

(Published in the Topeka Metro News January 31, 2007 )

**ORDINANCE NO. 18800**

**AN ORDINANCE** introduced by City Manager, Norton N. Bonaparte, Jr., relating to the vacation of all of SW 7<sup>th</sup> Street lying east of SW Park Lane in Westwood Addition, City of Topeka, Shawnee County, Kansas. **(V06S/4) (Council District No. 1)**

**BE IT ORDAINED BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS:**

**Section 1.** That pursuant to the requirements of K.S.A. 12-504 as amended, a petition by Tammi Johnson et al., as property owners, has been filed with the office of the City Clerk, requesting the vacation of the following described platted street right-of-way located within the City of Topeka, Shawnee County, Kansas:

**The North 22.62 feet of Lot 11 on Park Lane in Westwood Addition to 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 January 23, 2007, the petition is ready for determination by the Council of the City of Topeka, Kansas.

**Section 3.** That the Council 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 Council 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 platted street right-of-way located within the City of Topeka, Kansas:

**The North 22.62 feet of Lot 11 on Park Lane in Westwood Addition to the City of Topeka, Shawnee County, Kansas.**

**Section 5.** That the Council of the City of Topeka does hereby find that justice further requires the provision for a public utility easement to be established over the described property as set forth in Section 4 and does hereby order the retention of the below described area as an easement:

**The North 22.62 feet of Lot 11 on Park Lane in Westwood Addition to the City of Topeka, Kansas.**

**Section 6.** 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 7.** 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 Council of the City of Topeka January 23, 2007.

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William W. Bunten, Mayor

ATTEST:

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Brenda Younger, Interim City Clerk

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