

City of Wichita
City Council Meeting
February 2, 1988

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: V-1517 - REQUEST TO VACATE PLATTED ACCESS CONTROL, LOCATED ON THE WEST SIDE OF WEST STREET, IN AN AREA NORTH OF 31ST STREET SOUTH. (District #4)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of access control.

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

Background: The purpose of this vacation case is to permit the owner of the subject property to construct a second driveway to West Street. It is believed that a second driveway will permit better traffic flow into and out of the site. 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

RECEIVED OFFICE OF CITY CLERK FEB 19 1988

IN THE MATTER OF THE VACATION OF PLATTED ACCESS CONTROL.

GENERALLY LOCATED ON THE WEST SIDE OF WEST STREET, IN AN AREA NORTH OF 31ST STREET SOUTH. (V-1517)

MORE FULLY DESCRIBED BELOW

STATE OF KANSAS SEDGWICK COUNTY FILED FOR RECORD AT 8:00 AM FEB 23 1988 9 32699 PAT KETTLER REGISTER OF DEEDS Ed Rea Deputy

VACATION ORDER

NOW on this 2nd day of February, 1988, comes on for hearing the petition for vacation filed by Betty W. Van Denburgh, praying for the vacation of the following described platted access control, to-wit:

"Access control except for one opening" to West Street across the east line of Lot 3, Block B, Section II, Missouri Pacific Industrial Park, Wichita, Sedgwick County, Kansas. (V-1517)

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 JAN. 20 & 27, 1988.
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 (2) openings" is hereby retained.
6. The vacation of the access control described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 2nd day of February, 1988, ordered that the above-described access control 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.



Robert G. Knight, Mayor

ATTEST:

Dale E. Rea, Deputy City Clerk

Approved as to Form:

Thomas Powell, Interim Director of Law

State of Kansas Sedgwick County 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, FEB 12 1988 Dale E. Rea Deputy City Clerk

9.00 PL/8028/5

city clerk

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