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Sedgwick County

525 North Main Street 3rd
Floor
Wichita, KS 67203

Legislation Details (With Text)

File #: 15-0384 **Version:** 1 **Name:**

Type: Consent **Status:** Consent Agenda

File created: 5/22/2015 **In control:** Board of Sedgwick County Commissioners

On agenda: 6/10/2015 **Final action:**

Title: VAC2014-00048 - Request to vacate platted access control on properties generally located west of 159th Street East, south of 53rd Street North, on both sides of Stone Post Street (County District 1).

Sponsors:

Indexes:

Code sections:

Attachments: 1. VAC2014 48 -map, 2. VAC2014 48 -County Vacation Order Signed by Legal.pdf

Date	Ver.	Action By	Action	Result
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VAC2014-00048 - Request to vacate platted access control on properties generally located west of 159th Street East, south of 53rd Street North, on both sides of Stone Post Street (County District 1).

Analysis: The MAPC voted (9-0) to approve the vacation request. No one spoke in opposition to this request at the MAPC's advertised public hearing or its Subdivision Committee meeting. No written protests have been filed.

Recommended Action: Follow the recommendation of the Metropolitan Area Planning Commission, approve the Vacation Order and the easement for public utilities, and authorize the necessary signatures.

Background: The applicant proposes to vacate the south 75 feet of the platted 150 feet of access control located on the north 150 feet of the undeveloped Lot 1, Block 1 and Lot 1, Block 2, all in the Stone Post Farm Addition's Stone Post Street frontage. Lot 1, Block 1, is platted with 235 feet of frontage on Stone Post Street. Lot 1, Block 2, is platted with 250 feet of frontage on Stone Post Street. Stone Post Street is a local sand and gravel residential street. The two subject corner lots are located directly across from each other. Neither lot has access onto 53rd Street North, a sand and gravel Payne Township road. The proposed vacation would allow the drives to be located within 75 feet of the 53rd Street North - Stone Post Street intersection. The site is located in Butler County Rural Water District #5. The Stone Post Farm Addition was recorded with the Register of Deeds March 10, 2004.

Alternatives: Not applicable.

Financial Considerations: Approved by Division of Finance; complies with Kansas Budget Law and Cash Basis Law
Not applicable.

Legal Considerations: Approved as to form and signed by County Counselor's Office
The Board of County Commissioners is authorized by K.S.A. 58-2613, et seq. to grant petitions for vacation of platted streets, alleys, public easements and public reservations. The Vacation Order, a utility easement dedicated by separate instrument and a covenant are approved as to form and signed by County Counselor's Office. A certified copy of the Vacation Order will be recorded with the Register of Deeds.

Policy Considerations: Not applicable.