ORDINANCE NO. 17491

AN ORDINANCE introduced by Mayor Joan Wagonon relating to the vacation of a 5-foot wide public right-of-way as dedicated by Seabrook's Subdivision, on property located at 3915 S.W. 19th Street, City of Topeka, Kansas. (V00S/3) (Council District No. 6)

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. Pursuant to the requirements of K.S.A. 12-504 as amended, a petition by Sharon Kress, as property owner, has been filed with the office of the City Clerk, requesting the vacation of the following described public right-of-way located within the City of Topeka, Shawnee County, Kansas:

Beginning at a point 256.25 feet West and 1,355 feet South of the Northeast corner of the Southeast Quarter of Section 3, Township 11 South, Range 15 East of the 6th P.M., said point being the Northeast corner of Sewell Lot; thence Northerly 5 feet; thence Easterly 5 feet North of and parallel with the North line of Sewell Lot, for a distance of 66 feet; thence Southerly 5 feet to the Northeast corner of Sewell Lot; thence Westerly on the North line of said lot for a distance of 66 feet to the Point of Beginning.

Section 2. That said petition has been duly published for two (2) consecutive weeks in a newspaper of general circulation and on this April 11, 2000, the petition is ready for determination by the Council of the City of Topeka, Kansas.

Section 3. That the Council of the City of Topeka, after being duly informed and hearing the evidence presented finds that:

a. Legal notice was given as required by K.S.A. 12-504 as amended.

b. No private rights will be injured or endangered by such vacation.

c. The public will suffer no loss or inconvenience by such vacation.
Section 4. That the Council of the City of Topeka does hereby find that justice requires the petition of vacation to be granted and does hereby order the vacation of the below described public right-of-way located within the City of Topeka, Kansas:

Beginning at a point 256.25 feet West and 1,355 feet South of the Northeast corner of the Southeast Quarter of Section 3, Township 11 South, Range 15 East of the 6th P.M., said point being the Northeast corner of Sewell Lot; thence Northerly 5 feet; thence Easterly 5 feet North of and parallel with the North line of Sewell Lot, for a distance of 66 feet; thence Southerly 5 feet to the Northeast corner of Sewell Lot; thence Westerly on the North line of said lot for a distance of 66 feet to the Point of Beginning.

Section 5. This vacation shall not effect any other underlying easements, or restrictions whether platted or by instrument.

Section 6. The City Clerk is hereby directed to certify a copy of this ordinance to the Shawnee County Register of Deeds Office for appropriate recording.

Section 7. This ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

PASSED AND APPROVED by the Council of the City of Topeka, APR 11 2000, 2000.

Joan Wagoner, Mayor

ATTEST:  
Iris E. Walker, City Clerk