

BEFORE THE COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

IN THE MATTER OF THE VACATION OF)
PORTIONS OF PLATTED PUBLIC STREET)
RIGHT-OF-WAYS)
)
GENERALLY LOCATED SOUTHWEST OF 47TH) CASE NO. VAC2015-00009
STREET SOUTH & KANSAS HIGHWAY K-15)
AND WEST OF CLIFTON & CEDARDALE)
AVENUES)
)

VACATION ORDER

NOW on this 13th day of April, 2016, at 9:00 o'clock A.M., comes the petition filed by the Oaklawn Improvement District, c/o Don Wintop, President (applicant), praying for the vacation of the following-described portions of platted public street right-of-ways, to-wit:

Oaklawn Drive – That part of platted Oaklawn Drive located adjacent to Reserve’s C, D, E, F and H, Oaklawn Subdivision, Sedgwick County, Kansas, lying west of a line BEGINNING at a point on the southerly line of said Reserve D, said point being 220 feet southwest of the southeast corner of said Reserve D; thence southerly to a point on the northerly line of said Reserve F, said point being 43 feet southwest of the northeast corner of said Reserve F.

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Idlewild Drive – That part of platted Idlewild Drive located west of the west lines of Lot 1, Block 9 and Lot 25, Block10, Oaklawn Subdivision, Sedgwick County, Kansas.

WHEREUPON, it is shown that proper notice has been given by publication once at least 20 days prior to the date of hearing in the official county newspaper, the Wichita Eagle, such publication having occurred on March 26, 2015; and it is further shown that proper proof of such publication has been filed herein. The Board finds that such notice is in lawful form and that it conforms to K.S.A. 58-2613, and amendments thereto.

THEREAFTER, the Board, being duly advised in the premises, finds and determines that no private rights will be injured or endangered by such vacation; that the public will suffer no loss or inconvenience thereby; that no written objections hereto have been filed with the Sedgwick County Clerk; and that, in justice to the petitioner, the petition's prayer should be granted.

The Board further finds that the Metropolitan Area Planning Commission held a public hearing on the 16th day of April 2015, and recommended that the vacation petition herein be approved.

The Board also further finds that the described site is located in Sedgwick County and within the City of Wichita's three-mile ring subdivision jurisdiction and that the Wichita City Council held a meeting on the 12th day of April 2016, and recommended that the vacation petition herein be approved.

The Board finds that a covenant binding and tying the described portions of vacated public street right-of-ways to the abutting property has been recorded, Document number FILM-PAGE 29595987, with the Sedgwick County Register of Deeds.

THEREFORE, IT IS ORDERED BY THE BOARD OF COUNTY COMMISSIONERS OF SEDGWICK COUNTY, KANSAS, that the portions of platted public street right-of-ways, hereinabove described be the same and are hereby vacated. It is further ordered that County Clerk shall send this Vacation Order to the Register of Deeds of Sedgwick County.

Commissioners present and voting were:

DAVID M. UNRUH	_____
TIM R. NORTON	_____
KARL PETERJOHN	_____
RICHARD RANZAU	_____
JAMES M. HOWELL	_____

Dated this _____ day of _____, 2016.

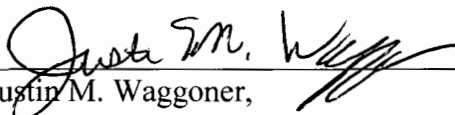
BOARD OF COUNTY COMMISSIONERS
OF SEDGWICK COUNTY, KANSAS

ATTEST:

KELLY B. ARNOLD, County Clerk

JAMES M. HOWELL, Chairman
Commissioner, Fifth District

APPROVED AS TO FORM:



Justin M. Waggoner,
Assistant County Counselor