

City of Wichita
City Council Meeting
June 21, 1988

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1535 - REQUEST TO VACATE A PORTION OF A
SANITARY SEWER EASEMENT, LOCATED IN AN AREA WEST OF HILLSIDE
AND NORTH OF CONAMORE STREET. (District #3)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of sanitary sewer easement.

MAPC Recommendation: Approve vacation of sanitary sewer easement. (unanimous)

Background: The construction of a new sanitary sewer line in this general area will replace the sewer line located in the subject easement. The City Engineer's Office has advised that this easement is no longer needed. 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

STATE OF KANSAS)
SEDGWICK COUNTY) ss
FILED FOR RECORD AT
KANSAS 8002

JUN 30 88 0955515

IN THE MATTER OF THE VACATION OF A PORTION OF A SANITARY SEWER EASEMENT RECORDED ON ORDINANCE NO. 3318.

PAT KETTLER
REGISTER OF DEEDS
Approved / Accepted By City Council
JUN 21 1988

GENERALLY LOCATED IN AN AREA WEST OF HILLSIDE AND NORTH OF CONAMORE STREET. (V-1535)

This _____

Ed Rea Deputy

MORE FULLY DESCRIBED BELOW

MICROFILMED OF RECORD

VACATION ORDER

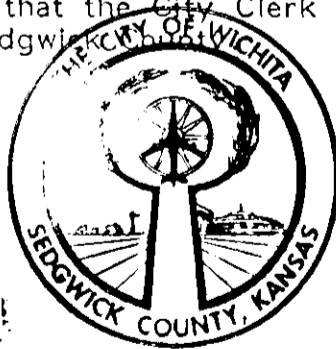
NOW on this 21st day of June, 1988, comes on for hearing the petition for vacation filed by Joyland Hillside Park, Inc., praying for the vacation of the following described portion of a sanitary sewer easement, to-wit:

That part of the 30-foot sanitary sewer easement recorded on Ordinance No. 3318, from the north line of Butler's 2nd Addition, Sedgwick County, Kansas, to the north line of Reserve A and Reserve B in the second replat of part of Pawnee Ranch Addition, Sedgwick County, Kansas. (V-1535)

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 JUNE 9 & 15, 1988.
2. No private rights will be injured or endangered by the vacation of the above-described sanitary sewer 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 sanitary sewer easement described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 21st day of June, 1988, ordered that the above-described sanitary sewer 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, Kansas.



S. Kamen
Sheldon Kamen, Mayor

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

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 original on file in the office of the City Clerk. Given under my hand and seal of the City of Wichita this JUN 28 1988
Dale E. Rea Deputy City Clerk

Approved as to Form:
Thomas R. Powell by gcr
Thomas Powell, Director of Law

5.00 CA

city clerk

Center of Section 3

SECOND REPLAT OF PART OF PAWNEE RANCH ADDITION SOUTH FORK CT

SOWERS ELEMENTARY SCHOOL

TRACT 2A
TRACT 2
WASSALL ST
10' Esmt.
TRACT 3A

TRACT 3B
Reserve 'A'
Reserve 'B'
16' Esmt.
TRACT 3

RANGE RD.

30 29 28 27 26 25 24 23 22 21 20 19 18 17 16 15 Res. 'F'

Reserve 'C'
TRACT 4
TRACT 7
Reserve 'D'
TRACT 6
VACATED WASSALL ST.

EXCEPTION
POINT OF BEGINNING TRACT 5

30' Sanitary Sewer Esmt.

TRACT 5
TRACT 8

Joyland AMUSEMENT PARK

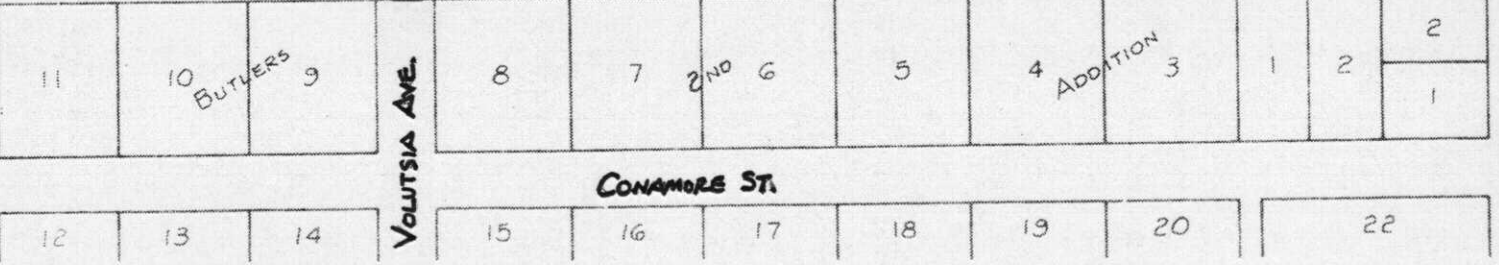
POINT OF BEGINNING TRACT 1A
POINT OF BEGINNING TRACT I
POINT OF BEGINNING TRACT IB

TRACT IB
TRACT I
TRACT IA

West Right-of-way line I-135 Highway

GYPSUM CREEK DRAINAGE CHANNEL E/R/W

Joyland AMUSEMENT PARK



SE corner of NE 1/4 Section 3

40'

HILLSIDE AVE.



Scale: 1" = 200'