

(Published in the Topeka Metro News May 25, 2015)

ORDINANCE NO. 19949

AN ORDINANCE introduced by City Manager Jim Colson, relating to the vacation of public alley right-of-way lying between SW Mulvane Avenue and SW Garfield Street and between SW 11th Street and SW Munson Street, approximately 230 feet north of SW Munson, in the City of Topeka, Shawnee County, Kansas (V15A/1) (Council District No. 1)

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

Section 1. That pursuant to the requirements of K.S.A. 12-504 as amended, a petition by Unified School District #501 of Kansas as property owners, has been filed with the office of the City Clerk, requesting the vacation of the following described public alley right-of-way located within the City of Topeka, Shawnee County, Kansas:

Commencing at the Northwest corner of Lot 375 on Garfield Street in Stilson and Bartholomew's Addition; thence southerly along the East line of a vacated public alley, 380 feet to the point of beginning; thence southerly 17 feet; thence westerly parallel with the South line of Eleventh Street, 15 feet to the West line of said alley; thence northerly on the West line of said alley, 17 feet; thence easterly parallel with the South line of Eleventh Street, 15 feet to the point of beginning; all in the City of Topeka, Shawnee County, Kansas.

Section 2. That said petition has been duly published for two (2) consecutive weeks in a newspaper of general circulation and on May 19, 2015, the petition is ready for determination by the Governing Body of the City of Topeka, Kansas.

Section 3. That the Governing Body 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 Governing Body 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 public alley right-of-way located within the City of Topeka, Kansas:

Commencing at the Northwest corner of Lot 375 on Garfield Street in Stilson and Bartholomew's Addition; thence southerly along the East line of a vacated public alley, 380 feet to the point of beginning; thence southerly 17 feet; thence westerly parallel with the South line of Eleventh Street, 15 feet to the West line of said alley; thence northerly on the West line of said alley, 17 feet; thence easterly parallel with the South line of Eleventh Street, 15 feet to the point of beginning; all in the City of Topeka, Shawnee County, Kansas.

Section 5. 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 6. 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 May 19, 2015, 2015.

Larry E. Wolgast, Mayor

ATTEST:

Brenda Younger, City Clerk

To Be Codified ____
Not To Be Codified X