

City of Wichita
City Council Meeting
June 9, 1987

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: V-1464 - REQUEST TO VACATE A PORTION OF TWO PLATTED UTILITY EASEMENTS, LOCATED ON THE SOUTH SIDE OF NANTUCKET, BETWEEN PARKRIDGE AND CHAMBERS.

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

MAPC Recommendation: Approve vacation of utility easements.

Background: Slawson Investment Corp., 8100 E. 22nd Street North, Bldg. 1900, Wichita, KS 67226, is requesting these vacations to permit building across lot lines. Review by the Utility Advisory Committee has verified that the easements are unnecessary.

Analysis: The Planning Commission recommends the City Council 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; and
3. Any relocation or reconstruction of utilities necessitated by this vacation shall be at the sole expense of the applicant.

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:

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

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

IN THE MATTER OF THE VACATION OF A PORTION OF TWO PLATTED UTILITY EASEMENTS.

GENERALLY LOCATED ON THE SOUTH SIDE OF NANTUCKET, BETWEEN PARKRIDGE AND CHAMBERS. (V-1464)

MORE FULLY DESCRIBED BELOW

MICROFILMED OF RECORD

Approved / Accepted By City Council

This JUN 9 1987
STATE OF KANSAS
SEDSWICK COUNTY
FILED FOR RECORD AT
WICHITA

JUN 17 1987
8 89109

VACATION ORDER.

NO. RAT KETTLER
REGISTER OF DEEDS

Ed Rea
Deputy

NOW on this 9th day of June, 1987, comes on for hearing the petition for vacation filed by Slawson Investment Company, praying for the vacation of the following described portions of two platted utility easements, to-wit:

The 10-foot utility easements centered on the common lot lines of Lots 21 and 22, Block 13 and Lots 25 and 26, Block 13, all in Echo Hills, an addition to Wichita, Sedgwick County, Kansas; except the north 15 feet and the south 20 feet thereof. (V-1464)

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 MAY 27 & JUNE 3, 1987.
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 CITY COUNCIL, on this 9th day of June, 1987, 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.

ATTEST:

Dale E. Rea
Dale E. Rea, Deputy City Clerk

Robert G. Knight
Robert G. Knight, Mayor

Approved as to Form:

Thomas R. Powell
Thomas Powell, Interim Director of Law

State of Kansas)
Sedgwick County)
City of Wichita)
Dale E. Rea, Deputy City Clerk of the City of Wichita, Kansas, hereby certify that the document to which this is attached is a true and correct copy of the original on file in the office of the City Clerk. Given under the seal of the City of Wichita, Kansas, this 15th day of June, 1987.

JUN 15 1987
Dale E. Rea
Deputy City Clerk

119th ST. W.

13

PINE GROVE

14

11

12

JUDITH

20

21

NANTUCKET

CHAMBERS

14

7

28

23

15

PARKRIDGE CT.

14TH ST. CIR.

26

19

18

PARKRIDGE

12

20

21

23

24

25

26

27

28

13th ST. NO.