

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

Date Application Submitted: 1-31-2013

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): BLUEJAY APARTMENTS, INC.
Address of Property Owner: 3514 Clinton Parkway, Suite A-142
Lawrence, Kansas 66047
Telephone Number: 785 842-2510

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

J. Dean Grob, Grob Engineering Services, 785 856-1900, jdgrob@grobengineering.com

Section 2. Background Information.

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

Redbud Lane Right-of-Way South of 26th Street, Southridge Addition Number Three, Plat Book P7, Page 3

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

Right-of-way has been dedicated since 1964 and no street has ever been constructed nor will likely be constructed. Driveway for adjacent properties exists within the right-of-way.

- 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:

No, Both properties have access to 26th Street.

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

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

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

No, the proposed utility easement will provided the necessary access

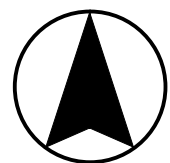
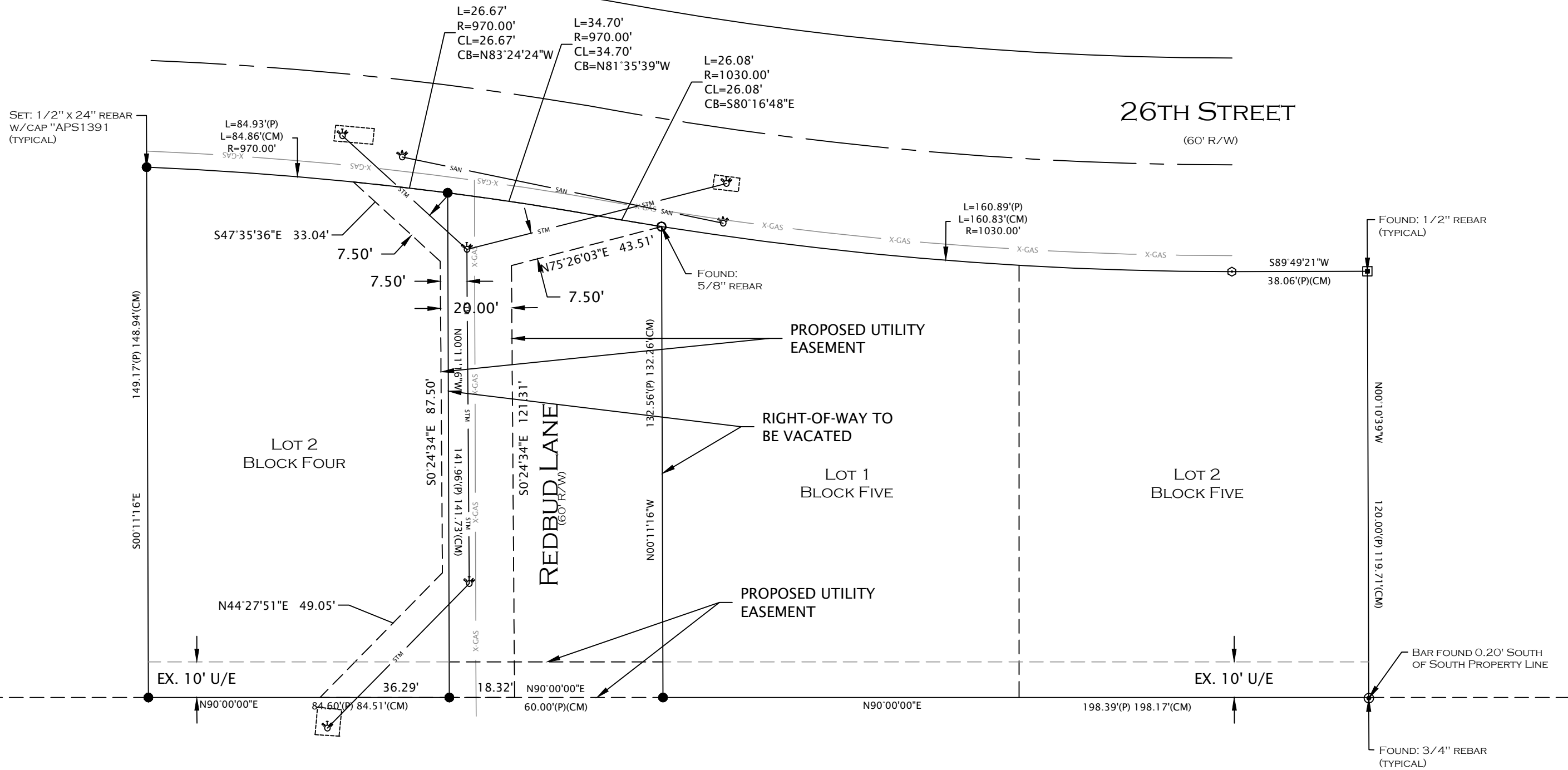
D) Should the vacation reserve any City rights?

No.

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.



SCALE: 1" = 30'

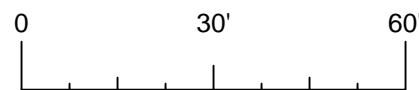


EXHIBIT "B"
SURVEY WITH NEW UTILITY EASEMENT
SOUTHRIDGE ADDITION NUMBER THREE