ORDINANCE NO. 17747

AN ORDINANCE introduced by Mayor Harry Felker relating to the vacation of a platted 12 foot wide public utility easement extending north/south through the rear of property located at 2600 NW Topeka Boulevard as dedicated by Louk Subdivision, City of Topeka, Shawnee County, Kansas. (V01E/7) (Council District No. 1)

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

Section 1. That pursuant to the requirements of K.S.A. 12-504 as amended, a petition by Southwest Publishing and Mailing, as property owner, has been filed with the office of the City Clerk, requesting the vacation of the following described public utility easement located within the City of Topeka, Shawnee County, Kansas:

A portion of a platted 12 foot wide utility easement in Lot 1, Louk Subdivision, City of Topeka, Shawnee County, Kansas, the west line of which is coincident with the west line of Lot 1, extending from the south line of Lot 1 to an extension of the north line of Lot 8.

Section 2. That said petition has been duly published for two (2) consecutive weeks in a newspaper of general circulation and on September 4, 2001, 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 be granted and does hereby order the vacation of the below described public utility easement located within the City of Topeka, Kansas:

A portion of a platted 12 foot wide utility easement in Lot 1, Louk Subdivision, City of Topeka, Shawnee County, Kansas, the west line of which is coincident with the west line of Lot 1, extending from the south line of Lot 1 to an extension of the north line of Lot 8.
Section 5. This vacation shall not effect any other underlying easements or restrictions whether platted or by instrument.

Section 7. 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 8. 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 Sept. 4, 2001.

Harry H. Wolfe, Mayor

ATTEST:

Iris E. Walker, City Clerk

To Be Codified ___
Not To Be Codified X