

Agenda Item # _____

City of Wichita
City Commission Meeting
January 7, 1986

Agenda Report # _____

TO: Mayor and City Commissioners

SUBJECT: V-1356 - VACATION OF PLATTED ACCESS CONTROL, GENERALLY
LOCATED SOUTH OF KELLOGG AND EAST OF GOVERNEOUR.

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning & Zoning

MAPC Recommendation: Approve vacation of access controls.

Background: Chrysler Realty Corporation, 6916 W. 66th Street, Overland Park, Kansas 66202, has requested this vacation of access control to allow curb cuts to Gouverneur and Whittier.

Analysis: The Planning Commission recommends the City Commission find: (1) that no private rights will be injured or endangered; and (2) the public will suffer no loss or inconvenience by granting by order the vacation, subject to:

1. Proper publication of notice of public hearing;
2. The absence of proper written protest filed with the City Clerk;
3. All proceedings being without cost to the City, County or any utility company; and
4. The vacation order shall exclude from vacation the "complete access control" platted to Gouverneur Street from the south 84 feet of the lot.
5. Prior to this vacation case being scheduled for Board of City Commissioners review, the Board of Zoning Appeals shall approve the proposed curb cuts to both streets.

Legal Considerations: The City Clerk certifies as to proper notification and no filing of written protest.

Recommendations/Action: Close public hearing, approve vacation, authorize the Mayor to sign the Vacation Order; and record certified copy of Order, recording costs to be billed to owner.

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

IN THE MATTER OF THE VACATION OF ACCESS
CONTROLS.

GENERALLY LOCATED SOUTH OF KELLOGG AND
EAST OF GOVERNEOUR. (V-1356)

MORE FULLY DESCRIBED BELOW

STATE OF KANSAS } 55
SEDGWICK COUNTY }
FILED FOR RECORD AT
8:00 AM

JAN 24 1986

NO. 7 87226
PAT KETTLER
REGISTER OF DEEDS

MICROFILMED
OF RECORD

Ed Reed
Deputy

VACATION ORDER

NOW on this 7th day of January, 1986, comes on for hearing the petition for vacation filed by Chrysler Realty Corporation praying for the vacation of the following described access controls, to-wit:

SEE EXHIBIT "A"

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:

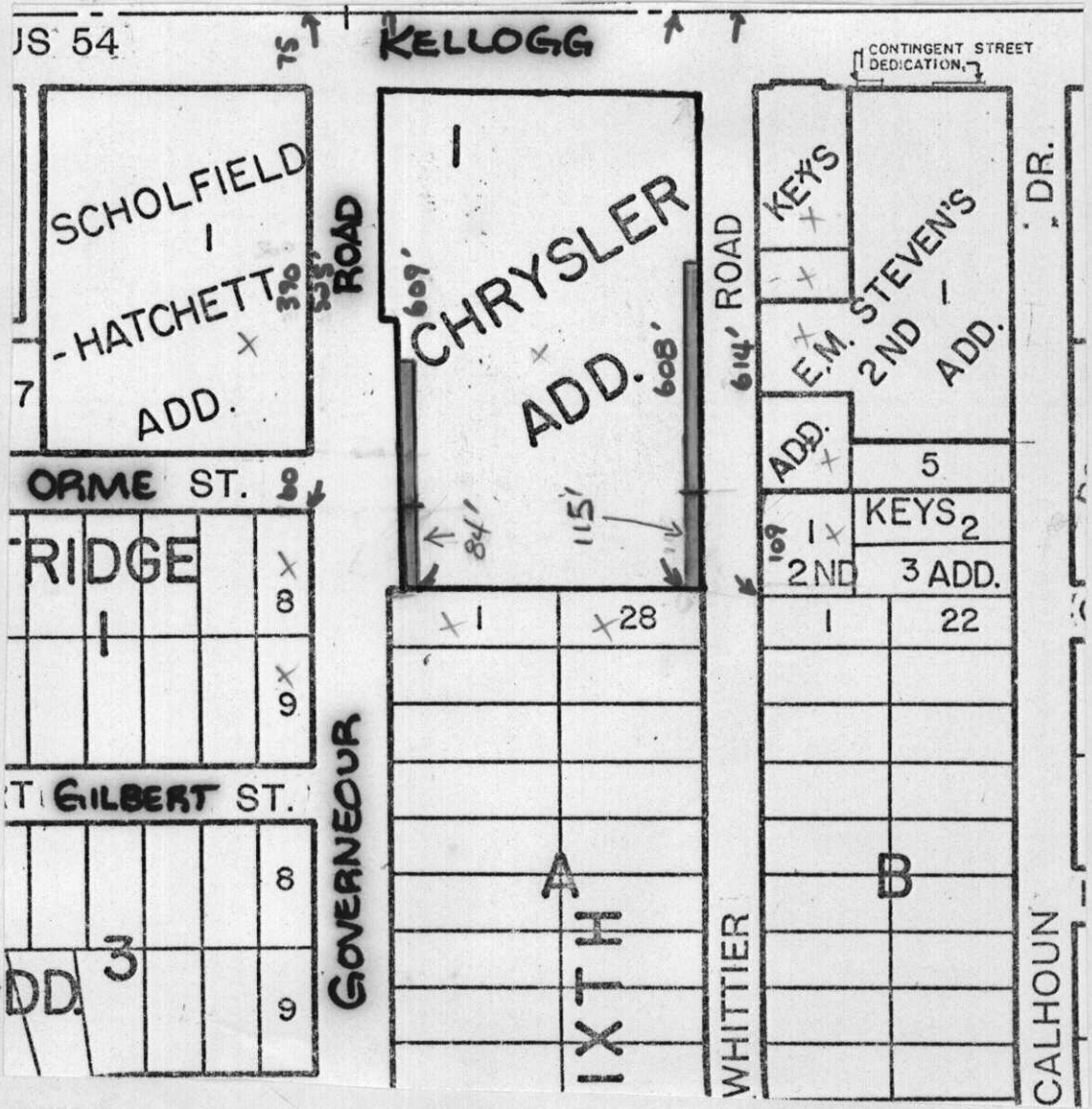
1. That due and legal notice has been given by publication as required by law, by publication in the Daily Record of notice of this vacation proceeding for consecutive weeks on REC 19 426, 1985.
2. No private rights will be injured or endangered by the vacation of the above-described access controls, 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 access controls described herein should be approved.

IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this 7th day of January, 1986, ordered that the above-described access controls are 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
R. C. Brown, Mayor

ATTEST:

Donald C. Giesick
Donald C. Giesick, City Clerk



APPLICATION FILED 9/30/85

POSTED TO ATLAS _____

NOTICES SENT _____

S/D COMM. ACTION 10/24/85 *appr.*

DEPT. REPORT _____

M.A.P.C. ACTION 10/31/85 *approval*

DEPT. REPORT _____

ORD/RES. SUBMITTED _____

APPROVED BY DEPT OF LAW _____

B.C.C. ACTION 1-7-86 *Approved*

ORD/RES 787226 PUBLISHED _____

BD. CO. CO. ACTION _____

ORDER TO VACATE RECORDED 1-24-86

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