

Planning Agenda # _____

**City of Wichita
City Council Meeting
April 14, 1998**

Agenda Report # _____

TO: Mayor and City Council

SUBJECT: PUBLIC HEARING V-2072 REQUEST TO VACATE STREET RIGHT- OF-
WAY LOCATED IN AN AREA SOUTH OF MAPLE STREET AND WEST OF
HIRAM AVENUE.
(District #6)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

MKraet

Staff Recommendation: Approve vacation of street right-of-way.

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

Background: The applicant is requesting to vacate a portion of the Hiram Street right-of-way, which is wider than other portions of the street in this area. This will allow the expansion of an existing building on the campus of Friends University. The applicant has complied with all of the conditions set forth by the MAPC. City Engineering has indicated that this vacation is acceptable. The vacation request has been reviewed and approved by the Planning Commission. No members of the public addressed the MAPC in opposition to this request.

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: 150003-2909



May 19 3 59 PM '98

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

S. Christians
Deputy

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

GENERALLY LOCATED
SOUTH OF MAPLE STREET AND WEST
OF HIRAM AVENUE

MORE FULLY DESCRIBED BELOW

Case No. V-2072

VACATION ORDER

MICROFILMED
OF RECORD

NOW on this 14th day of April, 1998, comes on for hearing the petition for vacation filed by Friends University, Attn: Randall C. Doerksen, V.P., praying for the vacation of the following described street right-of-way, to-wit:

The west 11 feet of Hiram Avenue from the south line of Mentor Avenue, south to the north line of University Avenue, together with the west 13 feet of Hiram Avenue from the south line of University Avenue, south to the north line of US 54 Highway as dedicated on Film 985, page 1048.

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 one time 3-19-1998, which was at least 20 days prior to this public hearing.

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 vacation of the street right-of-way described herein should be approved, subject to the following conditions:

A) Any relocation or reconstruction of any utilities made necessary by this vacation shall be the responsibility of the applicant.

CITY CLERK'S ORIGINAL
RETURN TO CITY CLERK

8.00
ch

8.00

Vacation Order
V - 2072

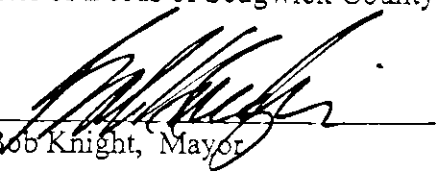
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IT IS, THEREFORE, BY THE CITY COUNCIL, on this 14th day of April, 1998, ordered that the above-described street right-of-way is hereby vacated. IT IS FURTHER ORDERED that the City Clerk shall certify a copy of this order to the Register of Deeds of Sedgwick County.

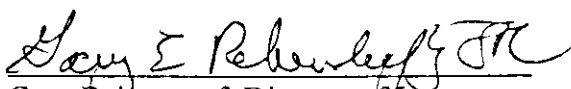
ATTEST:

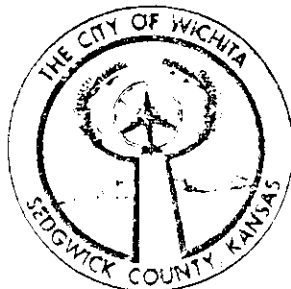

Pat Burnett, City Clerk




Bob Knight, Mayor

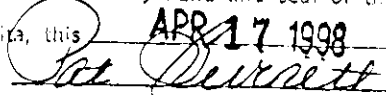
Approved as to Form:


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 my office.

Given under my hand and seal of the City of Wichita, this APR 17 1998
 City Clerk

