

(Published in the Topeka Metro News June 13, 2011)

ORDINANCE NO. 19577

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 zoning on property located at 835 SW Polk Street and 701 SW 8th Street from “M-2” Multiple Family Dwelling District **TO** “PUD” Planned Unit Development District (“U-1” use group). **(PUD11/1) (Council District No. 1)**

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

Section 1. That the “District Map” referred to and made a part of the Zoning Ordinances by Section 18.50.050 of the Topeka Municipal Code (TMC), be and the same is hereby amended, by reclassifying the follow described property:

Beginning at the southeast corner of Eighth Avenue, west, and Western Avenue, and running from thence east along the south line of Eighth Avenue, west to the southwest corner of said Eighth Avenue, west, and Polk Street, and from thence south along the west line of said Polk Street, five hundred and eighty (590) feet, and from thence west parallel with Tenth Avenue, west, four hundred and sixty-six (466) feet, and from thence north parallel with said Western Avenue two hundred and thirty-two (232) feet, and from thence west to the east line of said Western Avenue two hundred and seventy-four (274) feet, and from thence north there hundred and forty-eight (348) feet along the eastern line of said Western Avenue to the place and point of beginning, excepting, however,

there from that land heretofore deeded to Grace Cathedral which is in the northeast corner of said tract, and is bounded as follows:

Beginning at the southwest corner of Eighth Avenue, west, and Polk Street, and running from thence west along the south line of said Eighth Avenue, west, three hundred and twenty (320) feet, and from thence south parallel with said Polk Street, a distance of two hundred and twenty-three and one-half (223 1/2) feet, and from thence east parallel with said Eighth Avenue, west, three hundred and twenty (320) feet, and from thence north on the west line of said Polk Street two hundred and twenty three and one-half (223 1/2) feet to the place and point of beginning.

Section 2. The development of the site is from “M-2” Multiple Family Dwelling District **TO** “PUD” Planned Unit Development District (“U-1” use group). **Subject to:**

- 1. Use and compliance of the site in accordance with the recorded Master Planned Unit Development Plan for Episcopal Diocese of Kansas – Bethany Place.**

Section 3. The Master PUD Plan of for Episcopal Diocese of Kansas shall be recorded

with the Shawnee County Register of Deeds in accordance with Section 18.190.060(b) of the Topeka Municipal Code (TMC). 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 7, 2011.

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk

To Be Codified _____

Not To Be Codified X