

Planning Agenda Item # _____

City of Wichita
City Council Meeting
December 15, 1992

Agenda Report # _____

TO: Mayor and City Council Members

SUBJECT: PUBLIC HEARING V-1793 REQUEST TO VACATE A BUILDING SETBACK
LOCATED SOUTH OF PAWNEE AND SOUTH OF GLENN
(District #4)

INITIATED BY: Metropolitan Area Planning Department

M. Krout

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of building setback.

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

Background: Additional area is needed for expansion of an emergency medical service building at an existing Fire Department site. The change in the setback would actually be to the standard in the present subdivision regulations and the Subdivision Committee indicates that no adverse effects are anticipated. 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 the public hearing, approve the vacation; authorize the Mayor to sign the Vacation Order; and record certified copy of the Vacation Order; recording costs to be billed to:

150029-2909

FILE COPY

This DEC 15 1992

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

IN THE MATTER OF THE VACATION OF A
BUILDING SETBACK

GENERALLY LOCATED SOUTH OF PAWNEE AND
WEST OF GLENN (V-1793)

MORE FULLY DESCRIBED BELOW

VACATION ORDER

NOW on this 15TH day of December, 1992, comes on for hearing the petition for vacation filed by L. D. Garcia, City of Wichita, praying for the vacation of the following described building setback, to-wit:

That portion of a platted building setback described as the west 5 feet of the 25 foot building setback, as platted to Glenn Avenue, along the east property line of Lot 2, Block 9, Glenn Village, an 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 Reporter of notice of this vacation proceeding for consecutive weeks on 11/24/92 & 12/4/92.

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

8.00

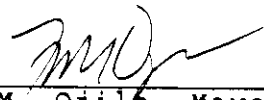
City Clerk

150029 2909

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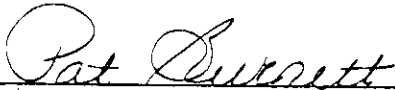
Vacation Order
V-1793
Page 2 of 2

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 15th day of December, 1992, 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.



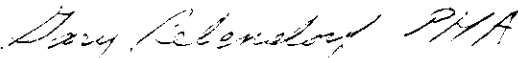
Frank M. Ojile, Mayor

ATTEST:

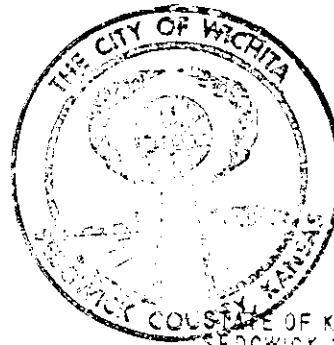


Pat Burnett, Deputy City Clerk

Approved as to Form:



Gary Rebenstorf, Director of Law



STATE OF KANSAS)
SEDCWICK COUNTY) SS
FILED 8-00A AT

FEB 4 93 1267513

PAT KETTLER
REGISTER OF DEEDS

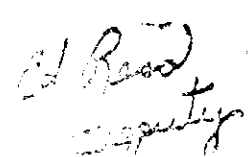
State of Kansas)
Sedgwick County) ss
City of Wichita)

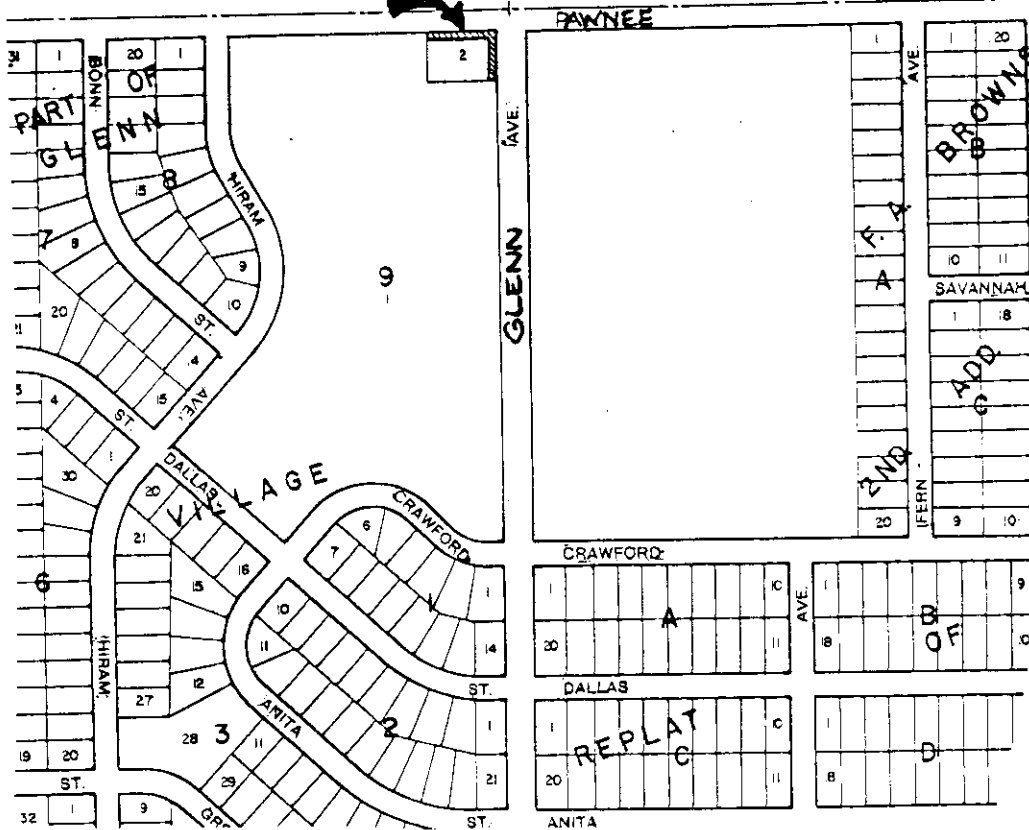
I, Pat Burnett, Deputy City Clerk of the City of Wichita, Kansas, hereby certify that the document to which this is attached is a true and correct copy of the original on file in the Office of the City Clerk. Given under my hand and seal of the City of

Wichita, DEC 15 1992


Pat Burnett, Deputy City Clerk







Application Filed 10/22/92
 S/D Comm. Action 10/23/92 11-12-92
 M.A.P.C. Action 11/19/92

W.C.C. Action 12-15-92 Approved
 Bd. Co. Co. Action _____

Order to Vacate Recorded

February 4, 1993