

RESOLUTION 7300

CONDITIONAL USE PERMIT

A RESOLUTION introduced by Mayor Harry Felker in accordance with Section 48-4.02(c)(11) of the Code of the City of Topeka, approving a Conditional Use Permit to establish a public utility structure (pump station) on property currently zoned "R-1" Single Family Dwelling District and located on the east side of NE Strait Street at NE Doran Avenue, extended, in the City of Topeka, Kansas. (CU02/8) (Council District No. 2)

BE IT RESOLVED by the Council of the City of Topeka, Kansas, that the application of Metropolitan Transit Airport Authority under the provisions of Section 48-4.02(c)(11) of the Code of the City of Topeka, Kansas, for a Conditional Use Permit to establish a public utility structure (pump station) on property currently zoned "R-1" Single Family Dwelling District and located on the east side of NE Strait Street at NE Doran Avenue, extended, in the City of Topeka, Kansas, and legally described as follows:

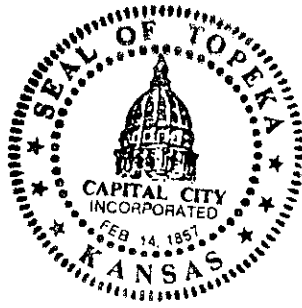
A tract in Lot 1, Block "A", Billard Airport Subdivision in the City of Topeka, Shawnee County, Kansas, described as: Commencing at the Southwest corner of the Southwest Quarter of Section 27, Township 11 South, Range 16 East of the 6th P.M.; thence on an assumed being of North 00 degrees 08 minutes 28 seconds East, on the West line of said Southwest Quarter, 1520.25 feet; thence South 89 degrees 51 minutes 32 seconds East, 30.00 feet, to the point of beginning; thence continuing on South 89 degrees 5 minutes 32 seconds East, on the North line of a storm drainage and sanitary sewer easement, 50.00 feet; thence South 31 degrees 15 minutes 40 seconds East, on the Northeast line of said easement, 564.65 feet; thence South 10 degrees 32 minutes 03 seconds West, parallel with an East line of said easement, 353.08 feet; thence South 30 degrees 54 minutes 45 seconds West, 125.83 feet; thence South 84 degrees 02 minutes 38 seconds West, 145.04 feet; thence North 07 degrees 45 minutes 24 seconds West, 188.32 feet; thence North 24 degrees 01 minutes 02 seconds East, 186.29 feet; thence North 08 degrees 15 minutes 04 seconds West, 272.02 feet; thence North 17 degrees 48 minutes 21 seconds West, 282.17 feet; thence North 00 degrees 08 minutes 28 seconds East, on the East line of N.E. Strait Street, 66.87 feet, to the point of beginning.

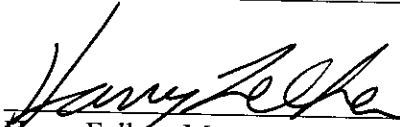
be, and the same is hereby approved, **subject to:**

- 1. The use is limited to a public use facility to be used by the City of Topeka as a pump station.**
- 2. The use and development of the site will be in compliance with the site development plan dated October 29, 2002.**

3. Should the facility cease operation, the Conditional Use Permit for the public use facility to be used by the City of Topeka shall become null and void; and
4. No portion of the site shall be used for the exterior storage of materials, supplies or equipment.

ADOPTED AND APPROVED by the Council of the City of Topeka, Dec. 10, 2002.





Harry Felker, Mayor

ATTEST:



Iris E. Walker, City Clerk

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