

(Published in the Topeka Metro News January 10, 2022)

ORDINANCE NO. 20334

AN ORDINANCE introduced by Interim City Manager William Cochran authorizing initiation of condemnation proceedings to acquire property interests for a street improvement project at SE California (37th to 45th)(Project No. T-701021.00).

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF TOPEKA, KANSAS:

Section 1. That it is hereby declared necessary to condemn and appropriate for the use of the City of Topeka certain property within the corporate limits of the City of Topeka for street improvement, said properties being described as follows:

Parcel 8 (3819 SE California Avenue)

Owner of Record: Loancare, LLC
3637 Sentara Way
Virginia Beach, VA 23452

Contract Purchaser: NONE

Lienholder of Record: NONE

Party in Possession: Owner

Party of Interest: NONE

PROPERTY TO BE ACQUIRED:

Temporary Easement:

A portion of Lot 18, Matthews Acres, in the City of Topeka, Shawnee County, Kansas, more particularly described as follows: the East 20.00 feet of Lot 18, Matthews Acres, City of Topeka, Kansas. Contains 2,015 square feet more or less.

This easement expires one (1) year after acceptance of project for maintenance.

Parcel 26 (SE 38th St, Parcel ID 1352102002006000)

Owner of Record: Carl W. Noble c/o
Joy Essman
2520 SE 85th St
Berryton, KS 66409-9546

Contract Purchaser: NONE

Lienholder of Record: NONE

Party in Possession: Vacant Land

Party of Interest: NONE

PROPERTY TO BE ACQUIRED:

Fee Simple:

Part of Lot 1, Block 'C', California Acres No. 3 Subdivision, in the City of Topeka, Shawnee County, Kansas, more particularly described as follows: all of Lot 1, Block 'C', California Acres No. 3 Subdivision, except that portion taken in Eminent Domain Case No. 1995-CV-1034, filed in the Office of the Clerk of the District Court of Shawnee County, Kansas, in the City of Topeka, Kansas. Containing 12,181 square feet, more or less.

Section 2. That the City Attorney of the City of Topeka, Kansas, on behalf of the governing body of the City of Topeka, Kansas shall present a written application to the District Court of Shawnee County, Kansas, for the appointment of appraisers to make the appraisal and assessment required by law when land is taken for public purposes, and said City Attorney shall do all things necessary for the condemnation of said land completing the appropriation of the same for public purposes.

Section 3. This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

71 PASSED and APPROVED by the Governing Body January 4, 2022.

72 CITY OF TOPEKA, KANSAS

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Michael A. Padilla, Mayor

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79 ATTEST:

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Brenda Younger, City Clerk