ORDINANCE NO. 17917

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 about 3325 SW Gage Boulevard from “PUD” Planned Unit Development District to "C-4" Commercial District AND "C-2" Commercial District. (Z89/26) (Council District No. 7)

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:

Lot 1, Block “A”, Dayspring Subdivision in the City of Topeka, Shawnee County, Kansas, less the following described tract of land: Beginning at the Southwest Corner of said Lot 1, said point also being the intersection of the North right-of-way line of SW 33rd Terrace and the East right-of-way of SW Arrowhead Road; thence along said East right-of-way line North 00 degrees 34 minutes 21 seconds East, 87.48 feet; thence continuing along said right-of-way line on a 250.00 foot radius curve left an arc distance of 130.0 feet, said curve having a long chord bearing North 13 degrees 58 minutes 30 seconds West, 128.54 feet; thence North 55 degrees 48 minutes 33 seconds East, 41.80 feet; thence South 88 degrees 48 minutes 15 seconds East, 250.00 feet; thence South 00 degrees 49 minutes 39 seconds West, 233 feet to a point on the South Line of said Lot 1, Block A, Dayspring Subdivision; thence North 89 degrees 25 minutes 52 seconds West, 251 feet to the point of beginning.

from “PUD” Planned Unit Development District to "C-4" Commercial District; AND also by reclassifying the following described property:

A part of Lot 1, Block A, Dayspring Subdivision, City of Topeka, Shawnee County, Kansas described as follows: Beginning at the Southwest Corner of said Lot 1, said point also being the intersection of the North right-of-way line of SW 33rd Terrace and the East right-of-way of SW Arrowhead Road; thence along said East right-of-way line North 00 degrees 34 minutes 21 seconds East, 87.48 feet; thence continuing along said right-of-way line on a 250.00 foot radius curve left an arc distance of 130.0 feet, said curve having a long chord bearing North 13 degrees 58 minutes 30 seconds West, 128.54 feet; thence North 55 degrees 48 minutes 33 seconds East, 41.80 feet; thence South 88 degrees 48 minutes 15 seconds East, 250.00 feet; thence South 00 degrees 49 minutes 39 seconds West, 233 feet to a point on the South Line of said Lot 1, Block A, Dayspring Subdivision; thence North 89 degrees 25 minutes 52 seconds West, 251 feet to the point of beginning.
from "PUD" Planned Unit Development District to "C-2" Commercial District.

**Section 2.** That the "District Map" (Identification No. K-4 and L-4) 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, November 12, 2002.

[Seal of Topeka]

Harry Fesler, Mayor

ATTEST:

[Seal of Topeka]

Iris E. Walker, City Clerk

To Be Codified
Not To Be Codified _X_