RESOLUTION NO. 17252

A RESOLUTION introduced by Mayor Felker declaring an interest in, and establishing a public hearing date for considering the unilateral annexation of certain lands to the City of Topeka, Kansas.

WHEREAS, the City of Topeka is a municipal corporation with powers of annexation as authorized by K.S.A. 12-519 et seq.; and

WHEREAS, the City of Topeka provides a number of municipal services to residents and businesses outside of the city limits, and there is strong interest by the City of Topeka to continue to provide such services to lands inside and outside of the present city limits; and

WHEREAS, the City of Topeka recognizes the need to have balanced growth in order to have a healthy economy, and provide for industrial development opportunities in addition to commercial and residential growth; and

WHEREAS, the following described land meets one or more of the conditions prescribed by K.S.A. 12-520(a)(1)-(6); and

WHEREAS, a report concerning the extension of municipal services to the proposed annexation area has been prepared as required by K.S.A. 12-520b; and

WHEREAS, the land to be annexed is located wholly within Shawnee County.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Topeka, Kansas that the City of Topeka is considering the annexation of certain eligible properties described as follows:
For the area generally bounded by 29th Street on the south, Croco Road on the west, 27th Street on the north, and the east line of Meadow View Subdivision on the east. The subdivisions are commonly known as Meadow View Subdivisions No. 1 and No. 2.

Plus:

The individual home sites of 2540, 2632 and 2636 Croco Rd. within the Peck Subdivision; 3625 Howard St. within the Meek Subdivision; and 2530 Croco Rd. within the Belhaze Subdivision.; and also

Area 2: For the area known as Croco Road R/W from the North Line of Shawnee Gardens Subdivision to the south R/W of 29th Street; and also

Area 3: The individual home site west of Croco Road which is an individual dwelling site inset in the Shawnee Gardens Subdivision, known as 2401 SE Croco Road.

These include the lots, tracts and lands in Shawnee County, Kansas legally described in Exhibit "A" attached hereto, and incorporated herein by this reference.

BE IT FURTHER RESOLVED, that a report setting forth plans for extending to the area proposed to be annexed the major municipal services available to residents of the City of Topeka, Kansas is on file in the office of the City Clerk, City Hall, 215 SE 7th Street, Topeka, Kansas, and is available for inspection during regular office hours.
BE IT FURTHER RESOLVED, that a sketch of the lots, tracts, and lands proposed to be annexed is marked as Sketch No. 1, attached hereto, and incorporated herein by this reference.

NOTICE OF PUBLIC HEARING

BE IT FURTHER RESOLVED, that a notice is hereby given that a public hearing will be held by the City Council of the City of Topeka, Kansas on October 14, 2002, at 7:00 p.m. at Shawnee Heights Elementary School, 2410 SE Burton, Topeka, Kansas 66605, during which the proposal for annexation, including the plan for extension of municipal services, will be presented and comments from all interested persons shall be heard.

BE IT FURTHER RESOLVED, that within ten (10) days of the adoption of this Resolution, the City Clerk of the City of Topeka, Kansas shall by certified mail serve a copy of this Resolution and sketch of the area proposed to be annexed on all owners of land within the area proposed to be annexed and other interested parties and entities prescribed in K.S.A. 12-520a(d)(1)-(7).

BE IT FURTHER RESOLVED, that this Resolution and sketch of the area proposed to be annexed shall be published once in the official City newspaper not less than one week nor more than two weeks preceding said public hearing.
ADOPTED and APPROVED by the City Council

CITY OF TOPEKA, KANSAS

Harry Felker, Mayor

ATTEST:

Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY
DATE 8/2/02
Exhibit A

Legal Descriptions

Area 1

Tracts in the Southwest Quarter of Section 11 and the Northwest Quarter of Section 14, in Township 12 South, Range 16 east of the 6th P.M., in Shawnee County, Kansas, described as: Beginning at the intersection of a line which is 40 feet south of the North line of the Northwest Quarter of Section 14 with a line which is 40 feet east of the West line of said Northwest Quarter; thence North 00°52'35" West, parallel with the West line of the Northwest Quarter of Section 14, to an intersection with the North line of said Northwest Quarter; thence North 00°51'18" West, on a line which is 40 feet east of the West line of the Southwest Quarter of Section 11, on the East line of Croco Road and its extensions, to the Northwest corner of Lot 1, Block "A" in Meek Subdivision; thence easterly, on the South line of Howard Drive, to the Northeast corner of Lot 2, Block "A" in Meek Subdivision; thence southerly, 361.1 feet, to the Southeast corner of Lot 4, Block "A" in Peck Subdivision; thence North 89°03'35" East, on the North line of S.E. 27th Street, and its extension, to an intersection with an extension of the East line of Meadow View Subdivision; thence South 00°53'04" East, on the East line of Meadow View Subdivision and on the East line of Meadow View Subdivision No. 2, to the Southeast corner of the Southwest Quarter of the Southwest Quarter of Section 11; thence southerly, to the Northwest corner of Lot 1, Block "A" in Fair Meadows Subdivision; thence South 89°14'04" West, on a line which is 40 feet south of the North line of the Northwest Quarter of Section 14, to the point of beginning.

ALSO: Lot 1, Block "A" in Peck Subdivision and Lot 29, Block A in Belhaze Subdivision.

Contains 46.378 acres, more or less.

Area 2

Tracts in the Northeast and Southeast Quarters of Section 10, in the Northwest and Southwest Quarters of Section 11, the Northeast Quarter of Section 15 and the Northwest Quarter of Section 14, all in Township 12 South, Range 16 east of the 6th P.M., in Shawnee County, Kansas, described as: Beginning at a point on the East line of the Northeast Quarter of Section 15 which is 40 feet south of the Northeast corner of said Northeast Quarter; thence South 88°39'53" West, on a line which is 40 feet south of the North line of the Northeast Quarter of Section 15, to an intersection with a line which is 30 feet west of the East line of said Northeast Quarter; thence North 00°52'35" West, parallel with the East line of the Northeast Quarter of said Section 15, to an intersection with the North line of said Northeast Quarter; thence North 00°51'18" West on a line which is 30 feet west of the East line of the Southwest Quarter of Section 10, on the West line of Croco Road, to an intersection with the North line of the Southeast Quarter of said Section 10; thence South 88°33'56" West, on the South line of the Northeast Quarter of Section 10, to the Southeast corner of Lot 12, Block "E" in Shawnee
Exhibit A

Gardens Subdivision; thence North 00°37'38" West, on the West line of Croco Road, to the Northeast corner of Lot 27 Block "D" in Shawnee Gardens Subdivision; thence North 89°22'22" East, 10.00 feet; thence North 00°37'38" West, on the West line of Croco Road, 215.00 feet; thence South 89°22'22" West, 10.00 feet, to the Southeast corner of Lot 4, Block "D" in Shawnee Gardens Subdivision; thence North 00°37'38" West, on the West line of Croco Road, and its extension, to the Northeast corner of Lot 6, Block "B" in Shawnee Gardens Subdivision; thence North 88°36'24" East, 40.00 feet, to the Northeast corner of the Southwest Quarter of the Northeast Quarter of Section 10; thence North 89°49'34" East, 40.00 feet, to the Northwest corner of Lot 1, Block 'E' in Belhaze Subdivision No.2; thence South 00°37'38" East, on a line which is 40 feet east of the West line of the Northwest Quarter of Section 11, on the East line of Croco Road, to the Southwest corner of Lot 25, Block A in Belhaze Subdivision; thence South 00°52'35" East, on a line which is 40 feet east of the West line of the Southwest Quarter of Section 11, on the East line of Croco Road, to the Southwest corner of Lot 27, Block A in Belhaze Subdivision; thence westerly, on an extension of the South line of said Lot 27, to an intersection with a line which is 30 feet east of the West line of the Southwest Quarter of Section 11; thence South 00°52'35" East, parallel with the West line of said Southwest Quarter, on the East line of Croco Road, to an intersection with an extension of the North line of Lot 29, Block A in Belhaze Subdivision; thence easterly, on the extension of the North line of Lot 29, to the Northwest corner of Lot 29; Subdivision; thence South 00°51'18" East, on a line which is 40 feet east of the West line of the Southwest Quarter of Section 11, being the East line of Croco Road and its extensions, to an intersection with the South line of said Southwest Quarter; thence South 00°52'35" East, parallel with the West line of the Northwest Quarter of Section 14, to an intersection with a line which is 40 feet south of the North line of said Northwest Quarter; thence South 88°44'06" West, parallel with the North line of the Northwest Quarter of Section 14, to the point of beginning.

Contains 6.662 acres, more or less.

Area 3

A tract in the Northeast Quarter of Section 10, in Township 12 South, Range 16 east of the 6th P.M., in Shawnee County, Kansas, described as: Beginning at the Northeast corner of Lot 27, Block "D" in Shawnee Gardens Subdivision; thence South 89°22'22" West, 275.00 feet, to the most easterly Southeast corner of Lot 16, Block "D" in Shawnee Gardens Subdivision; thence North 00°37'38" West, 215.00 feet, to the most easterly Northeast corner of Lot 15, Block "D" in Shawnee Gardens Subdivision; thence North 89°22'22" East, to the Southeast corner of Lot 4, Block "D" in Shawnee Gardens Subdivision; thence continuing on North 89°22'22" East, 10.00 feet, thence South 00°37'38" East, on the West line of Croco Road, 215.00 feet; thence South 89°22'22" West, 10.00 feet, to the point of beginning.