

Planning Agenda Item # _____

City of Wichita
City Council Meeting
May 9, 1989

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1593 REQUEST TO VACATE A PORTION OF A PLATTED ALLEY IN AN
AREA NORTHEAST OF MT. CARMEL AND CENTRAL
(District #5)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of alley right-of-way.

MAPC Recommendation: Approve vacation of alley right-of-way. (unanimous)

Background: The applicant desires to build over a portion of the alley to provide for a loading bay. City Engineering and the Utility Advisory Committee indicate that no negative impacts should result from the vacation. 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:

150029-2909

This MAY 9 1989

STATE OF KANSAS } SS
SEDGWICK COUNTY }
FILED FOR RECORD AT
9:00 AM

MAY 11 1989 1008297

PAT KETTLER
REGISTER OF DEEDS

*Ed Rasal's
Deputy*

MICROFILMED
OF RECORD

BEFORE THE CITY COUNCIL OF THE
CITY OF WICHITA, SEDGWICK COUNTY, KANSAS

IN THE MATTER OF THE VACATION OF
PLATTED ALLEY RIGHT-OF-WAY.

GENERALLY LOCATED NORTHEAST CORNER OF
MT. CARMEL AND CENTRAL (V-1593).

MORE FULLY DESCRIBED BELOW

VACATION ORDER

NOW on this 9th day of May, 1989, comes on for hearing the
petition for vacation filed by Vic Riffel, praying for the vacation of
the following described platted alley right-of-way, to-wit:

The east 70.5 feet of the platted 20-foot wide
alley running parallel to and adjoining the north
line of Dotzour's Addition to Wichita, Sedgwick
County, Kansas

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:

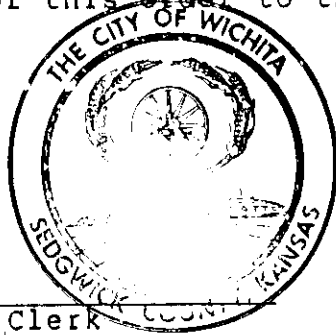
1. That due and legal notice has been given by publication
as required by law, by publication in the Daily Record of notice of
this vacation proceeding for consecutive weeks on 4/26 & 5/3, 1989.
2. No private rights will be injured or endangered by the
vacation of the above-described alley right-of-way, 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 alley right-of-way described herein
should be approved.

8.00 CA

City Clerk

Vacation Order
V-1593
Page 2

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 9th day of May, 1989, ordered that the above-described alley right-of-way 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:

John Moir
John Moir, City Clerk

Approved as to Form:

Thomas Powell
Thomas Powell, Director of Law

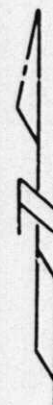
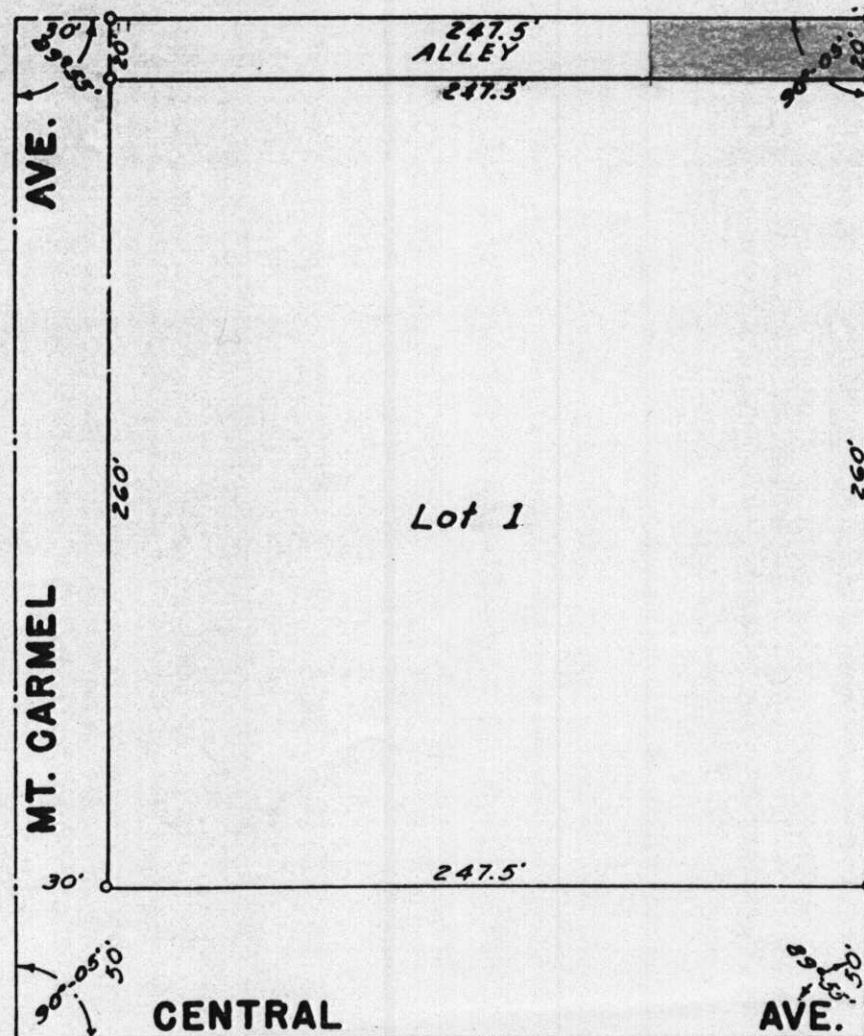
Bob Knight
Bob Knight, Mayor

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 MAY 10 1989
Dale E. Rea Deputy City Clerk

DOTZOUR'S ADDITION

TO WICHITA, KANSAS.

D-6122-7
D-6122-8



SCALE : 1" = 50'
O = Irons