

Planning Agenda Item # _____

City of Wichita
City Council Meeting
June 18, 1991

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1708 - REQUEST TO VACATE A PORTION OF A
PLATTED BUILDING SETBACK, LOCATED SOUTH OF 29TH ST. SOUTH
AND WEST OF WEST STREET.
(District #4)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of building setback.

MAPC Recommendation: Approve vacation of building setback.
(unanimous)

Background: The applicant, United Parcel, is requesting a 30 feet vacation of a 35 foot platted setback for an area to construct a wash tunnel for its trucks. U.P.S. wishes to maintain a minimum 35 foot area between the wash tunnel and building to allow their trucks to back into garages. City Engineering and the utility companies have indicated their approval of this 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

Approved / Accepted By City Council

This JUN 18 1991

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

IN THE MATTER OF THE VACATION OF
A PORTION OF A PLATTED BUILDING SET-
BACK. (V-1708)

GENERALLY LOCATED THE SOUTH SIDE OF 29TH
ST. SOUTH IN AN AREA WEST OF WEST
STREET.

MORE FULLY DESCRIBED BELOW

VACATION ORDER

NOW on this 18th day of June, 1991, comes on for hearing the petition for vacation filed by Saskan Corp., c/o United Parcel Service, praying for the vacation of the following described platted building setback, to-wit:

The south 30-feet of the north 35-feet of the west
160-feet of the east 455-feet of Lot 2, Block A,
Section II, Missouri Pacific Industrial Park,
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 Reporter of notice of this vacation proceeding for consecutive weeks on 6/5/91 & 6/12/91.
2. No private rights will be injured or endangered by the vacation of the above-described building setback, 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 building setback described herein should be approved.

MICROFILMED
OF RECORD

800

City Clerk

D0917

1708

Vacation Order
V-1708
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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 18th day of June, 1991, ordered that the above-described building setback 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.

Frank M. Ojile
FRANK M. OJILE VICE MAYOR

ATTEST:

Pat Burnett
Pat Burnett, Deputy City Clerk

Approved as to Form:

Joe Allen Lang
~~Thomas Powell~~ Director of Law
(ACTING)



State of Kansas)
Sedgwick County) ss
City of Wichita)
I, Pat Burnett, 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 June 24, 1991
Pat Burnett Deputy City Clerk

STATE OF KANSAS } ss
SEDGWICK COUNTY }
FILED FOR RECORD AT
8:00 A M

AUG 16 1991 1154275

PAT KETTLER
REGISTER OF DEEDS

Ed Bass
Deputy

