

**Application for the Vacation of
Public Right of Way or Easement
City of Lawrence, Kansas**

Date Application Submitted: _____

Procedures for Vacation Application:

1. Complete Vacation Application Form, including legal description.
2. Provide ownership list from Douglas County Clerk's Office for property owners within 200 feet of proposed vacation.
3. For vacation requests that are not initiated by City staff or the City Commission, please provide a check made payable to "City of Lawrence, Kansas" in the amount of \$200.00. This check should accompany the completed application, and is non-refundable. The application fee covers staff work and publication costs for the notices.

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Section 1. Property Owner Information. Provide information on property owner(s) adjoining proposed vacation requesting the vacation:

Name of Property Owner(s): Stephen N. Six
Address of Property Owner: 1131 West Hills Pkwy
 Lawrence, Kansas 66044
Telephone Number: (785) 865-0755

If the owner is represented by a third party (engineer, architect, attorney) who will serve as the applicant's representative, provide contact information:

NA

Section 2. Background Information.

- A) Describe the proposed vacation. What is proposed to be vacated? (e.g. Right-of-way, utility easement, drainage easement).

Drawn on the plat for the West Hills neighborhood, filed in 1931, are easements between the lots, 8 feet from the lot lines. I own all of lot 5 and the south half of lot 4. Separating lots 4 and 5, are easements 8 feet from the lot line, on each side, between these two lots. No utilities are apparent between these lots and, according to the registrar of deeds, no easements have been recorded on these lots. The proposal is to vacate the 8 foot easements drawn on the plat, one 8 feet north of the lot line between lots 4 and 5 and one 8 feet south of the lot line between lots 4 and 5.

- B) Describe the purpose or reason for seeking the proposed vacation:

I plan to submit a request for a building permit to add on to the house. The addition would cross the 8 foot easement lines drawn on the plat. The current existing garage is already built across the 8 foot easement on lot 5. The garage was built prior to our purchase of the house, sometime in the 1940's.

- C) Attach a copy of the plat of record of the property, indicating the location of the proposed vacation.

- D) Attach a copy of the legal description for the portion of the easement or right-of-way which is to be vacated.

Section 3. City Staff Review. The following items will be reviewed by City staff in the Public Works, Utilities and Planning Departments, as applicable.

- A) Will the proposed vacation impair access to a public street by any adjoining property owners? Yes or No, explain:

- B) Are utilities currently located in the easement or right-of-way?

Water	Yes or No
Sanitary Sewer	Yes or No
Stormsewer	Yes or No
Gas	Yes or No
Electric	Yes or No
Telephone	Yes or No
Cable	Yes or No

- C) Will the proposed vacation impair the ability of utilities to deliver services to the adjoining property and surrounding area?

- D) Should the vacation reserve any City rights?

- E) City staff recommendation for the proposed vacation:

Public Works	_____
Planning	_____
Utilities	_____

Section 4. After City staff approval, the property owner must execute a Petition for Vacation which will be prepared by City staff. Once a petition has been received, notice of the hearing on vacation will be published. The City Commission will consider the proposed vacation at the hearing, and if appropriate, authorize the Mayor to execute the Order of Vacation which vacates the easement or right-of-way.

Application of the Vacation of Easement, City of Lawrence

For: Stephen N. Six
1131 West Hills Pkwy
Lawrence, Kansas 66044

LEGAL DESCRIPTION OF EASEMENT LOCATION, ALSO SEE ATTACHED SURVEY

1. Easement one located 8 feet south of the lot line between lot 4 and lot 5; in Block 4, in West Hills, an Addition to the City of Lawrence, as shown by the recorded plat thereof, in Douglas County, Kansas.
2. Easement two located 8 feet north of the lot line between lot 4 and lot 5, in Block 4, in West Hills, an Addition to the City of Lawrence, as shown by the recorded plat thereof, in Douglas County, Kansas.