

(Published in the Topeka Metro News March 18, 2013)

**ORDINANCE NO. 19804**

AN ORDINANCE introduced by City Manager Jim Colson, 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 1700 SW 7<sup>th</sup> Street, 631 SW Horne Street, 634 SW Mulvane Street, and 711 SW Garfield Street from "O&I-2" Office and Institutional District, "M-1" Two-Family Dwelling District, and "C-4" Commercial District ALL TO "MS-1" Medical Service District. **(Z13/2) (Council District No. 1)**

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 18.50.050 of the Topeka Municipal Code (TMC), be and the same is hereby amended, by reclassifying the follow described property:

A TRACT OF LAND BEING ALL OF JOHNSON PLACE ADDITION, ACCORDING TO THE RECORDED PLAT THEREOF, INCLUDING ADJOINING VACATED STREETS AND ALLEYS; PART OF BRIGHAM'S ADDITION, ACCORDING TO THE RECORDED PLAT THEREOF, INCLUDING ADJOINING VACATED STREETS AND ALLEYS; PART OF MARTIN PLACE ADDITION, ACCORDING TO THE RECORDED PLAT THEREOF, INCLUDING ADJOINING VACATED STREETS AND ALLEYS; AND A TRACT OF LAND IN THE NORTHEAST QUARTER OF SECTION 36, TOWNSHIP 11 SOUTH, RANGE 15 EAST OF THE SIXTH PRINCIPAL MERIDIAN; ALL BEING IN THE CITY OF TOPEKA, SHAWNEE COUNTY, KANSAS, DESCRIBED AS FOLLOWS:

BEGIN AT THE NORTHWEST CORNER OF LOT 303, JOHNSON PLACE ADDITION; THENCE ON AN ASSUMED NORTH AZIMUTH OF 107 DEGREES 03 MINUTES 49 SECONDS, 618.61 FEET ALONG THE SOUTH RIGHT OF WAY LINE OF SIXTH STREET TO THE NORTHEAST CORNER OF LOT 265, JOHNSON PLACE ADDITION; THENCE 197 DEGREES 05 MINUTES 12 SECONDS, 710.41 FEET ALONG THE WEST RIGHT OF WAY LINE OF HORNE STREET TO THE SOUTHEAST CORNER OF LOT 229 ON HORNE STREET, IN BRIGHAM'S ADDITION; THENCE 286 DEGREES 44 MINUTES 24 SECONDS, 295.69 FEET ALONG THE SOUTH LINE OF SAID LOT 229, AND ALONG THE SOUTH LINE, AND ITS EXTENSION, OF LOT 230 ON GARFIELD AVENUE, IN BRIGHAM'S ADDITION TO THE CENTER OF VACATED GARFIELD AVENUE; THENCE 196 DEGREES 56 MINUTES 14 SECONDS, 325.29 FEET ALONG THE CENTER OF GARFIELD AVENUE TO THE NORTH RIGHT OF WAY LINE OF EIGHTH STREET; THENCE 286 DEGREES 46 MINUTES 32 SECONDS, 162.57 FEET ALONG SAID RIGHT OF WAY LINE TO THE CENTER OF A VACATED ALLEY; THENCE 16 DEGREES 56 MINUTES 31 SECONDS, 5.00 FEET ALONG THE CENTER OF SAID ALLEY TO THE NORTH RIGHT OF WAY LINE OF EIGHTH STREET; THENCE 286 DEGREES 43 MINUTES 24 SECONDS, 157.65 FEET ALONG SAID RIGHT OF WAY LINE TO THE SOUTHWEST CORNER OF LOT 258 ON MULVANE AVENUE, IN MARTIN PLACE ADDITION; THENCE 16 DEGREES 53 MINUTES 26 SECONDS, 1034.22 FEET ALONG THE EAST RIGHT OF WAY LINE OF

MULVANE AVENUE TO THE POINT OF BEGINNING. CONTAINING 12.47 ACRES, MORE OR LESS.

EXCEPT

GARFIELD AVENUE, LOTS 239, 241, 243, 245, 247, 249, 251, 253 AND 255 IN BRIGHAMS ADDITION; MULVANE STREET, LOTS 242, 244, 246, 248, 250, 252, 256, AND 258 IN MARTIN PLACE ADDITION; THE VACATED ALLEY LYING BETWEEN LOTS 239 THRU 255 ON GARFIELD AND LOTS 242 THRU 258 ON MULVANE; AND THE WEST 1/2 OF VACATED GARFIELD AVENUE LYING EAST OF LOTS 239 THRU 255 IN BRIGHAMS ADDITION, CITY OF TOPEKA, SHAWNEE COUNTY, KANSAS

from "O&I-2" Office and Institutional District, "M-1" Two-Family Dwelling District, and "C-4" Commercial District ALL TO "MS-1" Medical Service 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 Governing Body of the City of Topeka, March 12, 2013.

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William W. Bunten, Mayor

ATTEST:

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

To Be Codified \_\_\_\_\_  
Not To Be Codified   X