

Planning Agenda Item # _____

City of Wichita
City Council Meeting
October 11, 1988

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: V-1560 - Request to vacate a portion of floodway reserve located east of 135th S. West and north of Forrest View.

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of floodway reserve.

MAPC Recommendation: Approve vacation of floodway reserve.
(unanimous)

Background: A portion of a house and deck of the property owner submitting the vacation request has been found to encroach a floodway reserve. County Engineering has reviewed the vacation and indicates that no detrimental impacts will result by the area involved being vacated. The vacation request has been reviewed and approved by the Planning Commission, subject to conditions.

Legal Considerations: This request for vacation is located on property outside the City of Wichita, but within three miles thereof. As such, no petition, publication of notification or public hearing is required before the Wichita City Council.

Recommendations/Action: Approve vacation; adopt resolution, record resolution, recording costs to be billed to:

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

(_____) (Published in the Daily Reporter OCT 14 1988, 1988)

RESOLUTION

A RESOLUTION APPROVING THE VACATION OF A PORTION OF A FLOODWAY RESERVE DESCRIBED AS:

Commencing at the S.W. corner of the SW1/4 of Sec. 1, Twp. 27-S, R-2-W of the 6th P.M., Sedgwick County, Kansas; thence N 00°00' E, along the west line of said SW1/4, 2155 feet; thence N 88°50' E, 358.50 feet; thence S 14°29'05" E, 171.09 feet; thence S 08°22'47" E, 112.75 feet; thence S 01°19'09" W, 155.69 feet; thence S 89°46'02" W, 50 feet; thence N 16°52'40" W, along the west line of the Floodway Reserve Agreement as created at Film 706, Page 1289, 25 feet to the point of beginning; thence continuing N 16°52'40" W, 60 feet; thence N 73°07'20" E, 70 feet; thence S 01°19'09" W, 63.16 feet; thence S 73°07'20"W, 50.28 feet to the point of beginning.

WHEREAS, there has been filed in the office of the Wichita-Sedgwick County Metropolitan Area Planning Department, proceedings for the vacation of a portion of a floodway reserve described as:

Commencing at the S.W. corner of the SW1/4 of Sec. 1, Twp. 27-S, R-2-W of the 6th P.M., Sedgwick County, Kansas; thence N 00°00' E, along the west line of said SW1/4, 2155 feet; thence N 88°50' E, 358.50 feet; thence S 14°29'05" E, 171.09 feet; thence S 08°22'47" E, 112.75 feet; thence S 01°19'09" W, 155.69 feet; thence S 89°46'02" W, 50 feet; thence N 16°52'40" W, along the west line of the Floodway Reserve Agreement as created at Film 706, Page 1289, 25 feet to the point of beginning; thence continuing N 16°52'40" W, 60 feet; thence N 73°07'20" E, 70 feet; thence S 01°19'09" W, 63.16 feet; thence S 73°07'20"W, 50.28 feet to the point of beginning.

WHEREAS, said Department has given notice of such proceedings to all adjoining property owners of a public hearing to be held before the Wichita-Sedgwick County Metropolitan Area Planning Commission; and

WHEREAS, such a public hearing was held by the Wichita-Sedgwick County Metropolitan Area Planning Commission on September 15, 1988;

BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF WICHITA, KANSAS:

SECTION 1. That the portion of a floodway reserve, described as follows, to-wit:

CASE NO. V-1560

Commencing at the S.W. corner of the SW1/4 of Sec. 1, Twp. 27-S, R-2-W of the 6th P.M., Sedgwick County, Kansas; thence N 00°00' E, along the west line of said SW1/4, 2155 feet; thence N 88°50' E, 358.50 feet; thence S 14°29'05" E, 171.09 feet; thence S 08°22'47" E, 112.75 feet; thence S 01°19'09" W, 155.69 feet; thence S 89°46'02" W, 50 feet; thence N 16°52'40" W, along the west line of the Floodway Reserve Agreement as created at Film 706, Page 1289, 25 feet to the point of beginning; thence continuing N 16°52'40" W, 60 feet; thence N 73°07'20" E, 70 feet; thence S 01°19'09" W, 63.16 feet; thence S 73°07'20"W, 50.28 feet to the point of beginning.

be and same is approved for vacation.

OWH
 City Clerk

V-1560 Vacation Resolution
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SECTION 2. That it is hereby recommended to the Board of County Commissioners of Sedgwick County, Kansas, that the above-described portion of a floodway reserve be vacated in the event that a proper petition is filed under the provisions of Kansas Statutes Annotated, 58-2613, 58-2614 and 58-2615.

SECTION 3. That this resolution shall be in force and take effect from and after its passage and publication once in the official city paper.

Passed and approved at Wichita, Kansas, this 11th day of OCT, 1988.

S Kamen
Sheldon Kamen, Mayor

ATTEST:
Dale E. Rea
Dale E. Rea, Deputy City Clerk (Seal)



MICROFILMED
OF RECORD

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

OCT 18 88 0975240

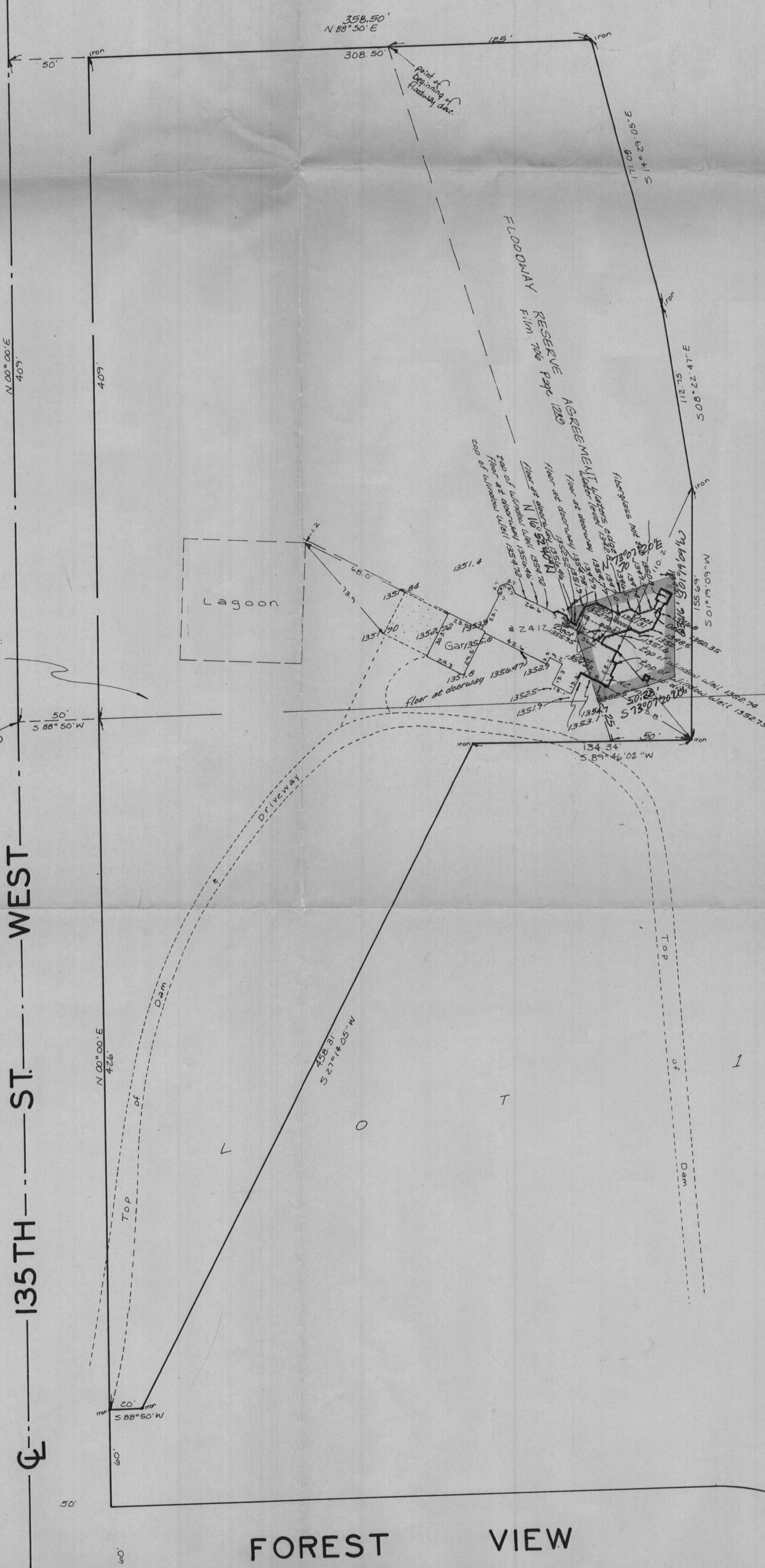
PAT KETTLER
REGISTER OF DEEDS

Ed Rea
Deputy

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 Elev. = 1348.89 M.S.L.

point of beg.
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 of S.W. Cor.
 S.W. 1/4 1-27-2W

WEST
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 135TH
 WEST

FOREST VIEW

1