

City of Wichita
City Council Meeting
December 22, 1987

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: V-1514 - REQUEST TO VACATE ACCESS CONTROL TO 37TH STREET
NORTH, LOCATED ON THE NORTH SIDE OF 37TH STREET NORTH,
IN AN AREA EAST OF ROCK ROAD. (District #2)

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: This vacation case proposes the vacation of the "complete access control" platted to 37th Street North across the south line of the subject property. It is requested in conjunction with construction of a Southwestern Bell Telephone switching facility. If approved, the owner will be able to construct one driveway to serve the site. The Vacation Order retains "access control except for one opening". 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

IN THE MATTER OF THE VACATION OF PLATTED
"COMPLETE ACCESS CONTROL".

GENERALLY LOCATED ON THE NORTH SIDE OF 37TH
STREET NORTH, BETWEEN ROCK ROAD AND
COMOTARA STREET. (V-1514)

MORE FULLY DESCRIBED BELOW

STATE OF KANSAS
SEDGWICK COUNTY
FILED FOR RECORD AT
11:15 AM

DEC 23 1987
9 24101
PAT KETTLER
REGISTER OF DEEDS
DEC 4 1988
RECEIVED
OFFICE OF CITY CLERK
NO. 4
DEC 4 1988
REGISTER OF DEEDS
Ed Rea Deputy

VACATION ORDER

NOW on this 22nd day of December, 1987, comes on for hearing the
petition for vacation filed by Woodlawn Development Company, praying for the
vacation of the following described platted access control, to-wit:

The "complete access control" platted to 37th Street North
across the south line of the west 130 feet of Lot 2, Block 2,
Hi-Tech Industrial Park Second Addition, an addition to
Wichita, Sedgwick County, Kansas. (V-1514)

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 DEC. 11 & 18, 1987.
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 one opening" is hereby retained.
6. The vacation of the access control described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 22nd day of
December, 1987, 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.

ATTEST: THE CITY CLERK

Dale E. Rea, Deputy City Clerk

Approved as to Form:

Thomas R. Powell JR
Thomas Powell, Interim Director of Law

PL/7965/5

9.00

city clerk

Robert C. Knight, Mayor

State of Kansas)
Sedgwick County)
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 DEC 23 1988
Dale E. Rea, Deputy City Clerk

21

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INDUSTRIAL

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RENT A CENTER

PARK

2ND'
2
ADD.



COMOTARA

NORTH
POINT
INDUSTRIAL
PARK

RESERVE "C"

TO

S

THIRTY SEVENTH ST.