City of Wichita
City Council Meeting
July 8, 2008

TO: Mayor and City Council

SUBJECT: VAC2007-00035 Request to vacate a portion of a platted utility easement; generally located west of 143rd Street East on the north side of 13th Street. (District II)

INITIATED BY: Metropolitan Area Planning Department

AGENDA: Planning (Consent)

Staff Recommendation: Approve.

MAPC Recommendation: Approve (unanimously).

Background: The applicants are requesting consideration for the vacation of a portion of the platted 40 foot utility easement, located on the south sides of Lots 8 and 9, Block 1, Savanna at Castle Rock Ranch 4th Addition. The applicants are proposing to finish construction of a masonry wall to buffer them from traffic on 13th Street. The applicants have provided a letter from the homeowner’s association approving the proposed masonry wall. This letter also approves of landscaping and irrigation outside of the wall. No private landscaping or irrigation can be placed in the 13th Street right-of-way (ROW). Sewer is located within the north portion of the platted 40 foot utility easement. Water is located in both the 13th and Castle Rock Streets ROW. Westar has utilities located within the described easement that serves both subject properties. The Savanna at Castle Rock Ranch 4th Addition was recorded with the Register of Deeds on June 9, 1993.

Analysis: The MAPC voted (11-0) 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.

Financial Considerations: None.

Goal Impact: Ensure efficient infrastructure.

Legal Considerations: A certified copy of the Vacation Order and hold harmless agreements will be recorded with the Register of Deeds.

Recommendation/Actions: Follow the recommendation of the Metropolitan Area Planning Commission and approve the Vacation Order, and authorize the necessary signatures.

Attachments: None.