ORDINANCE NO. 17683

AN ORDINANCE introduced by Mayor Harry Felker amending the "District Map" referred to and made a part of the Zoning Ordinances by Section 48-1.04 of the Code of the City of Topeka, by providing for certain changes in zoning on property located on the north side of NW Independence Avenue, the centerline of which is approximately 720-feet west of NW Topeka Boulevard in the City of Topeka, Kansas, from "R-1" Single Family Dwelling District and "I-1" Light Industrial District ALL TO "PUD" Planned Unit Development District ("I-1" use group category). (Z01/5) (Council District No. 1)

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

Section 1. That the "District Map" referred to and made a part of the Zoning Ordinances by Section 48-1.04 of the Code of the City of Topeka, be, and the same is hereby amended, by reclassifying the following described property:

Commencing 501.60 feet south and 1,848.00 feet west of the northeast corner of the N.W. ¼ of Section 20, Township 11 South, Range 16 East of the 6th P.M.; thence south along the hedge fence 448.40 feet to Wilder North Line; thence west 841.50 feet to the center of Soldier Creek; thence northerly up the center of said creek to a point 726.00 feet west of the place of beginning; thence east 726.00 feet to the place of beginning in the City of Topeka, Shawnee County, Kansas, except the south 30 feet thereof and except beginning at a point 990.00 feet south and 1,862.00 feet west of the northeast corner of the N.W. ¼ of Section 20, Township 11 South, Range 16 East of the 6th P.M., the City of Topeka, Shawnee County, Kansas; thence north 2 degrees 37 minutes 12 seconds west, a distance of 125 feet to a point which is 990.00 feet south of the north line of the N.W. ¼ of Section 20, Township 11 South, Range 16; thence east 75 feet to the point of beginning, except the south 30 feet thereof deeded to the City of Topeka.

And except a part of the N.E. ¼ of Section 19 and the N.W. ¼ of Section 20, Township 11 South, Range 16 East of the 6th P.M. City of Topeka, Shawnee County, Kansas, being more particularly described as follows: Commencing at the northwest corner of the N.W. ¼ of Section 20; thence north 89 degrees 12 minutes 37 seconds east, 630.46 feet; thence south 0 degrees 2 minutes 53 seconds east, 511.58 feet; thence south 89 degrees 12 minutes 37 seconds west, 461.03 feet to the point of beginning; thence south 15 degrees 45 minutes 54 seconds west, 100.26 feet; thence south 17 degrees 19 minutes 37 seconds west, 133.27 feet; thence south 12 degrees 25 minutes 42 seconds west, 279.24 feet; thence south 89 degrees 12 minutes 37 seconds west, approximately 100 feet to the centerline of Soldier Creek; thence northerly along the centerline of Soldier Creek to a point 511.58 feet south of the north line of the N.W. ¼ of Section 20; thence north 89 degrees 12 minutes 37 seconds east, approximately 93 feet to the point of beginning, less the south 30 feet of the above described tract for street right-of-way.
from “R-1” Single Family Dwelling District and “I-1” Light Industrial District ALL TO “PUD” Planned Unit Development District subject to:

1. Use Group Category: “I-1” Light Industrial District.

2. Compliance with the recorded Master PUD Plan of Marlings Business Park Subdivision.

Section 2. That the “District Map” (Identification No. F-15) shall reflect the boundaries of this amendment as incorporated by this Ordinance. This Ordinance Number shall be fixed upon the “District Map”.

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. 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, May 15, 2001.

Harry Felker, Mayor

ATTEST:

Iris E. Walker, City Clerk

To Be Codified_____ Not To Be Codified ___X___

APPROVED AS TO FORM & LEGALITY: E.D.S.

MAY - 3 2001

CITY ATTORNEY'S OFFICE