

(Published in the Topeka Metro News October 26, 2015)

ORDINANCE NO. 19970

AN ORDINANCE introduced by City Manager Jim Colson, relating to the vacations of public utility and public improvement easements lying between SW Randolph and SW Medford Avenues and north of SW 15th Street, in the City of Topeka, Shawnee County, Kansas (V15E/2) (Council District No. 6)

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 improvement easement and public utility easement located within the City of Topeka, Shawnee County, Kansas:

The East 30 feet of Lots 84 and 86 on Randolph Avenue, formerly Strong Avenue, in Euclid Park Addition to the City of Topeka, Shawnee County, Kansas.

AND

A utility easement described as :Beginning at the Southwest corner of Lot 87 on Medford Avenue, formerly Washburn Avenue in Euclid Park Addition to the City of Topeka, Shawnee County, Kansas; thence north along the West line of said Lot 87 and Lot 89 thence north on said line extended 10 feet; thence west at right angles 14.1 feet to the East line of fractional Lot 48, extended in Lee Ticehurst Addition to College Park; thence south on said line 60 feet; thence east 14.1 feet to the point of beginning.

Section 2. That said petition has been duly published for two (2) consecutive weeks in a newspaper of general circulation and on October 20, 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 utility and public improvement easements located within the City of Topeka, Kansas:

The East 30 feet of Lots 84 and 86 on Randolph Avenue, formerly Strong Avenue, in Euclid Park Addition to the City of Topeka, Shawnee County, Kansas.

AND

A utility easement described as :Beginning at the Southwest corner of Lot 87 on Medford Avenue, formerly Washburn Avenue in Euclid Park Addition to the City of Topeka, Shawnee County, Kansas; thence north along the West line of said Lot 87 and Lot 89 thence north on said line extended 10 feet; thence west at right angles 14.1 feet to the East line of fractional Lot 48, extended in Lee Ticehurst Addition to College Park; thence south on said line 60 feet; thence east 14.1 feet to the point of beginning.

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 October 20, 2015.

Larry E. Wolgast, Mayor

ATTEST:

Brenda Younger, City Clerk