

(Published in the Topeka Metro News May 21, 2008)

ORDINANCE NO. 19084

AN ORDINANCE introduced by City Manager Norton N. Bonaparte, Jr. relating to the vacation of the vehicular traffic restriction located along SE California Avenue on property at 2001 SE 10th Avenue, City of Topeka, Shawnee County, Kansas. **(V08RA/1) (Council District No. 3)**

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

Section 1. That pursuant to the requirements of K.S.A. 12-504 as amended, a petition by Marco A. Maldonado, as property owner, has been filed with the office of the City Clerk, requesting the vacation of the following described platted vehicular traffic restriction located within the City of Topeka, Shawnee County, Kansas:

A portion of the West line of Lot 1, Block “A” in Maldonado Subdivision in the City of Topeka, Shawnee County, Kansas, described as: Commencing at the Northwest corner of said Lot 1; thence southerly on the West line of Lot 1, 170 feet to the point of beginning; thence southerly on the West line of Lot 1, 35 feet to the point of termination.

Section 2. That said petition has been duly published for two (2) consecutive weeks in a newspaper of general circulation and on May 13, 2008, the petition is ready for determination by the Council of the City of Topeka, Kansas.

Section 3. That the Council of the City of Topeka, after being duly informed and hearing the evidence presented finds that:

- a. Legal notice was given as required by K.S.A. 12-504 as amended.
- b. No private rights will be injured or endangered by such vacation.

c. The public will suffer no loss or inconvenience by such vacation.

Section 4. That the Council of the City of Topeka does hereby find that justice requires the petition of vacation be granted and does hereby order the vacation of the below described platted vehicular traffic restriction located within the City of Topeka, Kansas:

A portion of the West line of Lot 1, Block “A” in Maldonado Subdivision in the City of Topeka, Shawnee County, Kansas, described as: Commencing at the Northwest corner of said Lot 1; thence southerly on the West line of Lot 1, 170 feet to the point of beginning; thence southerly on the West line of Lot 1, 35 feet to the point of termination.

Section 5. This vacation shall not effect any other underlying easements, or restrictions whether platted or by instrument.

Section 6. The City Clerk is hereby directed to certify a copy of this ordinance to the Shawnee County Register of Deeds Office for appropriate recording.

Section 7. 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 May 13, 2008.

William Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk

To Be Codified

Not To Be Codified X