

Resolution No. 21-2015

A RESOLUTION OF THE GOVERNING BODY OF THE CITY OF DERBY, KANSAS, RECOMMENDING THAT THE GOVERNING BODY OF SEDGWICK COUNTY, KANSAS GRANT A REQUEST FOR VACATION OF THE PLAT OF WOODVALE ADDITION, SEDGWICK COUNTY, KANSAS.

WHEREAS, the owner of platted property located within unincorporated Sedgwick County has petitioned the governing body of Sedgwick County, Kansas to vacate the plat of Woodvale Addition, Sedgwick County, Kansas (“Plat”); and

WHEREAS, said Plat is within the City of Derby’s area of subdivision jurisdiction; and

WHEREAS, K.S.A. 12-504 *et seq.* provides a procedure for the City’s Planning Commission to consider the vacation of certain plats, streets, easements or reservations; and

WHEREAS, on July 21, 2015 and in compliance with K.S.A. 12-504 *et seq.*, the Derby Planning Commission considered the request to vacate said Plat; and

WHEREAS, the governing body of the City of Derby, Kansas may make a recommendation regarding the vacation and submit such recommendation to the governing body of Sedgwick County, Kansas.

NOW THEREFORE, BE IT RESOLVED by the Governing Body of the City of Derby, Kansas:

Section 1. Determination. It is hereby determined that no private rights will be injured or endangered by the vacation of the plat of Woodvale Addition, Sedgwick County, Kansas, the public will suffer no loss or inconvenience thereby, and that in justice to the petitioner, the prayer of the petition ought to be granted.

Section 2. Recommendation. Based upon the Determination stated in Section 1 above, vacation of said Plat is hereby recommended to the governing body of Sedgwick County, Kansas, conditioned upon the following:

1. Reservation to the owners of any lesser property rights for public utilities, rights-of-ways, and easements for public service facilities originally held and currently in existence within said Plat.

Section 3. Submission. This Resolution will be submitted to the governing body of Sedgwick County, Kansas for consideration.

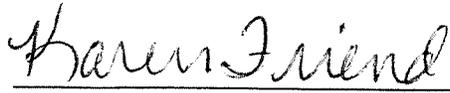
Section 4. This resolution shall be effective from and after its adoption.

ADOPTED AND APPROVED by the Governing Body of the City of Derby, Kansas,
on this 11th day of August, 2015.



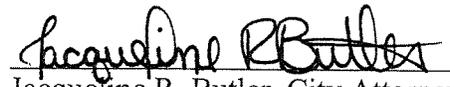
Randy White, Mayor

Attest:



Karen Friend, City Clerk

Approved as to form:



Jacqueline R. Butler, City Attorney