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Sedgwick County

525 North Main Street 3rd
Floor
Wichita, KS 67203

Legislation Text

File #: 16-223, **Version:** 1

VAC2015-00009 - Request to vacate platted street right-of-ways generally located southwest of 47th Street South and Kansas Highway K-15 and west of Cedardale Avenue (County District 5).

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

The applicant is requesting the vacation of portions of the Oaklawn Drive and Idlewild Drive public street right-of-ways located west of their intersections with Cedardale Avenue, as platted on the Oaklawn Subdivision.

The Oaklawn - Idlewild street right-of-ways are designed as an internal loop within the Oaklawn Improvement District's abutting properties. Currently this portion of Oaklawn Drive ends as it merges into private drives that serve the Oaklawn Improvement District's baseball fields. This portion of Idlewild Drive dead-ends at the Oaklawn Improvement District's east side of Reserve H. No properties will be denied access to public street right-of-way by the vacation request. There are no utilities located in the described portions of the Oaklawn Drive - Idlewild Drive right-of-ways. The Oaklawn Subdivision was recorded with the Register of Deeds December 5, 1951.

Analysis: The Metropolitan Area Planning Commission (MAPC) voted (11-0) to approve the vacation request at their April 16, 2015, meeting. No one spoke in opposition to this request at the MAPC's advertised public hearing or its Subdivision Committee meeting. A covenant binding and tying the described vacated street right-of-ways to the abutting properties has been recorded with the Sedgwick County Register of Deeds; FILM-PAGE 29595987

Because the County site is located in the City of Wichita's three-mile ring subdivision jurisdiction, consideration and recommendation by the Wichita City Council is required prior to final action by the Sedgwick County Board of County Commissioners. The Wichita City Council unanimously approved the vacation request at their April 12, 2016, meeting.

Alternatives: Not applicable.

Financial Considerations: Not applicable.

Legal Considerations: 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 is approved as to form and signed by County Counselor's Office. The original Vacation Order will be recorded with the Register of Deeds. Approval is by simple majority vote.

Policy Considerations: n/a