ORDINANCE NO. 17819

AN ORDINANCE introduced by Mayor Harry Felker relating to the vacation of the south 30 feet of a platted building setback, less the south 22 feet thereof, on property located at the northeast corner of SW Briarwood Lane and SW Jardine Terrace, in the City of Topeka, Kansas. (V02SB/3) (Council District No. 5)

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 Mary Ann Hill Trust, as property owners, has been filed with the office of the City Clerk, requesting the vacation of the following described building setback located within the City of Topeka, Shawnee County, Kansas:

The south 30 feet of Lot 11, Block 6, Briarwood West Subdivision, less the south 22 feet thereof, in the City of Topeka, Shawnee County, Kansas.

Section 2. That said petition has been duly published for two (2) consecutive weeks in a newspaper of general circulation and on this date, April 16, 2002, 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 platted building setback described below:

The south 30 feet of Lot 11, Block 6, Briarwood West Subdivision, less the south 22 feet thereof, in the City of Topeka, Shawnee County, Kansas.

Section 6. 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 April 16, 2002.

Harry Felker, Mayor

ATTEST:

Iris E. Walker, City Clerk

To Be Codified ___

Not To Be Codified X