

Planning Agenda # _____

**City of Wichita
City Council Meeting
June 5, 2001**

Agenda Report # _____

TO: Mayor and City Council

SUBJECT: VAC2001-00016 - REQUEST TO VACATE 50-FOOT TAXIWAY EASEMENT LOCATED SOUTHWEST OF HARRY STREET AND EISENHOWER.
(District V)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

*MK [unclear]
T [unclear]*

Staff Recommendation: Approve vacation of 50-foot taxiway easement.

MAPC Recommendation: Approve vacation of 50-foot taxiway easement. (unanimous)

Background: The applicant is requesting consideration to vacate a 50-foot taxiway easement that is not utilized for this purpose. The applicant proposes to utilize the property occupied by The taxiway easement, along with two other taxiway easements adjacent to other property, is shown on the plat of Airport Industrial Park, but is not mentioned in the dedication notes on the face of the plat.

No one spoke in opposition to this request at the MAPC's advertised public hearing, and the MAPC voted to approve the vacation, adopting the findings of fact that are incorporated in the Vacation Order. No written protests have been filed.

Legal Considerations: A certified copy of the Vacation Order will be recorded with the Register of Deeds.

Recommendations/Actions: Follow the recommendation of the Metropolitan Area Planning Commission and approve the Vacation Order, and authorize the necessary signatures.

dupl

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

**IN THE MATTER OF THE VACATION OF)
50-FOOT TAXIWAY EASEMENT)**

**GENERALLY LOCATED)
SOUTHWEST OF HARRY STREET AND)
EISENHOWER)**

MORE FULLY DESCRIBED BELOW)

Case No. VAC2001-00016

RECEIVED
JUN 15 2001
METROPOLITAN PLANNING
ROUTE

VACATION ORDER

NOW on this 5th day of June, 2001, comes on for hearing the petition for vacation filed by William L. Smith, Mark Savoy, David & Pamela Hilton and Next Generation Investments, praying for the vacation of the following described 50-foot taxiway easement, to-wit:

50-foot taxiway easement common to Lots 5,6,9, & 10, Block 1, Airport Industrial Park, 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 Wichita Eagle on April 19, 2001, which was at least 20 days prior to the public hearing.
2. No private rights will be injured or endangered by the vacation of the above-described 50-foot taxiway easement, 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.

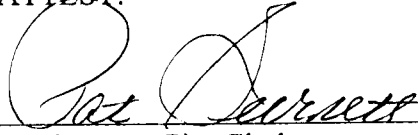
5. The vacation of 50-foot taxiway easement described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 5th day of June 2001, ordered that the above-described 50-foot taxiway 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.



Bob Knight, Mayor

ATTEST:



Pat Burnett, City Clerk

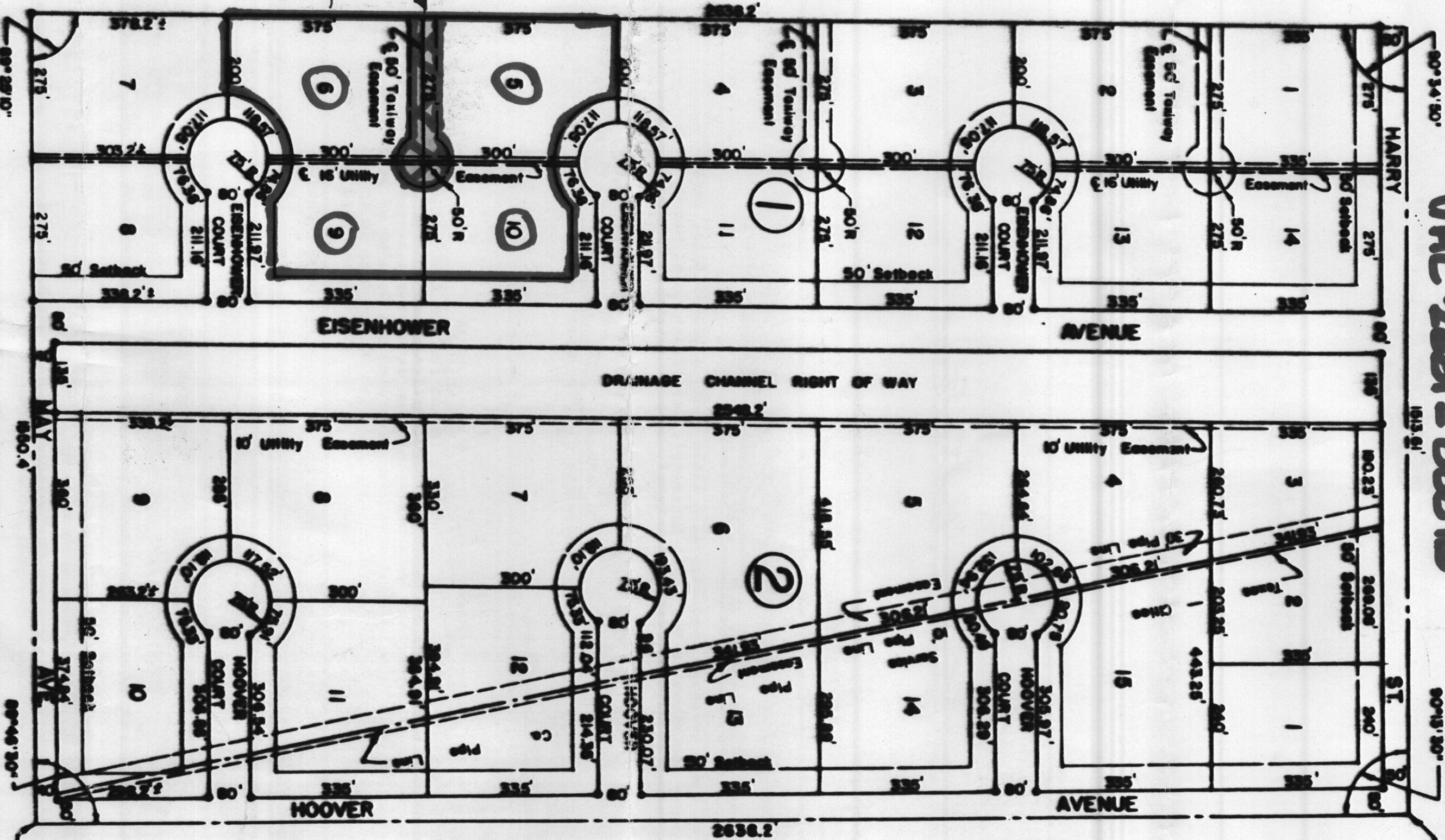


Approved as to Form:



Gary Rebenstorf, Director of Law

JAC 2001-00016



50-ft Taxiway Easement to be VARIATED

