

VACATION HEARING

RECOMMENDATION FROM MAPC TO BOARD OF CITY COMMISSIONERS

V-1357 - VACATION OF A PORTION OF A PLATTED BUILDING SETBACK
GENERALLY LOCATED ON THE EAST SIDE OF WATER STREET BETWEEN
2ND AND 3RD STREETS.

NOTE: The City Clerk will certify as to proper publication of notice of hearing and filing of written protest.

A petition for the above-identified vacation request has been filed in the Office of the City Clerk. The Planning Commission recommends that the Board of City Commissioners find that no private rights will be injured or endangered and the public will suffer no loss or inconvenience by granting by order the vacation request subject to:

- A. Proper publication of notice of public hearing.
- B. The absence of proper written protest filed with the City Clerk.
- C. All proceedings being without cost to the City, County or any utility company.

ACTION: Close the public hearing, approve the vacation request, authorize the Mayor to sign the Vacation Order and instruct the City Clerk to file a certified copy of the order with the Sedgwick County Register of Deeds.

VACATION CASE DATA

LEGAL DESCRIPTION:

From the southeast corner of Block 2, Administrative Center to Wichita, Sedgwick County, Kansas, north along the east line of said Block 2, a distance of 104.34 feet; thence west at an included angle of 90°00'00", a distance of 330.59 feet to the point of beginning; thence continuing west, a distance of 17.74 feet; thence north 27.55 feet to a point on a curve to the right having a radius of 372.83 feet; thence southeasterly along said curve to the right and through a central angle of 05°02'12", a distance of 32.78 feet to the point of beginning.

APPLICANT: Epic Center, Inc., Attn.: Jack Allen, 1530 South Oliver, Wichita, KS 67218

PROTESTORS: None before the Subdivision Committee or Metropolitan Area Planning Commission.

BEFORE THE BOARD OF CITY COMMISSIONERS
OF THE CITY OF WICHITA, SEDGWICK COUNTY, KANSAS

MICROFILMED
OF RECORD

IN THE MATTER OF THE VACATION OF A PORTION OF
A 20-FOOT BUILDING SETBACK.

GENERALLY LOCATED ON THE EAST SIDE OF WATER
STREET BETWEEN 2ND AND 3RD STREETS. (V-1357)

MORE FULLY DESCRIBED BELOW

STATE OF KANSAS } SS
SEDGWICK COUNTY }
FILED FOR RECORD AT
8:00 P.M.

FEB 6 1986

NO. 7 88986
PAT KETTLER
REGISTER OF DEEDS

VACATION ORDER

NOW on this 26th day of November, 1985, comes on for hearing the petition for vacation filed by Epic Center, Inc. praying for the vacation of the following-described building setback, to-wit:

From the southeast corner of Block 2, Administrative Center to Wichita, Sedgwick County, Kansas, north along the east line of said Block 2, a distance of 104.34 feet; thence west at an included angle of 90°00'00", a distance of 330.59 feet to the point of beginning; thence continuing west, a distance of 17.74 feet; thence north 27.55 feet to a point on a curve to the right having a radius of 372.83 feet; thence southeasterly along said curve to the right and through a central angle of 05°02'12", a distance of 32.78 feet to the point of beginning.

The City Commission, after being duly and fully informed as to fully understand the true nature of this petition and the propriety of granting the same, makes the following findings:

1. That due and legal notice has been given by publication as required by law, by publication in the Daily Record of notice of this vacation proceeding for consecutive weeks on NOV 13 & 20, 1985.
2. No private rights will be injured or endangered by the vacation of the above-described building setback, and the public will suffer no loss or inconvenience thereby.
3. In justice to the petitioner(s) the prayer of the petition ought to be granted.
4. No written objection to said vacation has been filed with the City Clerk by any owner or adjoining owner who would be a proper party to the petition.
5. The vacation of the building setback described herein should be approved.

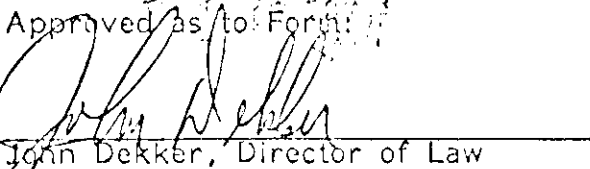
IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this 26th day of November, 1985, ordered that the above-described building setback is hereby vacated. IT IS FURTHER ORDERED that the City Clerk shall certify a copy of this order to the Register of Deeds of Sedgwick County.


R. C. Brown, Mayor

ATTEST:


Donald C. Gisick, City Clerk

Approved as to Form:


John Dekker, Director of Law

City Clerk

DO NOT REMOVE

