

Planning Agenda Item # _____

City of Wichita
City Council Meeting
February 14, 1989

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1584 - REQUEST TO VACATE A PORTION OF A PLATTED UTILITY EASEMENT LOCATED NORTH OF CENTRAL AND EAST OF ROCK ROAD.
(District #2)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of a utility easement.

MAPC Recommendation: Approve vacation of a utility easement. (unanimous)

Background: The applicant wishes to use the area being vacated for expansion of an existing structure. City Engineering and the Utility Advisory Committee have indicated that no adverse effects should result from this vacation. 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:

300210-9024

FEB 14 1989

This STATE OF KANSAS)
SEDGWICK COUNTY) SS
FILED FOR RECORD AT
8:00 AM

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

MAR 6 89 0997392

PAT KETTLER
REGISTER OF DEEDS

Ed Rasmussen
Deputy

IN THE MATTER OF THE VACATION OF)
A PORTION OF A PLATTED UTILITY EASEMENT.)
)
GENERALLY LOCATED NORTH OF CENTRAL AND)
EAST OF ROCK ROAD (V-1584).)
)
)
)
MORE FULLY DESCRIBED BELOW)

MICROFILMED
OF RECORD

VACATION ORDER

NOW on this 14th day of February, 1989, comes on for hearing the petition for vacation filed by Brent Wooten, agent for George A. Ablah, praying for the vacation of the following described portion of a platted utility easement, to-wit:

The part of Lot 5, Block 2, Second Addition To Vickridge, Sedgwick County, Kansas, described as commencing at the N.E. Corner thereof; thence west along the north line of said Lot 5, 9 feet; thence south at right angles to the last described line, 16 feet for a place of beginning; thence west parallel with the north line of said Lot 5, 69 feet; thence north at right angles to the last described line, 2.1 feet; thence east parallel with the north line of Lot 5, 69 feet; thence south, 2.1 feet to the place of beginning.

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

800 A

city clerk

Vacation Order V-1584
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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 14th day of February, 1989, ordered that the above-described portion of utility easement 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.



Sheldon Kamen
Sheldon Kamen, Mayor

ATTEST:

John Moir

JOHN MOIR, City Clerk

Approved as to Form:

Thomas R. Powell

Thomas Powell, Director of Law

State of Kansas)
Sedgwick County) ss.
City of Wichita)
I, Dale E. Rea, 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 document on file in the office of the City Clerk. Given under my hand and seal of the City of Wichita, Kansas, this FEB 16 1989
Dale E. Rea Deputy City Clerk

ROCK ROAD

KILLARNEY

ADD.

FIRST

VICKRIDGE

LANE

KILLARNEY

PL

ADD.

TIPPERARY

TO

SHANNON WAY

CORK

DUBLIN

2ND

TIPPERARY

VICKRIDGE

