ORDINANCE NO. 18185

AN ORDINANCE introduced by Mayor James A. McClinton 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 on the north side of SE 29th Street, the centerline of which is approximately 1,530-feet west of SE Croco Road in the City of Topeka, Kansas from "R-1" Single Family Dwelling District, "R-1" Single Family Dwelling District with Resolution of Intent for "C-2" Commercial District ALL TO "PUD" Planned Unit Development District ("O&I-2", "C-2" and "R-1" use groups). (Z02/23) (Council District No. 4)

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:

Beginning at the SE corner of the SW ¼ of said Section 10; thence northerly along the ¼ Section Line 50 feet, north 0 degrees 20 minutes 38 seconds east; thence easterly 70 feet, north 89 degrees 31 minutes 30 seconds east to the point of beginning; thence 405.48 feet north 0 degrees 20 minutes 38 seconds east; thence 227.10 feet, south 89 degrees 39 minutes 22 seconds east; thence on a curve to the left having a radius of 130.00 feet and a length of 204.20 feet; thence 275.93 feet, north 0 degrees 20 minutes 38 seconds east; thence 639.82 feet north 77 degrees 2 minutes 57 seconds east; thence 458.83 feet, south 85 degrees 48 minutes 3 seconds east, to the easterly right-of-way line of Sagittarius Drive; thence 409.32 feet, north 0 degrees 27 minutes 59 seconds west; thence 144.08 feet, south 85 degrees 34 minutes 6 seconds east; thence 548.09 feet, north 0 degrees 44 minutes 0 seconds west; thence 755.96 feet, north 0 degrees 7 minutes 10 seconds west to a pint on the 29th Street right-of-way; thence 1,591.83 feet, south 89 degrees 31 minutes 30 seconds west to the point of beginning. Containing 33 acres more or less.

from "R-1" Single Family Dwelling District, "R-1" Single Family Dwelling District with Resolution of Intent for "C-2" Commercial District ALL TO "PUD" Planned Unit Development District ("O&I-2", "C-2" and "R-1" use groups), subject to:

1. Use and development of the site in accordance with the recorded Master PUD Plan of the Aquarian Center Subdivision.

Section 2. That the "District Map" (Identification No. J-16) 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, March 9, 2004.

ATTEST:

James A. McClinton, Mayor

Iris E. Walker, City Clerk

To Be Codified

Not To Be Codified X

FEB 20 2004
CITY ATTORNEY’S OFFICE