

City of Wichita
City Commission Meeting
March 18, 1986

Agenda Report # _____

TO: Mayor and City Commissioners

SUBJECT: V-1379 - VACATION OF PLATTED ACCESS CONTROL, GENERALLY
LOCATED ON THE SOUTH SIDE OF HARRY STREET, IN AN AREA
EAST OF ROCK ROAD.

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

MAPC Recommendation: Approve vacation of access control.

Background: Harriett Morris, c/o Walter Morris and Son, 128 South Dellrose, Wichita, Kansas 67208, has requested this vacation of access control to allow the construction of two driveways.

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;
4. The Vacation Order shall retain "Access control except for two (2) openings" to Harry Street, across the north line of Lot 1, Block 1, Cedar Lakes Village 3rd Addition to Wichita, Sedgwick County, Kansas; and
5. The applicant shall submit a signed Vacation Petition.

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.

Approved by Board of Commissioners
this MAR 18 1986

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 HARRY,
IN AN AREA EAST OF ROCK ROAD. (V-1379)

MORE FULLY DESCRIBED BELOW

MICROFILMED
OF RECORD

STATE OF KANSAS }
SEDGWICK COUNTY } 55
FILED FOR RECORD AT
100 P.M.

MAR 27 1986

NO. 7 96851
PAT KETTLER
REGISTER OF DEEDS

VACATION ORDER

*Ed Reed
Deputy*

NOW on this 18th day of March, 1986, comes on for hearing the petition for vacation filed by Harriet Morris praying for the vacation of the following described access control, to-wit:

"Access control except for one opening" platted to Harry Street across the north line of Lot 1, Block 1, Cedar Lakes Village 3rd Addition to Wichita, Sedgwick County, Kansas.

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 MARCH 5-12, 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 two (2) openings" is hereby retained.
6. The vacation of the access control described herein should be approved.

IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this 18th day of March, 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.

ATTEST:

Donald C. Cisick
Donald C. Cisick, City Clerk

R. C. Brown
R. C. Brown, Mayor

Approved as to Form:

John Dekker
John Dekker, Director of Law

City Clerk

HARRY

ROCK

SILVER

EAST SPUR

DRAINAGE R/W

HADIJSKI
ADD.

LAKES

RES. B

CEDAR

2

3RD.

DRAINAGE

DEDICATION

VILLAGE

RESERVE