

(Published in the Topeka Metro News December 14, 2015)

ORDINANCE NO. 19979

AN ORDINANCE introduced by City Manager Jim Colson, relating to the vacation of a 10-foot wide public improvement easement for underground utilities on property located between SW Woodhull and SW Hillsdale, along the south side of SW Huntoon Street, within the city of Topeka, Shawnee County, Kansas (V15E/3) (Council District No. 9)

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 J.H. Buildings L.L.C. 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 for underground utilities located within the City of Topeka, Shawnee County, Kansas:

The North 10 feet of the South 25 feet of Lots 4215 through 4221 odd on Huntoon Street, E.A.M. Smith's Lenox Place Addition, 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 December 8, 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 improvement easement for underground utilities located within the City of Topeka, Kansas:

The North 10 feet of the South 25 feet of Lots 4215 through 4221 odd on Huntoon Street, E.A.M. Smith's
Lenox Place Addition, 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 December 8, 2015.

Larry E. Wolgast, Mayor

ATTEST:

Brenda Younger, City Clerk