

THE CITY OF HAYSVILLE, KANSAS

ORDINANCE NO. 1139

**AN ORDINANCE VACATING A PORTION OF PLATTED COMPLETE ACCESS CONTROL EASEMENT WITHIN LOT 1, BLOCK 1 TIMBERLANE PLAZA ADDITION**

WHEREAS, the owners of certain platted property have requested vacation of portions of platted complete access control easement within Lot 1, Block 1 Timberlane Plaza Addition to Haysville, Sedgwick County, Kansas; and

WHEREAS, on February 27, 2025, after providing notice to the public, the Haysville Planning Commission held a public hearing and considered the request to vacate said complete access control easement at which time all interested persons in attendance were heard; and

WHEREAS, no written objections pursuant to KSA 12-505 to the proposed vacation was received by the Planning Commission at the time of or before the hearing; and

WHEREAS, the Planning Commission determined that due and legal notice of the petition to vacate was given as required by law, that no private rights will be injured or endangered by such vacation, that the public will suffer no loss or inconvenience thereby, and that in justice to the petitioner, the prayer of the petition ought to be granted; and

WHEREAS, the Governing Body adopts the findings of the Planning Commission and finds that no private rights will be injured by such proposed vacation of the herein described portion of platted complete access control easement, and that the same should be granted as provided herein.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF HAYSVILLE, KANSAS:

**Section 1.** The portion of the platted complete access control easement shown on the Map attached as Exhibit "A" and more particularly described as:

Commencing at the southeast corner of Lot 1, Block 1, Timberlane Plaza Addition to Haysville, Sedgwick County, Kansas; thence north along the east line of said Lot 1, bearing N00°51'53"W a distance of 115 feet to the POINT OF BEGINNING; thence continuing along the east line of said Lot 1 bearing N00°51'53"W a distance of 45 feet to the POINT OF TERMINATION

Together with:

Commencing at a point on the east line of Lot 1, Block 1 Timberlane Plaza Addition to Haysville, Sedgwick County, Kansas, said point being 205 feet south of the northeast corner of said Lot 1;

thence south along the east line of said Lot 1 bearing S00°51'53"E a distance of 105 feet to the POINT OF BEGINNING; thence continuing south on the east line of said Lot 1 bearing S00°51'53"E a distance of 45 feet to the POINT OF TERMINATION.

**Section 2.** Any lesser property rights, rights-of-ways, and easements for public service facilities originally held and currently in existence within the above-described portion of platted utility easement are hereby reserved to the city and the owners of any lesser property rights for public utilities.

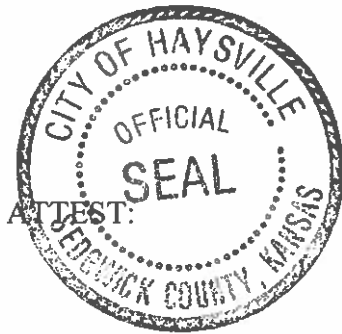
**Section 3.** Should any section, clause, sentence or phrase of this ordinance be found to be unconstitutional or is otherwise held invalid by any court of competent jurisdiction, such invalidity shall not affect the validity of any remaining provision herein.

**Section 4.** This ordinance shall take effect and be in force from and after its passage and publication of the ordinance, or a summary thereof, once in the City's official newspaper as provided by State law.

**Section 5.** The City Clerk shall certify a copy of this Ordinance to the Register of Deeds of Sedgwick County, Kansas for filing, all in accordance with K.S.A. 12-504, et. seq. and amendments thereto.

Passed and Approved by the Governing Body of the City of Haysville, Kansas this 14<sup>th</sup> day of April 2025.

Approved by the Mayor this 14<sup>th</sup> day of April, 2025.

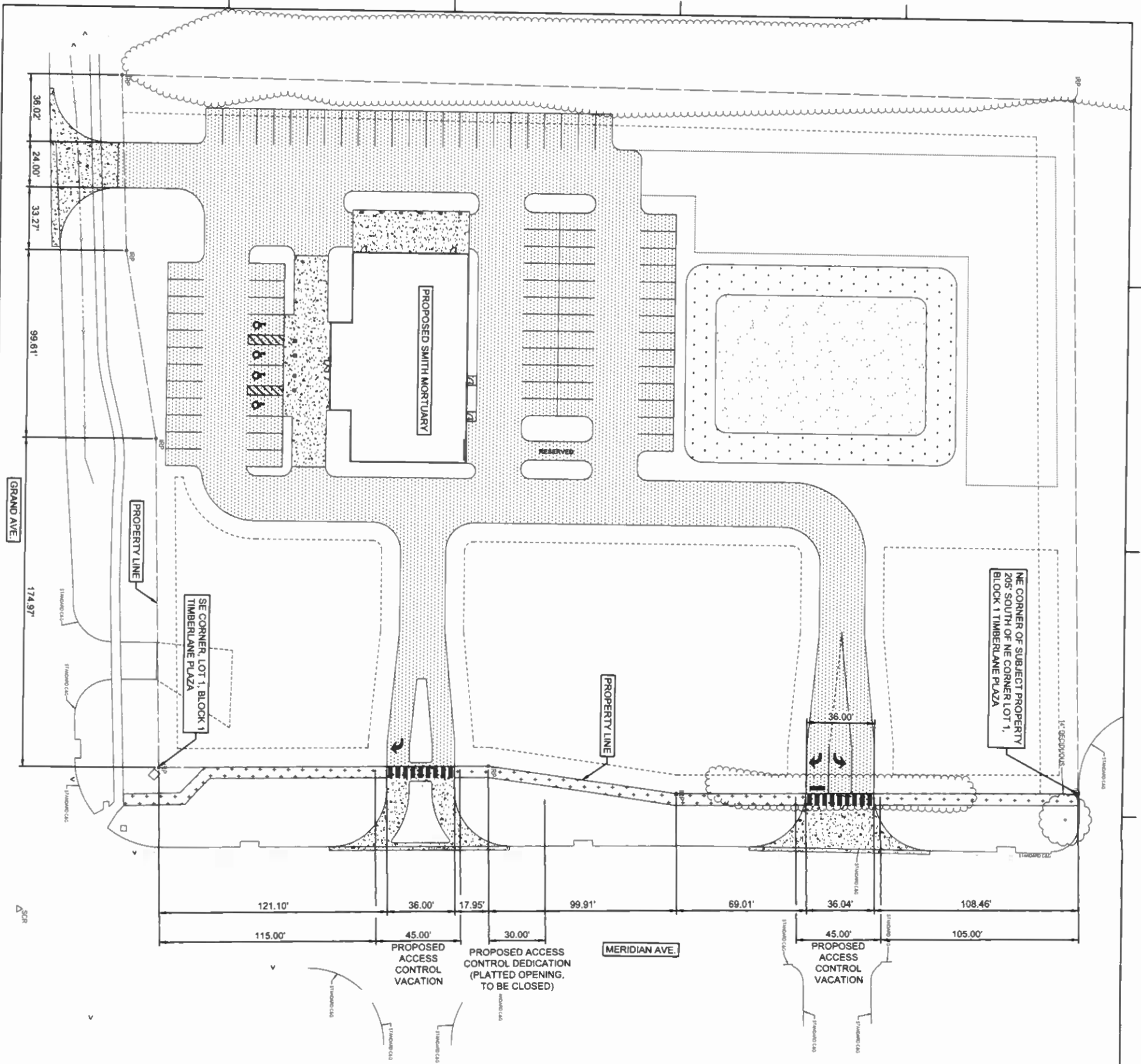


  
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Russ Kessler, Mayor

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Angela Fulton, City Clerk

Approved as to form:

  
\_\_\_\_\_  
Joshua Pollak, City Attorney



- PAVING LEGEND**
- PROPOSED CONCRETE PAVEMENT
  - PROPOSED ASPHALT PAVEMENT
  - PROPOSED CONCRETE SIDEWALK
  - PROPOSED STORMWATER DETENTION
  - PROPOSED DETENTION POND BOTTOM
- SITE PLAN LEGEND**
- PROPOSED PAD SITES



## SMITH MORTUARY

HAYSVILLE, KANSAS

### VACATION OF ACCESS CONTROL

NOT FOR  
CONSTRUCTION



Issue	
JOB NO.	240859-000
DATE	28 JANUARY 2024
PKL	DB
DESIGNED BY	NAR
DRAWN BY	NAR
CHECKED BY	DB
DRIVEWAY EXHIBIT	
CE104	