RESOLUTION NO. 8544

CONDITIONAL USE PERMIT

A RESOLUTION introduced by City Manager Jim Colson, in accordance with Section 18.70.030(c)(11) of the Topeka Municipal Code approving a Conditional Use Permit to allow for a public utility structure on property zoned “R-1” Single-Family Dwelling District and located at the dead-end intersection of NW Menninger Road and NW Green Hills Road. (CU12/3) (Council District No. 2)

BE IT RESOLVED by the Council of the City of Topeka, Kansas, that the application under the provisions of TMC 18.190.030(2) approving a Conditional Use Permit to allow for a public utility structure on property currently zoned “R-1” Single-Family Dwelling District and located at the dead-end intersection of NW Menninger Road and NW Green Hills Road in the City of Topeka, Kansas, and legally described as:

That part of the Southeast Quarter of Section 12, Township 11 South, Range 15 East of the Sixth Principal Meridian, City of Topeka, Shawnee County, Kansas described as follows:

Commencing at the southeast corner of said Southeast Quarter; thence, along the south line of said Southeast Quarter on an assumed bearing of S87°59'24"W, 30.00 feet to the west right-of-way line of Green Hills Road; thence, along said west right-of-way line, N01°24'00"W, 214.28 feet to the Point of Beginning; thence, S87°59'24"W, 100.00 feet; thence, N01°24'00"W, 100.00 feet to the south right-of-way line of Gregg Street; thence, along said south right-of-way line, N87°59'24"E, 100.00 feet to said west right-of-way line of Green Hills Road; thence, along said west right-of-way line, S01°24’00”E, 100.00 feet to the point of beginning.

The above described contains 10,000 square feet, more or less, encumbered by 2,399 square feet of existing City of Topeka Sanitary Sewer Easement as described in Miscellaneous Book 2573, Page 751 in the Office of the Register of Deeds in said County.

be, and the same is hereby approved, subject to:

1. Use and development of the site in accordance with the approved Conditional Use Permit site plan for City of Topeka Pump Station #32

ADOPTED AND APPROVED by the Governing Body of the City of Topeka, August 27, 2013.

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Larry E. Wolgast, Mayor

ATTEST:

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Brenda Younger, City Clerk