

City of Wichita  
City Council Meeting  
January 5, 1988

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

TO: Mayor and City Council Members

SUBJECT: V-1513 - REQUEST TO VACATE A SANITARY SEWER EASEMENT,  
LOCATED IN AN AREA EAST OF ROCK ROAD AND NORTH OF  
MULBERRY. (District #2)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

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Staff Recommendation: Approve vacation of sanitary sewer easement.

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

Background: The sanitary sewer line which was located in the easement has been relocated to the north, thereby allowing this vacation. The purpose of this case is to provide more buildable lot area. 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 AN EASEMENT GRANTED ON FILM 524, PAGE 239-242.

GENERALLY LOCATED IN AN AREA EAST OF ROCK ROAD AND NORTH OF MULBERRY. (V-1513)

MORE FULLY DESCRIBED BELOW

Approved by the City Council This JAN 5 1988

STATE OF KANSAS SEDGWICK COUNTY FILED FOR RECORD AT 12:30 P M

MICROFILMED OF RECORD

JAN 12 1988

VACATION ORDER

*Ed Reed*  
Deputy

9 26732

PAT KETTLER REGISTER OF DEEDS

NOW on this 5th day of January, 1988, comes on for hearing the petition for vacation filed by Golf Courses of America, Inc., praying for the vacation of the following described easement granted by separate instrument, to-wit:

That portion of an easement recorded on Film 524, Page 239-242, shown on the final plat of Willowbend First Addition, an addition to Wichita, Sedgwick County, Kansas, lying within Lots 2 through 5, Block 1 of said addition. (V-1513)

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 23 & 30, 1987.
2. No private rights will be injured or endangered by the vacation of the above-described 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 easement described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 5th day of January, 1988, ordered that the above-described 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.

ATTEST

*Robert G. Knight*  
Robert G. Knight, Mayor

*Dale E. Reed*  
Dale E. Reed, Deputy City Clerk

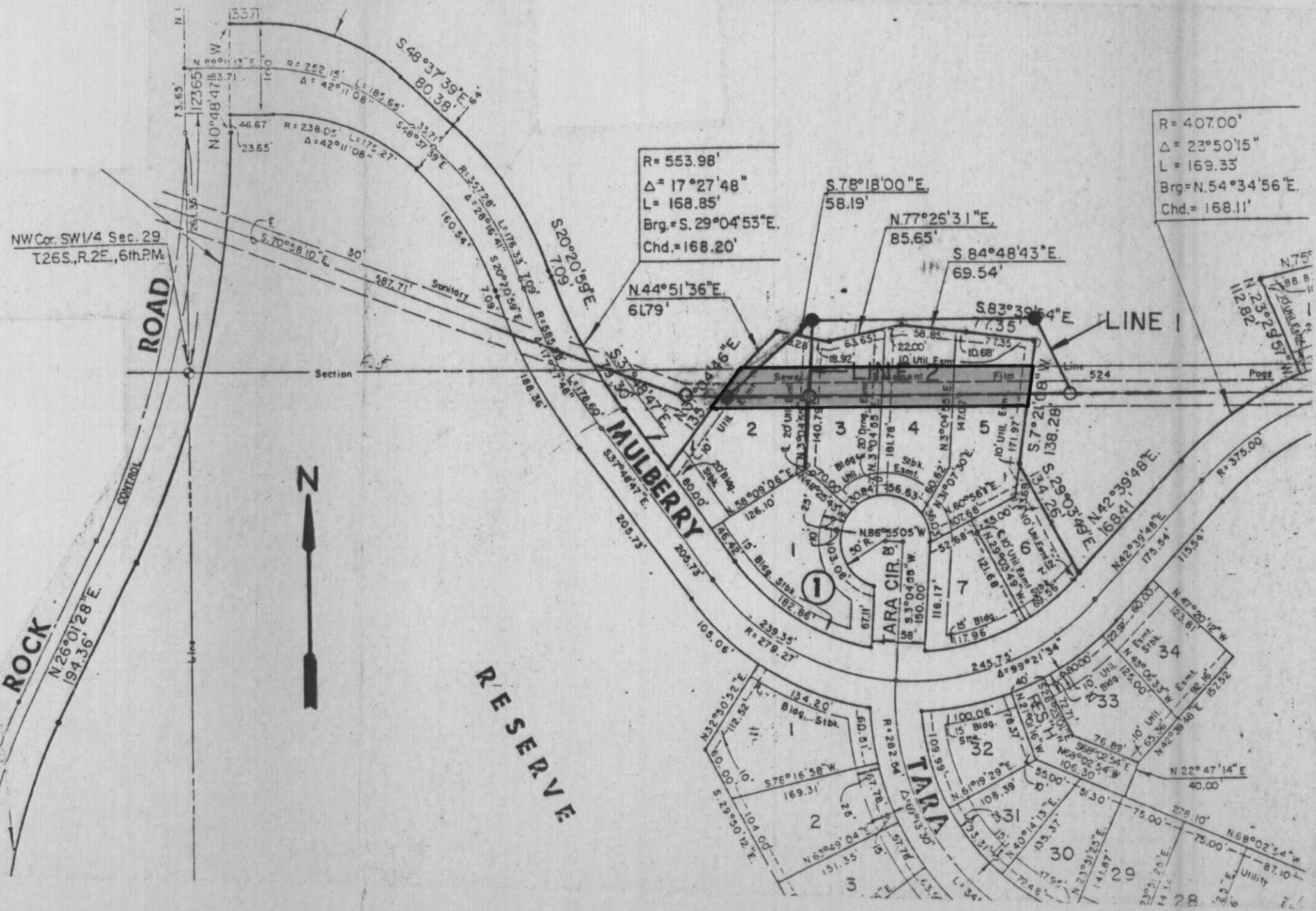
Approved as to Form:

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

State of Kansas )  
Sedgwick County )  
City of Wichita )  
Dale E. Reed, 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, Kansas, JAN 11 1988  
*Dale E. Reed*  
Deputy City Clerk

1. Verify elevation of existing 8" sewer on Line 2 @ 0+78.1 before laying Line 2.
2. Reconstruction of berm and reseeding by others.

RELOCATION OF A PORTION OF  
 MAIN 9, SANITARY SEWER 23  
 PROJ. NO. 468-76-245-80001-000-000-088



NW Cor. SW 1/4 Sec. 29  
 T26S., R.2E., 6th.P.M.

ROAD

ROCK

R E S E R V E

LOCATION MAP

AS BUILT  
APRIL, 1987

REVISED

REVISED

V-1513

2 =  
 1  
 e 4'  
 Manhole  
 = 190.60  
 2  
 removed