

**City of Wichita
City Council Meeting
November 19, 1996**

Agenda Report # _____

TO: Mayor and City Council

SUBJECT: PUBLIC HEARING V-1989 REQUEST TO VACATE A DETENTION AREA
AND DRAINAGE EASEMENT LOCATED IN AN AREA SOUTH OF 31ST
STREET SOUTH AND EAST OF HYDRAULIC
(District #3)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

Staff Recommendation: Approve vacation of a detention area and drainage easement.

MAPC Recommendation: Approve vacation of a detention area and drainage easement.
(unanimous)

Background: The applicant wishes to vacate the platted detention area and drainage easement so that they may gain use of this portion of their property for locating structures associated with their planned development of this site. Upon vacation of the existing easement, a new drainage easement, in accordance with the revised approved drainage plan, will be granted to the city in a location more suited to the applicant's development plan. Both City Engineering and the utility representatives of the Subdivision Committee indicate that no facilities are located in the easement and the revised drainage easement on the site is adequate to serve the area. Therefore, the drainage easement may be vacated so as to allow the applicant to develop in this area.

The vacation request has been reviewed and approved by the Planning Commission, subject to conditions. No members of the public addressed the MAPC in opposition to this request.

Legal Considerations: The City Clerk needs to certify as to proper notification and no filing of written protest.

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

This NOV 19 1996

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MORE FULLY DESCRIBED BELOW

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Case No. V-1989

STATE OF KANSAS }
SEDGWICK COUNTY } SS
FILED FOR RECORD AT
9.00 A. M.

1580649 3225

LARRY CONSOLOVE
REGISTER OF DEEDS

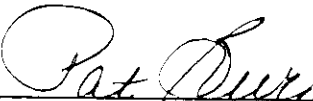
Lucina M. Anderson
Deputy

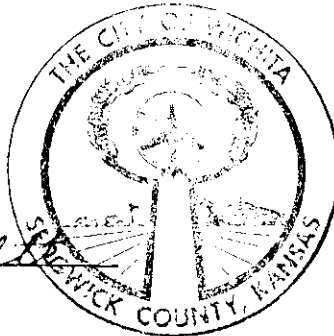
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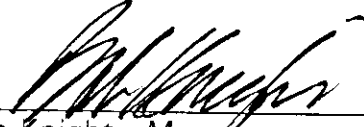
5. The vacation of the detention area and drainage easement described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 19th day of November, 1996, ordered that the above-described detention area and drainage easement 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.

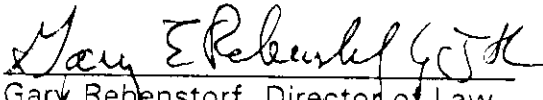
ATTEST:

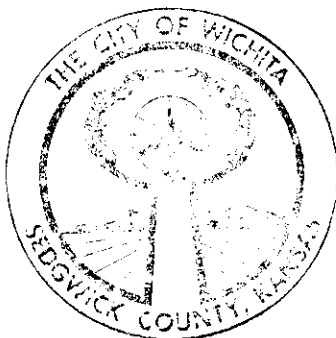

Pat Burnett, City Clerk




Bob Knight, Mayor

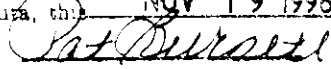
Approved as to Form:


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 NOV 19 1996
 City Clerk

