

City of Wichita
City Commission Meeting
June 24, 1986

Agenda Report # _____

TO: Mayor and City Commissioners

SUBJECT: V-1397 - REQUEST TO VACATE STREET RIGHT-OF-WAY, LOCATED ON THE NORTH SIDE OF 47TH STREET SOUTH, BETWEEN K-15 AND OLIVER.

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

MAPC Recommendation: Approve vacation of street right-of-way.

Background: Boeing Military Airplane Company, Mail Stop K15-18, 3801 S. Oliver, Wichita, KS 67210, is requesting this vacation to reclaim right-of-way in excess of the 50-foot wide half-street right-of-way standard for an arterial street.

Analysis: The Planning Commission recommends City Commission adopt a resolution recommending that the County Commission approve this vacation subject to:

1. All proceedings being without cost to the City, County or any utility company; and
2. Any relocation or reconstruction of utilities necessitated by this vacation shall be at the sole expense of the applicant.
3. The vacation Resolution shall retain the vacated street right-of-way as a utility easement.

Legal Considerations: This request for vacation is located on property outside the City of Wichita, but within three miles thereof. As such, no petition, publication of notification or public hearing is required before the Board of City Commissioners.

Recommendations/Action: Approve vacation; adopt resolution; record resolution, recording costs to be billed to owner.

RESOLUTION

A RESOLUTION APPROVING THE VACATION OF STREET
RIGHT-OF-WAY DESCRIBED AS:

Commencing at the southeast corner of the Southwest Quarter of the Southeast Quarter of Section 14, Township 28S, Range 1E of the 6th PM, Sedgwick County, Kansas; thence N 0° 49' 10" W, on a grid bearing along the east line of the Southwest Quarter of the Southeast Quarter of said section, 55.51 feet to the point of beginning, said point also being on the north right-of-way line of 47th Street South; thence S 88° 13' 41" W, along a line parallel to the south line of said quarter, 1,125.14 feet; thence S 83° 43' 0" E, 39.25 feet; thence N 88° 13' 41" E, 1,086.18 feet to said east line; thence N 0° 49' 10" W, along said east line 5.50 feet to the point of beginning; containing 0.1391 acres, more or less.

WHEREAS, there has been filed in the office of the Wichita-Sedgwick County Metropolitan Area Planning Department, proceedings for the vacation of street right-of-way described as:

Commencing at the southeast corner of the Southwest Quarter of the Southeast Quarter of Section 14, Township 28S, Range 1E of the 6th PM, Sedgwick County, Kansas; thence N 0° 49' 10" W, on a grid bearing along the east line of the Southwest Quarter of the Southeast Quarter of said section, 55.51 feet to the point of beginning, said point also being on the north right-of-way line of 47th Street South; thence S 88° 13' 41" W, along a line parallel to the south line of said quarter, 1,125.14 feet; thence S 83° 43' 0" E, 39.25 feet; thence N 88° 13' 41" E, 1,086.18 feet to said east line; thence N 0° 49' 10" W, along said east line 5.50 feet to the point of beginning; containing 0.1391 acres, more or less.

WHEREAS, said Department has given notice of such proceedings to all adjoining property owners of a public hearing to be held before the Wichita-Sedgwick County Metropolitan Area Planning Commission; and

WHEREAS, such a public hearing was held by the Wichita-Sedgwick County Metropolitan Area Planning Commission on June 12, 1986;

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. That the street right-of-way, described as follows, to wit:

CASE NO. V-1397

Commencing at the southeast corner of the Southwest Quarter of the Southeast Quarter of Section 14, Township 28S, Range 1E of the 6th PM, Sedgwick County, Kansas; thence N 0° 49' 10" W, on a grid bearing along the east line of the Southwest Quarter of the Southeast Quarter of said section, 55.51 feet to the point of beginning, said point also being on the north right-of-way line of 47th Street South; thence S 88° 13' 41" W, along a line parallel to the south line of said quarter, 1,125.14 feet; thence S 83° 43' 0" E, 39.25 feet; thence N 88° 13' 41" E, 1,086.18 feet to said east line; thence N 0° 49' 10" W, along said east line 5.50 feet to the point of beginning; containing 0.1391 acres, more or less.

Be and the same is approved for vacation.

SECTION 2. The vacated street right-of-way is hereby retained as a utility easement.

SECTION 3. That it is hereby recommended to the Board of County Commissioners of Sedgwick County, Kansas, that the said above-described street right-of-way be vacated in the event that a proper petition is filed under the provisions of Kansas Statutes Annotated, 58-2613, 58-2614 and 58-2615.

SECTION 4. That this resolution 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 24th day of June, 1986.

Tony Casado, Mayor

ATTEST:

Donald C. Gisick, City Clerk (Seal)

SUMNERLAND

14



SOUTHEAST BLVD

CT

OLIVER

4700 So

47th St So.

JONQUIL CL

BLUFF CT

FAIRHAVEN CL

CT

DEER LAKE

CT

A