ORDINANCE NO. 17748

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 within the Ward-Meade neighborhood of the City of Topeka, Kansas requesting to amend the District Zoning Classification from "R-1" Single Family Dwelling District, "M-2" Multiple Family Dwelling District and "C-2" Commercial District to "OS-1" Open Space District. (Z01/20) (Council District 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:

Portion of land is comprised of lots and tracts in the Fractional Southwest Quarter of Section 30 and District II comprised of lots and tracts in the Northwest Quarter of Section 31, both in Township 11 South Range 16 east of the 6th P.M., all in the City of Topeka, Shawnee County, Kansas, the boundaries of said districts are described as:

Portion of land beginning at the Northeast corner of Lot 200 on Clay Street in Woodlawn Addition; thence west-northwesterly, to the Northwest corner of Lot 200; thence south-southwesterly, to the Southwest corner of Lot 189 on Clay Street in Woodlawn Addition; thence east-southeasterly, to the Southeast corner of Lot 189; thence southeasterly, to a point on the Centerline of Clay Street which is also the Southwest corner of a tract described in Volume 1452 at page 275; thence east-southeasterly, on the South line of said tract, to a point on the East line of Fillmore Street which is also the Northwest corner of a tract recorded in Volume 3201 at page 390; thence south-southwesterly, to the Southwest corner of the last said tract; thence east-southeasterly, to the Southwest corner of the North 5 feet of Lot 17 on Western Avenue in Lakin Tract Addition; thence east-southeasterly, to the Southeast corner of the North 5 feet of said Lot 17; thence north-northeasterly, on the West line of Western Avenue, to a point which is 350.00 feet northerly of the Northwest corner of First Street and Western Avenue; thence at a right angle west-northwesterly, 10 feet; thence north-northeasterly, parallel with the West line of Western Avenue, to a point which is described as 439.21 feet northerly and 10.00 feet westerly of the Northwest corner of First and Western Avenues; thence west-northwesterly, on a non-tangential curve which is concave south-southwesterly, and having a radius measure of 1759.86 feet to a point described as 138.72 feet southerly and 161.75 feet easterly from the intersection of the East line of Clay Street and the Centerline of Grove Avenue; thence west-northwesterly, to a point which is 15 feet east of the Centerline of Clay Street, normal from a point which is 314.70 feet south-southwesterly from the intersection of the Centerline (formerly the East line,) of Clay Street extended and the South line
of the former C.R. I. & P. Railroad Right of Way; thence west-northwesterly, to the point of beginning; EXCEPT: All public street right of way

Portion of land beginning at the Southeast corner of Lot 108 on Western Avenue in the Original Town of Topeka; thence north-northeasterly, to the Northwest corner of the South Half of Lot 82 on Western Avenue in the Original Town of Topeka; thence east-southeasterly, to the Northeast corner of the South Half of said Lot 82; thence southeasterly, to the Southwest corner of the North 7 1/2 feet of Lot 83 on Taylor Street in the Original Town of Topeka; thence east-southeasterly, to the Southeast corner of the North 7 1/2 feet of said Lot 83; thence south-southwesterly, to the Southeast corner of Lot 107 on Taylor Street in the Original Town of Topeka; thence west-northwesterly, to the point of beginning; EXCEPT: All public alley right of way.

from "R-1" Single Family Dwelling District, "M-2" Multiple Family Dwelling District and "C-2" Commercial District to "OS-1" Open Space District.

Section 2. That the “District Map” (D-9, E-9) shall reflect the boundaries of this amendment as incorporated by this Ordinance. This Ordinance Number shall be fixed upon the “District Map”.

Section 3. The prospective use and development of real property located within the boundaries of the above described district shall be governed by City of Topeka Code Section 48-1.03 as may be amended; provided said real property was in conformity with zoning regulations in existence prior to the adoption of this ordinance.

Section 4. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 5. 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, November 13, 2001.

Harry Felker, Mayor

ATTEST:

Iris E. Walker, City Clerk

To Be Codified __
Not To Be Codified __X__