ORDINANCE NO. 18005

AN ORDINANCE introduced by Mayor Harry Felker relating to the vacation of a portion of a 30-foot platted building setback along SW Randolph Avenue as dedicated by Crestwood Addition for property located at 2540 SW Randolph Avenue, City of Topeka, Shawnee County, Kansas. (V03SB/4) (Council District No. 6)

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 Jessie M. Sloan, as property owner, has been filed with the office of the City Clerk, requesting the vacation of the following described platted building setback located within the City of Topeka, Shawnee County, Kansas:

The east 2-feet of the west 30-feet of the south 32-feet of the north 51-feet of Lot 13, Block “5”, Crestwood Addition, 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 May 13, 2003, 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 platted building setback located within the City of Topeka, Kansas:

The east 2-feet of the west 30-feet of the south 32-feet of the north 51-feet of Lot 13, Block “5”, Crestwood Addition, City of Topeka, Shawnee County, Kansas.

Section 5. This vacation shall not effect any other underlying easements, or restrictions whether platted or by instrument.
Section 6. 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 7. 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 13, 2003.

Harry Felker, Mayor

ATTEST:

Iris E. Walker, City Clerk

To Be Codified ______
Not To Be Codified ______