RESOLUTION OF ADVISABILITY AND AUTHORIZATION NO. 8486

A RESOLUTION introduced by City Manager Jim Colson, authorizing Sanitary Sewer Improvement Project No. T-401039.00 which provides for sanitary sewer service to the Kansas Education and Science Park as more specifically described herein.

WHEREAS, the City Clerk has received a petition, pursuant to K.S.A. 12-6a01, et seq., as amended, containing the signatures of the owners of 100% of the area in the improvement district hereinafter described; and

WHEREAS, seven (7) days have elapsed since the filing of said petition.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Topeka, Kansas, that it finds Sanitary Sewer Improvement Project No. T-401039.00, hereinafter described, to be advisable and does hereby authorize and order said improvement to be made in accordance with its findings as follows:

A. GENERAL NATURE OF IMPROVEMENT:

To provide sanitary sewer service to the following described area with piping, manholes, engineering and all other contingencies required for a complete project.

B. PROPOSED IMPROVEMENT DISTRICT:

Kanza Education and Science Park
Block B, Lots 2-5, 7 and 8
Block C, Lots 1 and 2
Block D, Lots 4, 6 and 7

AND an unplatted parcel (Bettis Parcel) at the southwest corner of SW Kanza Drive and SW MacVicar Ave described as follows:

A TRACT OF LAND IN THE NORTHEAST QUARTER OF SECTION 26, TOWNSHIP 11 SOUTH, RANGE 15 EAST OF THE SIXTH PRINCIPAL MERIDIAN, IN THE CITY OF TOPEKA, SHAWNEE COUNTY, KANSAS, COMMENCING AT THE SOUTHEAST
CORNER OF SAID NORTHEAST QUARTER; THENCE ON AN ASSUMED NORTH AZIMUTH OF 359 DEGREES 51 MINUTES 46 SECONDS, 51.14 FEET ALONG THE EAST LINE OF SAID NORTHEAST QUARTER; THENCE ON AZIMUTH 270 DEGREES 01 MINUTES 05 SECONDS, 77.86 FEET TO THE NORTHEAST CORNER OF KANZA BUSINESS AND TECHNOLOGY PARK SUBDIVISION NO. 3, AS RECORDED IN PLAT BOOK 40, PAGE 91, IN THE PUBLIC RECORDS OF SAID COUNTY, AND THE POINT OF BEGINNING; THENCE ON AZIMUTH 270 DEGREES 01 MINUTES 05 SECONDS, 320.00 FEET ALONG THE NORTH LINE OF SAID SUBDIVISION AND ITS EXTENSION; THENCE ON AZIMUTH 359 DEGREES 51 MINUTES 46 SECONDS, 309.14 FEET; THENCE ON AZIMUTH 89 DEGREES 51 MINUTES 46 SECONDS, 41.90 FEET TO THE BEGINNING OF A CURVE TO THE RIGHT HAVING A RADIUS OF 462.50 FEET; THENCE EASTERLY, 143.62 FEET ALONG SAID CURVE WITH A CHORD WHICH BEARS ON AZIMUTH 98 DEGREES 45 MINUTES 32 SECONDS, 143.04 FEET TO THE BEGINNING OF A CURVE TO THE LEFT HAVING A RADIUS OF 537.50 FEET; THENCE EASTERLY, 136.59 FEET ALONG SAID CURVE WITH A CHORD WHICH BEARS ON AZIMUTH 100 DEGREES 22 MINUTES 29 SECONDS, 136.23 FEET TO A POINT ON THE WEST RIGHT OF WAY LINE OF MACVICAR AVENUE, AS RECORDED IN BOOK 4389, PAGE 172; THENCE ON AZIMUTH 179 DEGREES 58 MINUTES 19 SECONDS, 27.53 FEET ALONG SAID RIGHT OF WAY LINE; THENCE ON AZIMUTH 89 DEGREES 51 MINUTES 51 SECONDS, 7.09 FEET ALONG SAID RIGHT OF WAY LINE TO A POINT ON THE WEST RIGHT OF WAY LINE OF SW MACVICAR AVENUE, AS RECORDED IN BOOK 3614, PAGE 757, SAID POINT BEING ON A NON-TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 4642.50 FEET; THENCE SOUTHERLY, 138.57 FEET ALONG SAID RIGHT OF WAY LINE AND CURVE WITH A CHORD WHICH BEARS ON AZIMUTH 180 DEGREES 52 MINUTES 22 SECONDS, 138.57 FEET; THENCE ON AZIMUTH 270 DEGREES 01 MINUTES 05 SECONDS, 1.50 FEET ALONG SAID RIGHT OF WAY LINE; THENCE ON AZIMUTH 180 DEGREES 01 MINUTES 05 SECONDS, 96.96 FEET ALONG SAID RIGHT OF WAY LINE TO THE POINT OF BEGINNING.

C. ESTIMATED OR PROBABLE COST:

$$696,800.00$$

D. PROPOSED METHOD OF ASSESSMENT:

On a unit basis for all lots and parcels which are included in the Improvement District. (67 total units)
Kanza Education and Science Park
Block B, Lot 2 (7 Units)
Block B, Lot 3, (7 Units)
Block B, Lot 4 (7 Units)
Block B, Lot 5 (4 Units)
Block B, Lot 7 (5 Units)
Block B, Lot 8 (2 Units)
Block C, Lot 1 (20 Units)
Block C, Lot 2 (7 Units)
Block D, Lot 4 (2 Units)
Block D, Lot 6 (3 Units)
Block D, Lot 7 (1 Unit)
Bettis Parcel (2 Units)

E. APPORTIONMENT OF COSTS:
Costs are to be paid 100% by owners of property within the Improvement District over a ten (10) year period.

Upon completion of the project described herein, the City Clerk is hereby directed to provide all publication and mailed notices in accordance with the provisions of K.S.A. 12-6a01, et seq., as amended.

THIS RESOLUTION shall become effective upon one publication in the official city newspaper.

ADOPTED and APPROVED by the Governing Body on January 22, 2013.

CITY OF TOPEKA, KANSAS

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William W. Bunten, Mayor

ATTEST:

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Brenda Younger, City Clerk