

City of Wichita
City Council Meeting
December 8, 1987

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: V-1501 - REQUEST TO VACATE COMPLETE ACCESS CONTROLS TO
ROCK ROAD AND 21ST STREET NORTH, LOCATED NEAR THE
NORTHEAST CORNER OF ROCK ROAD AND 21ST STREET NORTH.
(District #2)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of access controls.

MAPC Recommendation: Approve vacation of access controls. (unanimous)

Background: This vacation case provides for the lot at the intersection corner to have two points of access to the adjacent arterial streets. This property is subject to a commercial community unit plan which has been amended to permit the access points. This vacation case is a requirement of the community unit plan. The applicant has reimbursed the City for the special assessments not levied against this property because of the "complete access control" being vacated by this case. 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 vacation; authorize the Mayor to sign the Vacation Order; and record certified copy of Order, recording costs to be billed to:

755-68-360-50000-295-000-000

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

DEC 22 1987

9 23894

IN THE MATTER OF THE VACATION OF PLATTED
ACCESS CONTROLS.

*Ed Reed
Deputy*

NO.
PAT KETTLER
REGISTER OF DEEDS

GENERALLY LOCATED AT THE NORTHEAST CORNER
OF 21ST STREET NORTH AND ROCK ROAD. (V-1501)

) Approved / Accepted By City Council

) This DEC 8 1987

MORE FULLY DESCRIBED BELOW

MICROFILMED
OF RECORD

VACATION ORDER

NOW on this 8th day of December, 1987, comes on for hearing the petition for vacation filed by Independence Commons Company, praying for the vacation of the following described platted access controls, to-wit:

ACCESS TO ROCK ROAD

The north 30 feet of the south 210 feet of the west line of Lot 6, Block 1, Tallgrass Commercial Third Addition.

ACCESS TO 21ST STREET NORTH

The east 30 feet of the west 155 feet of the south line of Lot 6, Block 1, Tallgrass Commercial Third Addition, an addition to Wichita, Sedgwick County, Kansas. (V-1501)

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 NOV. 25 - DEC. 2, 87.
2. No private rights will be injured or endangered by the vacation of the above-described access controls, 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 access controls described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 8th day of December, 1987, ordered that the above-described access controls 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:

Dale E. Reed
Dale E. Reed, Deputy City Clerk

Approved as to Form:

Thomas Powell
Thomas Powell, Interim Director of Law

Robert G. Knight
Robert G. Knight, Mayor

State of Kansas
Sedgwick County
City of Wichita
DALE E. REED, Deputy City Clerk of the City of Wichita, Kansas, hereby certify that the document to which this is affixed is a true and correct copy of the original on file in the office of the City Clerk. Given under my hand and seal of the City of Wichita, Kansas, DEC 18 1987.
Dale E. Reed
Deputy City Clerk

ROCK

22ND ST. NO.

TALLGRASS
COMMERCIAL

1st. ADD.

2

TALLGRASS

INN

TALLGRASS

3

ROCK
RD. CT.

COMMERCIAL

CIR.

ADD.

6 3rd

21ST.
CT.

TARA

21ST. ST. NO.

10

RE