

Planning Agenda # _____

City of Wichita
City Council Meeting
May 7, 2002

Agenda Report # _____

TO: Mayor and City Council

SUBJECT: VAC2002-00007 - REQUEST TO VACATE A PORTION OF A
PLATTED SETBACK LOCATED SOUTHWEST OF THE
ESTHNER - AVENUE - MERIDIAN AVENUE
INTERSECTION.
(District IV)

INITIATED BY: Metropolitan Area Planning Department

AGENDA ACTION: Planning

M. Krout

Staff Recommendation: Approve.

MAPC Recommendation: Approve. (unanimous)

Background: The applicant proposed to add an 11 foot x 19.15 foot greenhouse – sunroom addition to his existing steel and metal building. The addition will encroach 10.17 feet into the platted 35-foot front setback for a distance of 19.15 foot, the length of the addition. The current front setback requirement in the zoning code for LI Limited Industrial zoning is 20 foot. The proposed encroachment will not exceed the current in the zoning standard. The encroachment will be in only a portion of the platted 35-foot setback, equal to the size of the addition per the legal description.

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.

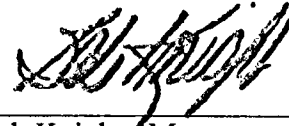
Legal Considerations: A certified copy of the Vacation Order will be recorded with the Register of Deeds.

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

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.

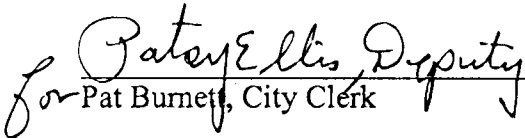
5. The vacation of a portion of a platted setback described herein should be approved.

IT IS, THEREFORE, BY THE CITY COUNCIL, on this 7th day of May 2002, ordered that the above-described a portion of a platted setback 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:


for Pat Burnett, City Clerk



Approved as to Form:


Gary Rebenstorf, Director of Law

MERIDIAN

ESTHNER

RICHMOND

EDWARDS

ESTHNER

