

1 (Published in the Topeka Metro News September 19, 2011)

2  
3 ORDINANCE NO. 19634

4  
5 AN ORDINANCE introduced by Interim City Manager Daniel R. Stanley annexing land to  
6 the City of Topeka, Kansas, in accordance with K.S.A 12-520c,  
7 generally located at the southeast corner of SW Gary Ormsby  
8 Drive and SW US Highway 75 within unincorporated Shawnee County,  
9 Kansas and assigning the annexed land to Council District No. 5  
10

11 WHEREAS, the land identified in Section 1 below is located in Shawnee County,  
12 Kansas; and

13 WHEREAS, the land does not adjoin the City; and

14 WHEREAS, the owner of the land has consented, in writing, to the annexation of  
15 such land; and

16 WHEREAS, on August 18, 2011, the Board of County Commissioners for Shawnee  
17 County determined that the annexation of such land will not hinder or prevent the proper  
18 growth and development of the area or that of any other incorporated city located within  
19 Shawnee County; and

20 WHEREAS, the Governing Body of the City of Topeka, Kansas, finds it advisable to  
21 annex such land.

22 NOW THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY  
23 OF TOPEKA, KANSAS:

24 Section 1. That the following described land is hereby annexed and made a part  
25 of the City of Topeka, Kansas:

26 TRACT 1  
27 ALL OF LOT 1, BLOCK 'A' AND ALL OF LOTS 1, 2, AND 3, BLOCK 'B' KANZA FIRE  
28 COMMERCE PARK AS SHOWN ON THE RECORDED PLAT IN BOOK 49, PAGE 23 IN  
29 THE OFFICE OF THE SHAWNEE COUNTY REGISTER OF DEEDS. CONTAINING  
30 388.49 ACRES, MORE OR LESS.

31  
32 AND;

33  
34 ALL OF THE 105.00 FEET STRIP OF RIGHT OF WAY FOR INOVATION PARKWAY  
35 SITUATED IN KANZA FIRE COMMERCE PARK AS SHOWN ON THE RECORDED PLAT  
36 IN BOOK 49, PAGE 23 IN THE OFFICE OF THE SHAWNEE COUNTY REGISTER OF  
37 DEEDS. CONTAINING 8.10 ACRES, MORE OR LESS.

38  
39 AND ALSO;

40  
41 ALL THAT PORTION OF THE SOUTH HALF OF S.W. GARY ORMSBY DRIVE SITUATED  
42 IN THE SOUTHWEST QUARTER AND SOUTHEAST QUARTER OF SECTION 12,  
43 TOWNSHIP 13 SOUTH, RANGE 15 EAST OF THE SIXTH PRINCIPAL MERIDIAN,  
44 SHAWNEE COUNTY, KANSAS BEING MORE PERTICULARLY DESCRIBED AS  
45 FOLLOWS;

46  
47 COMMENCING AT THE SOUTHWEST CORNER OF SAID SOUTHWEST QUARTER;  
48 THENCE ON AN ASSUMED BEARING OF NORTH 01 DEGREE 51 MINUTES 46  
49 SECONDS WEST, COINCIDENT WITH THE WEST LINE OF SAID SOUTHWEST  
50 QUARTER, A DISTANCE OF 442.99 FEET TO THE NORTHWEST CORNER OF LOT 1,  
51 BLOCK 'B' KANZA FIRE COMMERCE PARK BEING THE SOUTHERLY RIGHT OF WAY  
52 LINE OF S.W. GARY ORMSBY DRIVE AND THE POINT OF BEGINNING; THENCE  
53 CONTINUING NORTH 01 DEGREE 51 MINUTES 46 SECONDS, COINCIDENT WITH  
54 SAID WEST LINE, A DISTANCE OF 156.37 FEET, MORE OR LESS, TO THE  
55 CENTERLINE OF SAID S.W. GARY ORMSBY DRIVE; THENCE NORTH 61 DEGREES  
56 43 MINUTES 34 SECONDS EAST, COINCIDENT WITH SAID CENTERLINE, A  
57 DISTANCE OF 1339.14 FEET; THENCE COINCIDENT WITH SAID CENTERLINE ON A  
58 TANGENT CURVE TO THE LEFT, HAVING A RADIUS OF 1640.42 FEET, A CENTRAL  
59 ANGLE OF 22 DEGREES 28 MINUTES 50 SECONDS, AN ARC LENGTH OF 643.64  
60 FEET; THENCE ON NORTH 39 DEGREES 14 MINUTES 48 SECONDS EAST,  
61 COINCIDENT WITH SAID CENTERLINE, A DISTANCE OF 837.48 FEET; THENCE  
62 COINCIDENT WITH SAID CENTERLINE ON A NON-TANGENT CURVE TO THE RIGHT  
63 HAVING A RADIUS OF 1312.33 FEET, A CENTRAL ANGLE OF 37 DEGREES 28  
64 MINUTES 08 SECONDS, (WHOSE CHORD BEARS NORTH 57 DEGREES 56 MINUTES  
65 40 SECONDS EAST, 843.00 FEET), AN ARC LENGTH OF 858.20 FEET TO THE NORTH  
66 LINE OF SAID SOUTHEAST QUARTER; THENCE NORTH 88 DEGREES 31 MINUTES  
67 48 SECONDS EAST, COINCIDENT WITH SAID NORTH LINE, A DISTANCE OF 2113.26  
68 FEET TO THE WEST LINE OF THE 100 FEET WIDE STRIP OF RIGHT OF WAY OF THE  
69 BNSF RAILWAY COMPANY; THENCE SOUTH 16 DEGREES 11 MINUTES 04  
70 SECONDS WEST, COINCIDENT WITH SAID WEST LINE, A DISTANCE OF 59.80 FEET  
71 TO THE NORTHEAST CORNER OF LOT 1, BLOCK 'A' KANZA FIRE COMMERCE PARK;  
72 THENCE NORTH 89 DEGREES 21 MINUTES 24 SECONDS WEST, COINCIDENT WITH  
73 THE NORTH LINE OF SAID LOT 1, A DISTANCE OF 35.55 FEET; THENCE  
74 COINCIDENT WITH SAID NORTH LINE ON A TANGENT CURVE TO THE LEFT,  
75 HAVING A RADIUS OF 986.46 FEET, A CENTRAL ANGLE OF 2 DEGREES 06 MINUTES  
76 49 SECONDS, AN ARC LENGTH OF 36.39 FEET; THENCE SOUTH 88 DEGREES 31

MINUTES 48 SECONDS WEST, COINCIDENT WITH SAID NORTH LINE, A DISTANCE  
OF 1831.47 FEET; THENCE COINCIDENT WITH SAID NORTH LINE ON A TANGENT  
CURVE TO THE LEFT, HAVING A RADIUS OF 1147.50 FEET, A CENTRAL ANGLE OF  
13 DEGREES 42 MINUTES 22 SECONDS, AN ARC LENGTH OF 274.50 FEET; THENCE  
COINCIDENT WITH SAID NORTH LINE ON A NON-TANGENT COMPOUND CURVE TO  
THE LEFT, HAVING A RADIUS OF 1246.72 FEET, A CENTRAL ANGLE OF 32  
DEGREES 59 MINUTES 50 SECONDS, (WHOSE CHORD BEARS SOUTH 55 DEGREES  
44 MINUTES 38 SECONDS WEST, 708.11 FEET), AN ARC LENGTH OF 718.00 FEET;  
THENCE SOUTH 37 DEGREES 14 MINUTES 14 SECONDS WEST, COINCIDENT WITH  
SAID NORTH LINE, A DISTANCE OF 280.75 FEET; THENCE SOUTH 42 DEGREES 40  
MINUTES 48 SECONDS WEST, COINCIDENT WITH SAID NORTH LINE, A DISTANCE  
OF 164.34 FEET; THENCE SOUTH 39 DEGREES 14 MINUTES 47 SECONDS WEST,  
COINCIDENT WITH SAID NORTH LINE, A DISTANCE OF 393.67 FEET; THENCE  
COINCIDENT WITH SAID NORTH LINE AND THE NORTH LINE OF LOT 1, BLOCK 'B'  
KANZA FIRE COMMERCE PARK, ON A TANGENT CURVE TO THE RIGHT, HAVING A  
RADIUS OF 1706.04 FEET, A CENTRAL ANGLE OF 22 DEGREES 28 MINUTES 50  
SECONDS, AN ARC LENGTH OF 669.38 FEET; THENCE SOUTH 61 DEGREES 43  
MINUTES 37 SECONDS WEST, COINCIDENT WITH THE NORTH LINE OF SAID LOT 1,  
BLOCK 'B', A DISTANCE OF 1013.41 FEET; THENCE SOUTH 51 DEGREES 03  
MINUTES 44 SECONDS WEST, COINCIDENT WITH THE NORTH LINE OF SAID LOT 1,  
BLOCK 'B', A DISTANCE OF 402.23 FEET TO THE POINT OF BEGINNING.  
CONTAINING 8.58 ACRES, MORE OR LESS.

AND ALSO;

TRACT 2

~~A PORTION OF THE SOUTHEAST QUARTER OF SECTION 12, AND A PORTION OF  
THE NORTHEAST QUARTER OF SECTION 13, BOTH IN TOWNSHIP 13 SOUTH,  
RANGE 15 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SHAWNEE COUNTY,  
KANSAS, DESCRIBED AS FOLLOWS;~~

~~COMMENCING AT THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER;  
THENCE ON AN ASSUMED BEARING OF SOUTH 01 DEGREE 52 MINUTES 42  
SECONDS EAST, COINCIDENT WITH THE EAST LINE OF SAID NORTHEAST  
QUARTER, A DISTANCE OF 61.94 FEET; THENCE SOUTH 88 DEGREES 07 MINUTES  
18 SECONDS WEST, A DISTANCE OF 180.74 FEET TO THE NORTHEAST CORNER  
OF LOT 1, BLOCK 'A' WILLIAMSPORT SUBDIVISION AS SHOWN ON THE RECORDED  
PLAT IN BOOK 40, PAGE 67 IN THE OFFICE OF THE SHAWNEE COUNTY REGISTER  
OF DEEDS AND THE POINT OF BEGINNING; THENCE NORTH 79 DEGREES 08  
MINUTES 42 SECONDS WEST, COINCIDENT WITH THE NORTH LINE OF SAID LOT 1,  
A DISTANCE OF 292.24 FEET TO THE SOUTH LINE OF SAID SOUTHEAST QUARTER;  
THENCE SOUTH 88 DEGREES 25 MINUTES 32 SECONDS WEST, COINCIDENT WITH  
THE SOUTH LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 465.80 FEET TO  
THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 88 DEGREES 25  
MINUTES 32 SECONDS WEST, COINCIDENT WITH THE SOUTH LINE OF SAID~~

SOUTHEAST QUARTER, A DISTANCE OF 489.32 FEET TO THE EAST LINE OF THE 100 FEET WIDE STRIP OF RIGHT OF WAY OF THE BNSF RAILWAY COMPANY; THENCE NORTH 16 DEGREES 11 MINUTES 04 SECONDS EAST, COINCIDENT WITH SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 2422.46 FEET TO THE SOUTH LINE OF THAT CERTAIN TRACT OF LAND DESCRIBED FIRST IN A DEED RECORDED MARCH 7, 2011 IN BOOK 4882, PAGE 136 IN THE OFFICAL RECORDS OF SHAWNEE COUNTY; THENCE NORTH 88 DEGREES 18 MINUTES 23 SECONDS EAST, COINCIDENT WITH THE SOUTH LINE OF SAID TRACT DESCRIBED IN BOOK 4882, PAGE 136, A DISTANCE OF 131.05 FEET TO THE WESTERLY RIGHT OF WAY LINE OF S.W. TOPEKA BLVD.; THENCE SOUTH 09 DEGREES 17 MINUTES 20 SECONDS WEST, COINCIDENT WITH SAID WESTERLY RIGHT OF WAY LINE, A DISTANCE OF 329.80 FEET; THENCE SOUTH 02 DEGREES 28 MINUTES 32 SECONDS WEST, COINCIDENT WITH SAID WESTERLY RIGHT OF WAY LINE, A DISTANCE OF 536.40 FEET; THENCE SOUTH 00 DEGREES 57 MINUTES 28 SECONDS EAST, COINCIDENT WITH SAID WESTERLY RIGHT OF WAY LINE, A DISTANCE OF 1375.10 FEET; THENCE SOUTH 09 DEGREES 46 MINUTES 07 SECONDS EAST, A DISTANCE OF 137.64 FEET TO THE POINT OF BEGINNING. CONTAINING 21.90 ACRES, MORE OR LESS.

A PORTION OF THE SOUTHEAST QUARTER OF SECTION 12, AND A PORTION OF THE NORTHEAST QUARTER OF SECTION 13, BOTH IN TOWNSHIP 13 SOUTH, RANGE 15 EAST OF THE SIXTH PRINCIPAL MERIDIAN, SHAWNEE COUNTY, KANSAS, DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF SAID SOUTHEAST QUARTER; THENCE ON AN ASSUMED BEARING OF SOUTH 01 DEGREE 52 MINUTES 42 SECONDS EAST, COINCIDENT WITH THE EAST LINE OF SAID NORTHEAST QUARTER, A DISTANCE OF 61.94 FEET; THENCE SOUTH 88 DEGREES 07 MINUTES 18 SECONDS WEST, A DISTANCE OF 180.74 FEET TO THE NORTHEAST CORNER OF LOT 1, BLOCK 'A' WILLIAMSPORT SUBDIVISION AS SHOWN ON THE RECORDED PLAT IN BOOK 40, PAGE 67 IN THE OFFICE OF THE SHAWNEE COUNTY REGISTER OF DEEDS AND THE POINT OF BEGINNING; THENCE NORTH 79 DEGREES 08 MINUTES 42 SECONDS WEST, COINCIDENT WITH THE NORTH LINE OF SAID LOT 1, A DISTANCE OF 292.24 FEET TO THE SOUTH LINE OF SAID SOUTHEAST QUARTER; THENCE SOUTH 88 DEGREES 25 MINUTES 32 SECONDS WEST, COINCIDENT WITH THE SOUTH LINE OF SAID SOUTHEAST QUARTER, A DISTANCE OF 489.32 FEET TO THE EAST LINE OF THE 100 FEET WIDE STRIP OF RIGHT OF WAY OF THE BNSF RAILWAY COMPANY; THENCE NORTH 16 DEGREES 11 MINUTES 04 SECONDS EAST, COINCIDENT WITH SAID EAST RIGHT OF WAY LINE, A DISTANCE OF 2422.46 FEET TO THE SOUTH LINE OF THAT CERTAIN TRACT OF LAND DESCRIBED FIRST IN A DEED RECORDED MARCH 7, 2011 IN BOOK 4882, PAGE 136 IN THE OFFICAL RECORDS OF SHAWNEE COUNTY; THENCE NORTH 88 DEGREES 18 MINUTES 23 SECONDS EAST, COINCIDENT WITH THE SOUTH LINE OF SAID TRACT DESCRIBED IN BOOK 4882, PAGE 136, A DISTANCE OF 131.05 FEET TO THE WESTERLY RIGHT OF WAY LINE OF S.W. TOPEKA BLVD.; THENCE SOUTH 09 DEGREES 17 MINUTES 20 SECONDS WEST, COINCIDENT WITH SAID WESTERLY RIGHT OF WAY LINE, A

DISTANCE OF 329.80 FEET; THENCE SOUTH 02 DEGREES 28 MINUTES 32 SECONDS WEST, COINCIDENT WITH SAID WESTERLY RIGHT OF WAY LINE, A DISTANCE OF 536.40 FEET; THENCE SOUTH 00 DEGREES 57 MINUTES 28 SECONDS EAST, COINCIDENT WITH SAID WESTERLY RIGHT OF WAY LINE, A DISTANCE OF 1375.10 FEET; THENCE SOUTH 09 DEGREES 46 MINUTES 07 SECONDS EAST, A DISTANCE OF 137.64 FEET TO THE POINT OF BEGINNING. CONTAINING 21.90 ACRES, MORE OR LESS.

Section 2. That all land described in Section 1 is taken into and made a part of the City for all City purposes and is assigned to City Council District No. 5.

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

Section 4. Upon passage and publication of this annexation ordinance, the City Clerk shall file a certified copy of the ordinance with the County Clerk, the Register of Deeds, and the County Election Commissioner

PASSED and APPROVED by the Governing Body on September 13, 2011.

CITY OF TOPEKA, KANSAS

\_\_\_\_\_  
William W. Bunten, Mayor

ATTEST:

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Brenda Younger, City Clerk