

Planning Agenda #_____

**City of Wichita
City Council Meeting
February 4, 1997**

Agenda Report #_____

TO: Mayor and City Council

SUBJECT: PUBLIC HEARING V-2009 REQUEST TO VACATE STREET RIGHT-OF-WAY LOCATED IN AN AREA SOUTH OF MACARTHUR AND EAST OF HYDRAULIC
(District #3)

INITIATED BY: Metropolitan Area Planning Department

M. Krow

AGENDA ACTION: Planning

Staff Recommendation: Approve street right-of-way.

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

Background: The applicant wishes to develop a mobile home park in the area of the proposed vacation. Due to the design of the mobile home park, Minnesota Street which is an unimproved roadway, will not be needed. Portions of the right-of-way that contain existing utilities will be retained as utility easements as requested by city engineering and utility representatives of the Subdivision Committee. No members of the public addressed MAPC in opposition to this request.

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/Actions: Close the public hearing, approve the vacation; authorize the Mayor to sign the Vacation Order; and record the certified copy of the Vacation Order; recording costs to be billed to: 150029-2909

MICROFILMED
OF RECORD

Approved By City Council
FEB 4 1997
This

Page 1 of 2

COPY

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

IN THE MATTER OF THE VACATION OF
STREET RIGHT-OF-WAY

GENERALLY LOCATED
SOUTH OF MACARTHUR AND EAST OF
HYDRAULIC

MORE FULLY DESCRIBED BELOW

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Case No. V-2009



STATE OF KANSAS
SEDGWICK COUNTY
FILED FOR RECORD AT
10:00 A.M.

1589609 & 106
LARRY CONSOLVER
REGISTER OF DEEDS

VACATION ORDER

Deputy
Deputy

NOW on this 4th day of February, 1997, comes on for hearing the petition for vacation filed by Willowood Mobile Home Park, Inc., praying for the vacation of the following described street right-of-way, to-wit:

Minnesota Street from the south line of MacArthur Road to the north line of Georgia.

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 1/22/97 & 1/29/97.
2. No private rights will be injured or endangered by the vacation of the above-described street 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 following shall be retained as utility easements:

A) The west 10 feet of Minnesota Street right-of-way from the north line of Camelot

3:00
ck

City Hall - City Clerk

8:00
150029

COPY

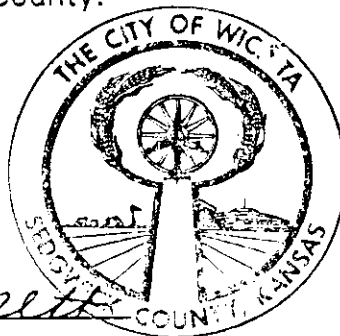
Vacation Order
V - 2009

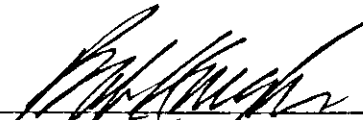
Page 2 of 2

Addition to the south line of Camelot Addition and B) Minnesota Street right-of-way 25 feet south of the north line of the New Hope Addition extended to the east.

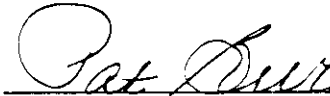
6. The vacation of the street right-of-way described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 4th day of February, 1997, ordered that the above-described 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.

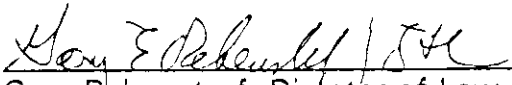


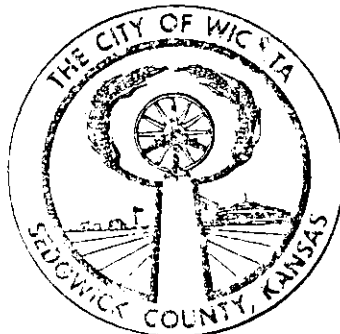

Bob Knight, Mayor

ATTEST:


Pat Burnett, City Clerk

Approved as to Form:


Gary Rebenstorf, Director of Law



State of Kansas)
Sedgwick County) ss
City of Wichita)
I, Pat Burnett, 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 FEB 4 1997
 City Clerk

PENTECOSTAL

2 ND.

ED OMRE
ADD.

EMERY

9 X 9

5 10 1 15

SEMA

1 3 10 2
27 25 201

ALTA

39 38 30

CAMELOT

A
ADD.

NEW

HOPE

A
ADD.

EMERY

(CITY PARK)

BALCH

HOMESTEAD

HORTEN ST.

EXCEPTION

AVE

PAROIS ST

ST. STROUD