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Sedgwick County

525 North Main Street 3rd
Floor
Wichita, KS 67203

Legislation Text

File #: 16-224, **Version:** 1

VAC2015-00051 - Request to vacate a portion of a floodway reserve agreement on property generally located west of Kansas Highway K-15, midway between 47th and 55th Streets South and west of Clifton Avenue (County District 5).

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

Background: The applicant is requesting the vacation of the floodway reserve agreement (FILM 837/PAGE 201) to allow fill dirt to be placed in it. The revised and updated FEMA Flood Maps will take the place of the vacated floodway reserve agreement. The floodway reserve agreement was approved by the Sedgwick County Engineer and the Board of County Commissioners (BoCC) October 8, 1986.

Analysis: The Metropolitan Area Planning Commission (MAPC) voted (13-0) 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. 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 BoCC. The Wichita City Council unanimously approved the vacation request at their April 12, 2016, meeting.

Alternatives: Not applicable.

Financial Considerations: 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 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 requires a simple majority vote.

Policy Considerations: Not applicable.