

City of Wichita  
City Council Meeting  
September 1, 1987

Agenda Report # \_\_\_\_\_

TO: Mayor and City Council Members

SUBJECT: V-1416 - REQUEST TO VACATE A PLATTED PRIVATE STREET AND DRAINAGE AND UTILITY EASEMENTS.

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

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Staff Recommendation: Approve vacation of private street and drainage and utility easements.

MAPC Recommendation: Approve vacation of private street and drainage and utility easements. (unanimous)

Location: Generally located in an area west of Santa Fe and north of Murdock. (District #1).

Applicant: St. Francis Regional Medical Center, Attention: Alan McLeod,  
929 N. St. Francis, Wichita, KS 67214

Site Size: A 70-foot wide strip of property measuring approximately 875 feet in length.

Current Zoning: "C" (Commercial)

Background: This vacation case has been requested in order to provide additional buildable area for construction of an addition onto the east side of St. Francis Hospital. The water petition is 100% and guarantees relocation of a water main and fire hydrants from the utility easement being vacated. The applicant has made satisfactory arrangements with K.G.&E. and the Gas Service Company for relocation of these companies' facilities from the vacated easement. The vacation request has been reviewed and approved by the Planning Commission, subject to conditions.

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

Recommendations/Action: Close public hearing; approve water petition and instruct staff to prepare resolution; approve vacation; authorize the Mayor to sign the Vacation Order; and record certified copy of Order, recording costs to be billed to:

755-68-350-50000-295-000-000

BEFORE THE CITY COUNCIL OF THE CITY OF WICHITA, SEDGWICK COUNTY, KANSAS

IN THE MATTER OF THE VACATION OF A PRIVATE STREET AND EASEMENTS

GENERALLY LOCATED WEST OF SANTA FE AND NORTH OF MURDOCK (V-1416)

MORE FULLY DESCRIBED BELOW

Approved - Accepted By City Council SEP 1 1987

This \_\_\_\_\_

STATE OF KANSAS SEDGWICK COUNTY FILED FOR RECORD AT 1:00 P.M.

MICROFILMED OF RECORD

SEP 10 1987

NO. 9 06360

PAT KETTLER REGISTER OF DEEDS

VACATION ORDER

Ed Reed Deputy

NOW on this 1st day of September, 1987, comes on for hearing the petition for vacation filed by St. Francis Regional Medical Center, praying for the vacation of the following described private street and easements, to-wit:

- That portion of a 70-foot private street (St. Francis Avenue), utility and drainage easement in Lot 1, Block 1, St. Francis Regional Medical Center 2nd Addition lying between the south line of 9th Street (private street) and the northerly line of St. Francis Avenue.

The City Council, 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 AUGUST 19 & 26, 1987.
2. No private rights will be injured or endangered by the vacation of the above-described private street and easements, 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 private street and easements described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 1st day of September, 1987, ordered that the above-described private street and easements 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.

ATTEST

Signature of Dale E. Rea, Deputy City Clerk

Approved as to Form:

Signature of Thomas Powell, Interim Director of Law

Thomas Powell, Interim Director of Law

9.00

city clerk

Robert G. Knight, Mayor

State of Kansas Sedgwick County City of Wichita DALE E. REA Deputy City Clerk of the City of Wichita, Kansas, hereby certifies that the document is a true and correct copy of the original as submitted to the City Clerk.

Signature of Dale E. Rea, Deputy City Clerk

