

Planning Agenda Item # \_\_\_\_\_

City of Wichita  
City Council Meeting  
December 20, 1988

Agenda Report # \_\_\_\_\_

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1574 - REQUEST TO VACATE PLATTED  
ACCESS CONTROL ON THE SOUTH SIDE OF DOUGLAS IN AN  
AREA EAST OF CLIFTON. (District #2)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

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Staff Recommendation: Approve vacation of access control.

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

Background: The site presently has one access opening to Douglas. A new use planned for the site desires an in and out type driveway. City and Traffic Engineering do not oppose the vacation and have requested that the drive be signed for in and out type operations. The Vacation Order indicates the retention of access control except for two openings. 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 hearings; approve vacation; authorize the Mayor to sign the Vacation Order; and record certified copy of the Order. Recording costs to be billed to:

300210-9024

Approved / Accepted By City Council

This DEC 20 1988

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

STATE OF KANSAS } ss  
SEDGWICK COUNTY }  
\$8.00 FOR RECORD AT

JAN 11 89 0989546

PAT KETTLER  
REGISTER OF DEEDS

*Ed [unclear]*

MICROFILMED  
OF RECORD

IN THE MATTER OF THE VACATION OF )  
"ACCESS CONTROL EXCEPT FOR ONE OPENING." )  
 )  
GENERALLY LOCATED ON THE SOUTH SIDE OF )  
DOUGLAS IN AN AREA EAST OF CLIFTON, )  
(V-1574) )  
 )  
 )  
MORE FULLY DESCRIBED BELOW )

VACATION ORDER

NOW on this 20th day of December, 1988, comes on for hearing the petition for vacation filed by Kevin Daves and Greg Johnson, praying for the vacation of the following described Access Control except for one opening, to-wit:

Access Control granted by separate instrument on Film 453 and Page 1023, to Douglas Avenue across the north line of the following described property: The East 100 feet of Lot 2, Block A, Merriman Park Addition to Wichita, Sedgwick County Kansas.

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 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 openings: is hereby retained.
6. The vacation of the access control described herein should be approved.

*8.00*

*city clerk*

V-1574 Vacation Order  
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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 20th day of December, 1988, ordered that the above-described access control except for one opening 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:

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

Approved as to Form:

Thomas Powell  
Thomas Powell, Director of Law

State of Kansas  
Sedgwick County) ss  
City of Wichita )  
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 original on file in the office of the City Clerk. Given under my hand and seal of the City of Wichita, this JAN 6 1988  
Dale E. Rea Deputy City Clerk

DOUGLAS HEIGHT  
30  
31  
34  
35

ZAKAS  
4th - ADD.

YALE

GASSITT 8 -  
3  
MAGILL'S ADD  
4

2

ROOSEVELT

4

QUENTIN

DOUGLAS

RE ADD  
23  
25

CLIFTON

R. TRIMBLE  
ADD -  
SHORT RIDGE  
ADD  
MERRIMAN  
2  
A  
3

AVE.

CIRCLE DR.

ER ADD.

B  
PARK  
BERTSON  
ADD. B  
6  
REABLE -  
ADD. -

SARGENTS  
TERRACE ADD  
6  
7  
16  
34  
MERRIMAN  
PARK  
C  
LOT 1  
24  
SERVE B MERRIMAN