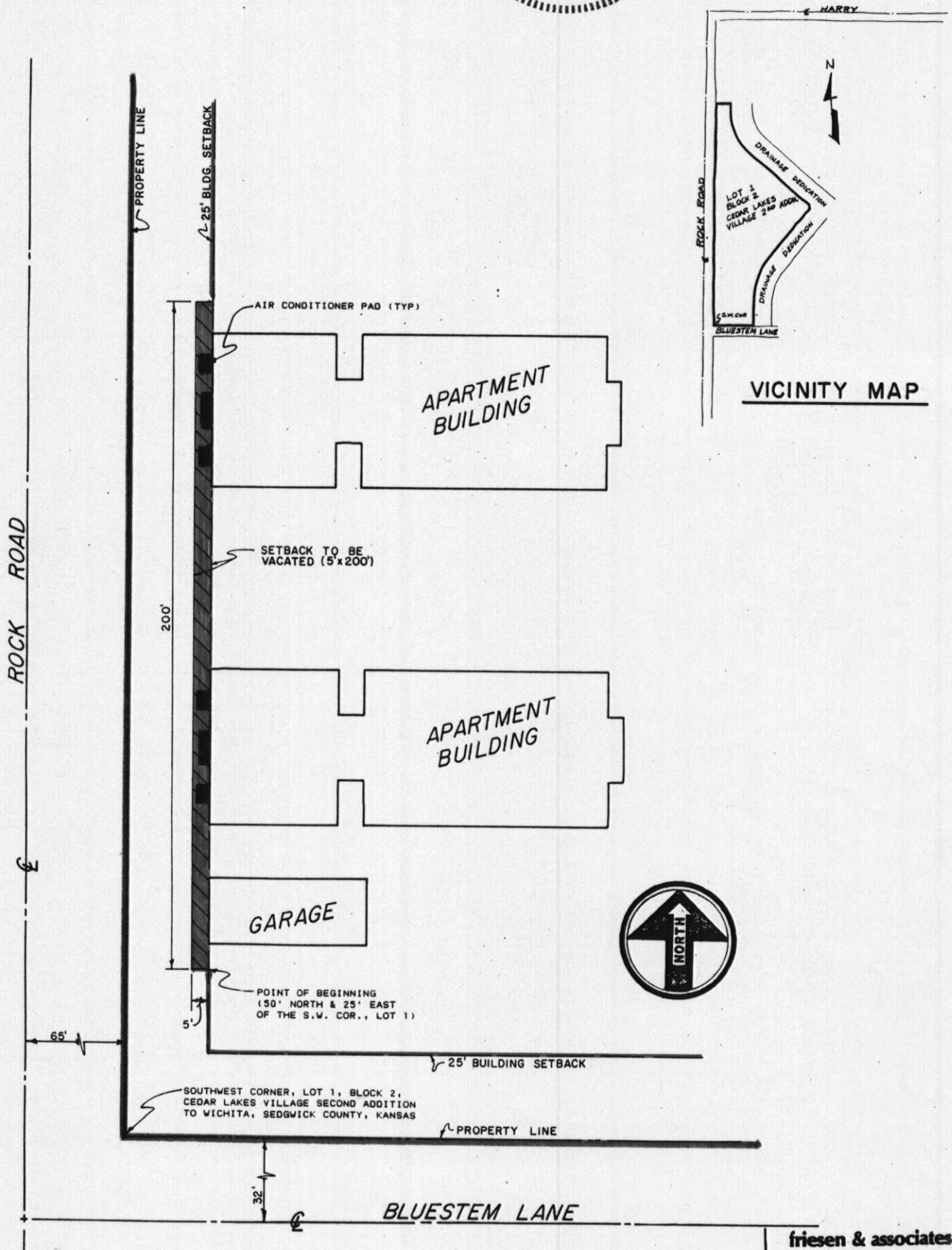
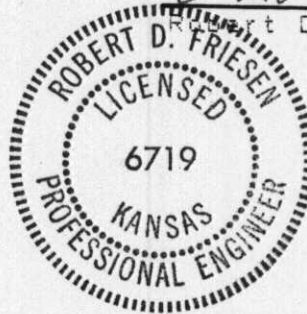
(SEAL)

STATE OF KANSAS)
) S.S.
COUNTY OF SEDGWICK)

I, Robert D. Friesen, P.E. Licensed Professional Engineer in aforesaid County and State, do hereby certify that the attached sketch is a true and correct representation of a survey made by me on April 25, 1983.

DATE: April 25, 1983

Robert D. Friesen
Robert D. Friesen P.E.



friesen & associates
engineers & surveyors
P.O. Box 17003
Wichita, Ks. 67217
(316) 529-1675

V-1186