

City of Wichita
City Commission Meeting
August 19, 1986

Agenda Report # _____

TO: Mayor and City Commissioners

SUBJECT: V-1407 - REQUEST TO VACATE ACCESS CONTROL, LOCATED SOUTH OF CENTRAL, IN AN AREA WEST OF FLORENCE.

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

MAPC Recommendation: Approve vacation of access control.

Background: Bill Lee, 3010 S. Euclid, Wichita, KS 67217, is requesting this vacation to permit two driveways to Central Avenue.

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 retain "access control except for one opening per lot" to Central across the north line of the lots.

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 PLATTED
ACCESS CONTROL.

GENERALLY LOCATED ON THE SOUTH SIDE OF
CENTRAL, IN AN AREA WEST OF FLORENCE. (V-1407)

MORE FULLY DESCRIBED BELOW

) Approved by Board of Commissioners

) this AUG 19 1986

STATE OF KANSAS } 63
SEDGWICK COUNTY }
FILED FOR RECORD AT
3:30 PM

MICROFILMED
OF RECORD

AUG 25 1986

VACATION ORDER

Ed Peralta
Deputy NO. 8 28239
PAT KETTLER
REGISTER OF DEEDS

NOW on this 19th day of August, 1986, comes on for hearing the petition for vacation filed by Billy J. and Donna M. Lee, praying for the vacation of the following described access control, to-wit:

All abutter's rights of access to or from Central Avenue over and across the north line of Lot 1, except the east 15.0' and over and across the north line of Lot 2, except the west 15.0' thereof, as platted in West City Addition to Wichita, Kansas. (V-1407)

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 AUG. 6 & 13 1986.
2. No private rights will be injured or endangered by the vacation of the above-described access control, 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. "Access control except for one opening per lot" is hereby retained across the north line of the subject lots.
6. The vacation of the access control described herein should be approved.

IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this 19th day of August, 1986, ordered that the above-described access control 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.

Tony Casado
Tony Casado, Mayor

ATTEST:

Donald C. Crick
Donald C. Crick, City Clerk

Approved as to Form:

500 *John Dekker*
John Dekker, Director of Law

city clerk

CENTRAL AVE.

1 ALTON POWELL	2	3 1ST ADD.	WESTEX 1 ADD. 2	WEST CITY 1 ADD. 2
			5	
			7	
10			9	

AVE.

BERNING 1		1
		3
7	NEVADA ST.	4 BETTY POWELL 3 ADD. 2

ST.

EXCEP	
1	
WES CEN. ADD.	
3	3
8	5

WEST ST.

ADDITION