

(Summary Published in the Leavenworth Times on July 30, 2021)

ORDINANCE NO. 8169

AN ORDINANCE VACATING A PORTION OF SANDERS STREET IN CENTRAL SUBDIVISION IN THE CITY OF LEAVENWORTH, LEAVENWORTH COUNTY, KANSAS, AND RETAINING UTILITY EASEMENTS, AND AMENDING APPENDIX C, ARTICLE I, STREET VACATIONS OF THE CITY OF LEAVENWORTH CODE OF ORDINANCES.

WHEREAS, a petition for the vacation of a part of Sanders Street in Central Subdivision, a subdivision of land in the City of Leavenworth, Leavenworth County, Kansas and fully described in Section 1, was filed with the Office of the City Clerk on March 19, 2021; and

WHEREAS, the City, working with the petitioner from March 19, 2021 to June 1, 2021, came to a mutual agreement regarding easement to be retained and resumed the vacation process; and

WHEREAS, the City Clerk of the City of Leavenworth, Kansas gave public notice of the same by publication in the official City newspaper on June 4, 2021 stating that a petition has been filed in the office of the City Clerk praying for such vacation, describing the property fully and setting July 13, 2021 as the hearing date on which the petition shall be presented to the Governing Body of the City for hearing and that at such time and place and giving instructions to all persons interested to be heard under the petition; and

WHEREAS, the petition did proceed to hearing as published and no objections were filed with the City Clerk or received at the time of the hearing; and

WHEREAS, all utility companies were notified and agreed to such vacation and the utility easement described in Exhibit A; and

WHEREAS, all the requirements of K.S.A. 12-504 *et. seq.* have been complied with.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF LEAVENWORTH, KANSAS:

Section 1. The part of the street to be vacated and retained easements are described as follows.



Road Vacation:

All that part of the West 230 feet of Sanders Street, lying South of and adjacent to Block 37 and North of and adjacent to Block 36, CENTRAL SUBDIVISION, City of Leavenworth, Leavenworth County, Kansas.

Retained Easement:


The North 15.00 feet of all that part of the West 230 feet of Sanders Street, lying South of and adjacent to Block 37 and North of and adjacent to Block 36, CENTRAL SUBDIVISION, City of Leavenworth, Leavenworth County, Kansas.

Section 2. Those certain streets, road, alleys, or rights-of-ways, as previously platted or otherwise, and being more fully described and depicted in Exhibit A, (less retained easements) are hereby vacated.

Section 3. EFFECTIVE DATE. This ordinance shall take effect and be in force from and after the date of its publication in the official city newspaper.

PASSED and APPROVED by the Governing Body on this 27th day of July 2021.




Nancy D. Bauder, Mayor

ATTEST:


Carla K. Williamson, CMC, City Clerk

Exhibit A to Ordinance 8169

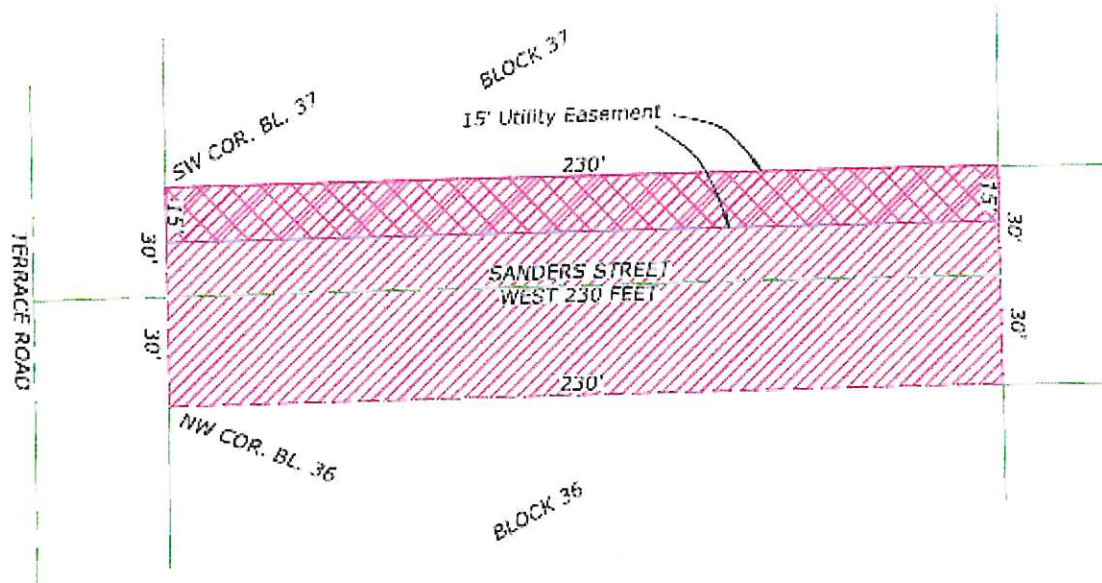
ROAD VACATION EXHIBIT

PREPARED FOR:
CITY OF LEAVENWORTH

ROAD VACATION:
All that part of the West 230 feet of Sanders Street, lying South of and adjacent to Block 37 and North of and adjacent to Block 36, CENTRAL SUBDIVISION, City of Leavenworth, Leavenworth County, Kansas.

EASEMENT DESCRIPTION:
The North 15.00 feet of all that part of the West 230 feet of Sanders Street, lying South of and adjacent to Block 37 and North of and adjacent to Block 36, CENTRAL SUBDIVISION, City of Leavenworth, Leavenworth County, Kansas.

NOTE:
The purpose of this exhibit is only for the representation of the proposed area to be vacated, as shown hereon in the hatched area. This does not constitute a boundary survey.



Scale 1" = 40'

Job # K-21-Clark
March 17, 2021 Rev. 6/11/21

HERRING
SURVEYING
& MAPPING
COMPANY

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Ph. 816.861.5650 Fax 816.874.5481
Email - survey@herringm.com



40 0 40 80 180
1" = 40'

THIS DOES NOT CONSTITUTE A BOUNDARY SURVEY