ORDINANCE NO. 18059

AN ORDINANCE introduced by Mayor Harry Felker relating to the vacation of a 20-foot wide public alley right-of-way located in the 800 block of SE Adams Street as dedicated by the plat of C. K. Holliday’s Addition, City of Topeka, Shawnee County, Kansas. (V03A/3) (Council District No. 3)

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 Mainline Printing, Inc., as property owner, has been filed with the office of the City Clerk, requesting the vacation of the following described public alley right-of-way located within the City of Topeka, Shawnee County, Kansas:

An east to west alley in C. K. Holliday’s Addition to the City of Topeka, Shawnee County, Kansas, the south line of which is coincident with the north line of Lot 266 on Charles Street, extending from an extension of the west line of Charles Street to an extension of the east line of Adams Street.

Section 2. That said petition has been duly published for two (2) consecutive weeks in a newspaper of general circulation and on August 12, 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 alley right-of-way located within the City of Topeka, Kansas:
An east to west alley in C. K. Holliday's Addition to the City of Topeka, Shawnee County, Kansas, the south line of which is coincident with the north line of Lot 266 on Charles Street, extending from an extension of the west line of Charles Street to an extension of the east line of Adams Street.

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 August 12, 2003.

ATTEST:

Harry Felker, Mayor

Iris E. Walker, City Clerk

To Be Codified.

Not To Be Codified X