

(Published in the Topeka Metro News March 26, 2008)

ORDINANCE NO. 19060

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr. amending the "District Map" referred to and made a part of the Zoning Ordinances by Section 48-1.04 of the Code of the City of Topeka, by providing for certain changes in zoning on a property generally located south of SE 15th Street between SE Maryland Avenue and SE Adams Street from "M-2" Multiple-Family Dwelling District and C-4" Commercial District **ALL TO** "C-2" Commercial District. **(Z08/5) (Council District No. 3)**

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

Section 1. That the "District Map" referred to and made a part of the Zoning Ordinances by Section 48-1.04 of the Code of the City of Topeka, be, and the same is hereby amended, by classifying the following described property:

BEGINNING AT A POINT ON THE WEST LINE OF BRANNER STREET, WHICH IS 200 FEET SOUTHEASTERLY OF THE SOUTH LINE OF 15TH STREET; THENCE SOUTHWESTERLY AT RIGHT ANGLES TO BRANNER STREET 50 FEET; THENCE SOUTHERLY PARALLEL WITH THE WEST LINE OF BRANNER STREET 50 FEET; THENCE NORTHEASTERLY 50 FEET TO A POINT ON THE WEST LINE OF BRANNER STREET, WHICH IS 50 FEET SOUTHEASTERLY FROM THE PLACE OF BEGINNING, THENCE NORTHWESTERLY 50 FEET TO THE PLACE OF BEGINNING, IN SHAWNEE COUNTY, KANSAS.

AND

A TRACT OF LAND IN THE SOUTHWEST QUARTER OF SECTION 5, TOWNSHIP 12 SOUTH, RANGE 16 EAST OF THE 6TH P.M., IN THE CITY OF TOPEKA, SHAWNEE COUNTY, KANSAS, DESCRIBED AS FOLLOWS: BEGINNING AT THE SOUTHWEST CORNER OF 15TH AND BRANNER STREETS; THENCE SOUTHEASTERLY ALONG THE WEST LINE OF BRANNER STREET, 200 FEET; THENCE WESTERLY AT RIGHT ANGLES TO THE WEST LINE OF BRANNER STREET, 50 FEET; THENCE WESTERLY PARALLEL TO THE SOUTH LINE OF 15TH STREET, 65.05 FEET; THENCE NORTH PARALLEL TO THE WEST LINE OF SAID SOUTHWEST QUARTER, 206.37 FEET; THENCE EASTERLY ALONG THE SOUTH LINE OF 15TH STREET, 62.19 FEET TO THE POINT OF BEGINNING, LESS THAT PART DEEDED TO THE CITY OF TOPEKA, FOR ROAD RIGHT OF WAY, AS RECORDED AT BOOK 2242, PAGE 598, BOOK 2247, PAGE 272, BOOK 2247, PAGE 274, AND AT BOOK 2247, PAGE 279.

AND

LOT 1, BLOCK A, JORDAN PATTERSON SUBDIVISION IN THE CITY OF TOPEKA, SHAWNEE COUNTY, KANSAS.

AND

A PORTION OF THE NORTH 16 CHAINS OF THE WEST 6.25 CHAINS OF THE SOUTHWEST QUARTER OF SECTION 5, TOWNSHIP 12 SOUTH, RANGE 16 EAST OF THE SIXTH PRINCIPAL MERIDIAN, IN THE CITY OF TOPEKA, SHAWNEE COUNTY, KANSAS.

ALL BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

A TRACT OF LAND IN THE SOUTHWEST QUARTER OF SECTION 5, TOWNSHIP 12 SOUTH, RANGE 16 EAST OF THE SIXTH PRINCIPAL MERIDIAN, IN THE CITY OF TOPEKA, SHAWNEE COUNTY, KANSAS, DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF SAID SOUTHWEST QUARTER; THENCE ON AN ASSUMED NORTH AZIMUTH 87 DEGREES 55 MINUTES 27 SECONDS, 247.50 FEET ALONG THE NORTH LINE OF SAID NORTHWEST QUARTER TO THE EAST RIGHT OF WAY LINE OF ADAMS STREET; THENCE ON AZIMUTH 196 DEGREES 24 MINUTES 22 SECONDS, 84.21 FEET ALONG SAID RIGHT OF WAY LINE; THENCE ON AZIMUTH 205 DEGREES 21 MINUTES 11 SECONDS, 104.59 FEET ALONG SAID RIGHT OF WAY LINE TO THE SOUTH RIGHT OF WAY LINE OF SOUTHEAST 15TH STREET AND THE POINT OF BEGINNING; THENCE ON AZIMUTH 196 DEGREES 53 MINUTES 44 SECONDS, 172.10 FEET ALONG SAID EAST RIGHT OF WAY LINE; THENCE ON AZIMUTH 106 DEGREES 53 MINUTES 44 SECONDS, 292.91 FEET TO THE NORTHWEST CORNER OF LOT 5, DRAKE SUBDIVISION, ACCORDING TO THE RECORDED PLAT THEREOF; THENCE ON AZIMUTH 88 DEGREES 09 MINUTES 55 SECONDS, 354.47 FEET ALONG THE NORTH LINE OF SAID DRAKE SUBDIVISION TO THE WEST RIGHT OF WAY LINE OF SOUTHEAST MARYLAND AVENUE (FORMERLY BRANNER STREET); THENCE ON AZIMUTH 345 DEGREES 34 MINUTES 20 SECONDS, 288.87 FEET ALONG SAID WEST RIGHT OF WAY LINE TO THE SOUTH RIGHT OF WAY LINE OF SOUTHEAST 15TH STREET; THENCE ON AZIMUTH 265 DEGREES 57 MINUTES 00 SECONDS, 280.38 FEET ALONG SAID SOUTH RIGHT OF WAY LINE; THENCE ON AZIMUTH 272 DEGREES 19 MINUTES 17 SECONDS, 190.90 FEET ALONG SAID SOUTH RIGHT OF WAY LINE; THENCE ON AZIMUTH 235 DEGREES 14 MINUTES 25 SECONDS, 51.29 FEET ALONG SAID SOUTH RIGHT OF WAY LINE TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED TRACT CONTAINS 3.39 ACRES, MORE OR LESS.

from "M-2" Multiple-Family Dwelling District and C-4" Commercial District **ALL TO** "C-2" Commercial District.

Section 2. This Ordinance Number shall be fixed upon the "District Map".

Section 3. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section 4. 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 Council of the City of Topeka, March 18, 2008.

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk

To Be Codified _____

Not To Be Codified X