(Published in the Topeka Metro News February 21, 2007)

ORDINANCE NO. 18811

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr., amending and authorizing Trafficway Impact Fee District No. 70183-00, which provides for the construction of S Kansas Avenue from SW 37th Street to the Interstate 470 and S Topeka Boulevard intersection as more specifically described herein, all pursuant to City of Topeka Code § 130-761 et seq. and City of Topeka Code A12-1 and specifically repealing City of Topeka Ordinance No. 18346.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it is hereby deemed advisable and necessary and is also hereby authorized, pursuant to City of Topeka Code § 130-761 et seq., as may be amended and City of Topeka Code A12-1, that the following trafficway impact fee district improvement be made:

A. GENERAL NATURE OF IMPROVEMENT:

This project is for the construction of S Kansas Avenue from SW 37th Street to Interstate 470 and S Topeka Boulevard intersection. The proposed improvement will include grading a surfacing for a four or five lane roadway with concrete curb and gutter, sidewalks, and stormsewers. Other work includes potential widening of SW 37th Street Bridge east of S Kansas Avenue and traffic signals modifications.

B. PROPOSED TRAFFICWAY IMPACT FEE DISTRICT:

Begin at a point on the East right of way line of Topeka Avenue at a point 55 feet South of the north line of Section 19, Township 12 South, Range 16 East of the Sixth P.M.; thence Northeasterly to a point 40 feet South of the North line of Section 19 and 89.3 feet East of the West line of Section 19; thence Easterly on a line parallel with and 40 feet South of the North line of Section 19 to the Northeast corner of Beck-LeDoux Subdivision; thence South 10 feet to the Northwest corner of Lot 1, Adler Subdivision; thence Easterly 200 feet to the Northeast corner of said Lot 1; thence Northerly 10 feet to the Northwest corner of Lot A, Shakey Subdivision; thence Easterly 130.12 feet to the Northeast corner of said Lot A; thence Southerly 10 feet to the Northwest corner of Lot 1, Block “A”, Grandmother’s Subdivision; thence Easterly 130 feet to the Northeast corner of said subdivision; thence North 10 feet to a point 40 feet South of the North line of Section 19; thence Easterly parallel with and 40 feet South of the North line of Section 19, Township 12 South, Range 16 East of the Sixth P.M. to the Westerly right of way line of
Burlington Northern and Santa Fe Railroad right of way; thence Southwesterly on the West line of said railroad right of way to the North line of Vincent Subdivision; thence Westerly on the North line of Vincent Subdivision for a distance of 458.93 feet to the Easterly right of way line of Topeka Avenue; thence Northerly on said Easterly right of way line of Topeka Avenue to the point of beginning.

Less the right of way to be acquired for the proposed South Kansas Avenue extension.

C. **ESTIMATED OR PROBABLE COST:**

$5,317,197.00

D. **PROPOSED METHOD OF ASSESSMENT:**

On a square foot basis for all lots in the trafficway impact fee district.

E. **APPORTIONMENT OF COSTS:**

<table>
<thead>
<tr>
<th>Source</th>
<th>Amount (USD)</th>
</tr>
</thead>
<tbody>
<tr>
<td>City of Topeka General Obligation Bonds</td>
<td>$1,486,738.50</td>
</tr>
<tr>
<td>Trafficway Impact Fee District</td>
<td></td>
</tr>
<tr>
<td>(GO Bonds to be repaid)</td>
<td>$1,486,738.50</td>
</tr>
<tr>
<td>Kansas State Economic Development Funds</td>
<td>$1,000,000.00</td>
</tr>
<tr>
<td>Federal Surface Transportation Program Funds</td>
<td>$1,343,720.00</td>
</tr>
</tbody>
</table>

TOTAL $5,317,197.00

Section 2. That City of Topeka Ordinance No. 18346 is hereby specifically repealed.

Section 3. 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 City Council February 13, 2007.

CITY OF TOPEKA, KANSAS

William W. Bunten, Mayor

ATTEST:

Brenda Younger, Interim City Clerk