

(Published in the Topeka Metro News June 28, 2010)

**ORDINANCE NO. 19438**

**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 18.50.050 of the Topeka Municipal Code (TMC), by providing for certain changes in the Master PUD Plan of McCrite Plaza Retirement Apartments and Health Center Revision No. 3. By adding properties located at 1700 SW 37<sup>th</sup> Street and 3624 SW Garfield Avenue in the City of Topeka, Kansas for the accommodation of landscaping and additional parking. **(Z90/30G) (Council District No. 5)**

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

**Section 1.** That the Master PUD Plan of McCrite Plaza Retirement Apartments and Health Center Revision No. 3, is hereby amended in accordance with TMC 18.190.070(b), by adding properties located at 1700 SW 37<sup>th</sup> Street and 3624 SW Garfield Avenue in the City of Topeka, Kansas to the plan for the accommodation of landscaping and additional parking. On property described as follows:

**All of McCrite Subdivision No. 2 and Lots 1, 2, & 3, Block A, of McCrite Subdivision No. 3; and all of McCrite Subdivision No. 4; and Lot 21 of Town & Country Subdivision 2, in the City of Topeka, Shawnee County, Kansas.**

**Section 2.** The development of the site from “R-1” Single Family Dwelling District (1700 SW 37<sup>th</sup> Street and 3624 SW Garfield Avenue) **TO** “PUD” Planned Unit Development Plan (“M-3” use group) **subject to:**

- 1. Use and compliance of the site in accordance with the recorded Master Planned Unit Development Plan of McCrite Plaza Retirement Apartments and Health Center Revision No. 4.**

**Section 3.** The amended Master PUD Plan of McCrite Plaza Retirement Apartments and Health Center Revision No. 4 shall be recorded with the Shawnee County Register of Deeds in accordance with TMC 18.190.060(b). Following the recording of the Master PUD Plan prior to any building and/or land development on the site, a site development plan shall be submitted for review and administrative approval by the Planning Director.

**Section 4.** This Ordinance shall take effect and be in force from and after its passage, approval and publication in the official city newspaper.

**Section 5.** This Ordinance Number shall be fixed upon the "District Map".

**Section 6.** All ordinances or parts of ordinances in conflict herewith are hereby repealed.

**PASSED AND APPROVED** by the Governing Body of the City of Topeka, June 22, 2010.

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William W. Bunten, Mayor

ATTEST:

\_\_\_\_\_  
Brenda Younger, City Clerk

To Be Codified \_\_\_\_\_

Not To Be Codified   X