

City of Wichita  
City Council Meeting  
October 21, 2003

Agenda Report No.

**TO:** Mayor and City Council

**SUBJECT:** VAC2003-00042 - REQUEST TO VACATE PLATTED ACCESS  
CONTROL LOCATED NORTHEAST OF THE HYDRAULIC AVENUE  
- IH-135 INTERCHANGE.  
(District III)

**INITIATED BY:** Metropolitan Area Planning Department *ELS*

**AGENDA:** Planning (Consent)

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**Staff Recommendation:** Approve.

**MAPC Recommendation:** Approve. (unanimous)

**Background:** The applicant proposes vacation of the current complete access control along the Hydraulic Avenue side of Lot 2, Block 1, I-135 Power Center Addition. The I-135 Power Center Addition was recorded 09-26-1994.

**Analysis:** Currently there is complete access control, except for one opening, along the Hydraulic side of Lot 2. There is a proposed lot split of Lot 2, Block 1, I-135 Power Center Addition associated with this request to vacate access control. The lot split creates a new lot out of a south portion of Lot 2 where it abuts Lot 3, Block 1, I-135 Power Center Addition.

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.

**Financial Considerations:** None

**Legal Considerations:** A certified copy of the Vacation Order, dedication of cross lot access and dedication of access control will be recorded with the Register of Deeds. Completion of the Lot Split.

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



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 platted access control described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 21<sup>st</sup> day of October, ordered that the above-described platted access control 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:



Karen Schofield  
Karen Schofield, City Clerk

Carlos Mayans 10/21/53  
Carlos Mayans, Mayor

Approved as to Form:

Gary Reberstorf  
Gary Reberstorf, Director of Law

