

RECOMMENDATION FROM MAPC TO BOARD OF CITY COMMISSIONERS

V-1241 - VACATION OF CERTAIN UTILITY EASEMENTS IN McDERMOTT ADDITION AND GORGES ADDITION LOCATED ON THE EAST SIDE OF OLIVER IN AN AREA NORTH OF THE KANSAS TURNPIKE.

The Planning Commission recommends approval subject to:

1. The applicant shall make satisfactory arrangements with K.G. and E. for relocation of their equipment from the easement. (Note: arrangements have been made).
2. Any relocation or reconstruction of utilities necessitated by this vacation shall be at the sole expense of the applicant.
3. All proceedings shall be without cost to the City, County, or any utility company.

Bayouth moved, Goebel seconded and it carried unanimously. Chisholm and Wilson were absent. (2-23-84)

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 8-foot utility easement along the south line of McDermott Addition, except the intersecting 8-foot easement along the southeasterly line of said Lot 1; AND The 10-foot utility easement along the north line of Lot 2, Block A, Gorges Addition, except the intersecting 10-foot easement along the southeasterly line of said Lot 2.

Applicant: Gorges Brothers Volvo, Inc.
2660 S. Oliver, 67210

Protestors (If any): None

(98685) (Published in The Daily Record MARCH 23, 1984)

ORDINANCE NO. 38-750

AN ORDINANCE VACATING CERTAIN PLATTED UTILITY EASEMENTS IN McDERMOTT ADDITION TO WICHITA, KANSAS AND GORGES ADDITION TO WICHITA, SEDGWICK COUNTY, 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 8-foot utility easement along the south line of Lot 1, McDermott Addition to Wichita, Kansas, except the intersecting 8-foot easement along the southeasterly line of said Lot 1; AND

The 10-foot utility easement along the north line of Lot 2, Block A, Gorges Addition to Wichita, Sedgwick County, Kansas, except the intersecting 10-foot easement along the southeasterly line of said Lot 2; (MAPC NO. V-1241);

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 20TH
day of MARCH, 1984.

ATTEST:

Margalee Wright, Mayor

Donald C. Gisick, City Clerk

(SEAL)

DALE FREY ADD.

1
CHILTON
ADD. 2

MC DERMOTT
ADD. 1

2
GORGES
ADD. 4

OLIVER

KANSAS

TURNPIKE