

City of Wichita
City Commission Meeting
February 18, 1986

Agenda Report # _____

TO: Mayor and City Commissioners

SUBJECT: V-1371 - VACATION OF UTILITY EASEMENTS, GENERALLY
LOCATED AT THE SOUTHEAST CORNER OF TAFT AND
FLORENCE.

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

MAPC Recommendation: Approve vacation of utility easements.

Background: Ralph Vautravers, c/o Rand Publishing Co., 500 S. Florence, Wichita, KS 67209, has requested this vacation in order to construct a new building to connect three existing buildings. A Letter of Credit for the amount of \$5,000.00 has been submitted as guarantee for sanitary sewer improvements.

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. Any relocation or reconstruction of utilities necessitated by this vacation shall be at the sole expense of the applicant;
5. The applicant shall guarantee the abandonment of the sanitary sewer line existing within a portion of the east/west utility easement being vacated;
6. The applicant shall make satisfactory arrangements with K.G. & E. for removal of their equipment from the north/south utility easement. A letter from K.G. & E. shall be obtained stating that appropriate arrangements have been made.

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

Recommendations/Action: Close public hearing, receive and file Letter of Credit, 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
UTILITY EASEMENTS

GENERALLY LOCATED AT THE SOUTHEAST CORNER OF
FLORENCE AND TAFT. (V-1371)

MORE FULLY DESCRIBED BELOW

Approved by Board of Commissioners
this FEB 18 1986

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

FEB 21 1986

7 91132

NO. PAT KEITLER
REGISTER OF DEEDS

VACATION ORDER

Ed Peral
Deputy

MICROFILMED
OF RECORD

NOW on this 18th day of February, 1986, comes on for hearing the petition for vacation filed by Ralph Vautravers praying for the vacation of the following described utility easements, to-wit:

The east 8 feet of Lot 1, McMillen 2nd Addition to Wichita, Kansas, except the south 5 feet thereof;

AND

The south 16 feet of the north 125 feet of Lot 1, McMillen 2nd Addition to Wichita, Kansas, except the west 10 feet thereof;

AND

The south 16 feet of the north 125 feet of Rand Addition to Wichita, 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 FEB 5 & 12, 1986.

2. No private rights will be injured or endangered by the vacation of the above-described utility 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 utility easements described herein should be approved.

IT IS, THEREFORE, BY THE BOARD OF CITY COMMISSIONERS, on this 18th day of February, 1986, ordered that the above-described utility 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.

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

ATTEST:

Donald C. Gleick
Donald C. Gleick, City Clerk

Approved as to Form:

John Dekker
John Dekker, Director of Law

5.00

City Clerk

TRACY ST.

ST.

1

TAFT

ST.

ADDITION 3

4
ADD

G. M. C. 2

ADDITION

3

15

FLORENCE ST.

ST.

3
MCMILLEN -
2nd ADD.
RAND
ADD.

3
EUREKA
ADD. 2

C. J. I
LUBBER'S
ADD