

City of Wichita  
City Council Meeting  
September 21, 1993

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

TO: Mayor and City Council Members

SUBJECT: V- 1827; Request to vacate street right-of-way, generally located east of Hillside and north of Central. (District # 7).

INITIATED BY: Metropolitan Area Planning Department



AGENDA ACTION: Planning

---

Staff Recommendation: Approve vacation.

MAPC Recommendation: Approve vacation (unanimous).

Background: This is the vacation of a portion of the Orchard Street right-of-way. Applicant, the Wichita Children's Home, intends to construct a playground area and additional parking facilities. Orchard Street immediately west of the proposed right-of-way vacation area, and east of Holyoke Street, was previously vacated (case number V-217; approved October, 1962) and closed to traffic. Restrictive covenants have been submitted to consolidate the separate lots, and permit them to be considered one tract of undivided land. The right-of-way will be retained in the Vacation Order as utility easement, as public and private utilities are located within the area proposed to be vacated. Staff and MAPC have recommended approval because that portion of Orchard is of little traffic value in light of the previous vacation, utilities within the right-of-way are being protected, and the vacation will not adversely affect the public interest.

This vacation has been reviewed and approved by the Planning Commission, subject to conditions and recording within 30 days.

RECOMMENDATIONS/ACTIONS: Close the public hearing; approve the vacation; authorize the Mayor to sign the Vacation Order; and record the certified copy of the Order; receive and file the lett-of-credit; recording costs to be billed to:

150029-2909.



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. That portion of street right-of-way to be vacated shall be retained as utility easement, for public and private purposes.

6. The vacation of the portion of street right-of-way described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 19<sup>th</sup> day of October, 1993, ordered that the above-described portion of street 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.

\_\_\_\_\_  
Elma Broadfoot, Mayor

ATTEST:

\_\_\_\_\_  
Pat Burnett, Deputy City Clerk

Approved as to Form:

\_\_\_\_\_  
Gary Rebenstorf, Director of Law

NINTH

ST

FRISCO HEIGHTS 37

2

BUDETTI ADD. 4

BOYCE

VAC. ORD. No. 114

5 26

LOVETT ADDITION

TAYLOR'S ADD.

25

15 16

45 46

HYDE & ELLIS

30

31 60

VAC.

37 56

LIVINGSTON'S SUB.

ADD.

61 RUTAN AVE.

48 56

H.N. ROBERTS

12 14

2

ADD.

3 3

FRISCO HEIGHTS

4

MITCHELL'S SUB.

ADD. 4

2

MOSSMAN AV.

15

COUNTRY CLUB ADD.

13 23

24

COUNTRY CLUB

PLACE

LANCASTER ADD.

2

17

18

GRANDVIEW SUB.

RES. A

SUNRISE

2

18 17

COUNTRY CLUB

35

36

ORCHARD

GERALD RUPERT ADD.

MYERS SUB.

GRANDVIEW SUB.

18 17

HOLYOKE

VAC.

PARK ADD.

19

20

53

54

AVE.

VASSAR PLACE ADD.

1

2

35

36

MURDOCK

WESLEY MEDICAL CENTER

4 THIRD ADDITION

2

3

WESLEY

MICAL

GRANDVIEW TERRACE

2

35

36

PINE ST.

SLEEPY

17

13