

RESOLUTION NO. 7326

A RESOLUTION introduced by Mayor Harry Felker, authorizing the filing of a petition with the Board of Commissioners of Shawnee County, Kansas to consider the annexation of certain territory as provided by K.S.A. 12-521.

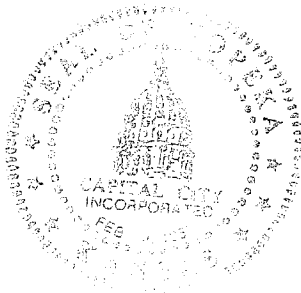
WHEREAS, the City of Topeka is authorized to file a petition for annexation as provided for in K.S.A. 12-521; and

NOW, THEREFORE, BE IT RESOLVED, BY THE COUNCIL OF THE CITY OF TOPEKA, KANSAS: the Governing Body of the City of Topeka, Kansas authorizes the filing of a petition with the Board of Commissioners of Shawnee County, Kansas, to commence proceedings to annex certain territory in Shawnee County, Kansas.

BE IT FURTHER RESOLVED, that a copy of said petition shall be filed with the Topeka-Shawnee County Metropolitan Planning Commission within twenty (20) days following the date the petition is filed with the Board of Commissioners of Shawnee County. Said petition is attached hereto as Exhibit "A."

ADOPTED and APPROVED by the City Council MARCH 11, 2003.

CITY OF TOPEKA, KANSAS



*Harry Felker*  
\_\_\_\_\_  
Harry Felker, Mayor

ATTEST:

*Hona M. Hastings*  
\_\_\_\_\_  
DEPUTY ; City Clerk

APPROVED AS TO FORM AND LEGALITY  
DATE 3/7/03 BY FL

## PETITION FOR ANNEXATION

To: Chair and Board of Commissioners, Shawnee County, Kansas,

1. The Governing Body of the City of Topeka, Kansas, hereby requests that the Board of Commissioners of Shawnee County, Kansas consider the following described property for annexation to the City of Topeka, Kansas, to wit:

### Legal Description Area No. 1

**A tract in the Southeast Quarter of Section 31, Township 11 South, Range 15 east of the 6<sup>th</sup> P.M. and in the Southwest and Southeast Quarters of Section 32, Township 11 South, Range 15 east of the 6<sup>th</sup> P.M, and in the Northeast and Southeast Quarters of Section 6, Township 12 South, Range 15 east of the 6<sup>th</sup> P.M., and in the Northwest, Northeast, Southeast and Southwest Quarters of Section 5, Township 12 South, Range 15 east of the 6<sup>th</sup> P.M., and in the Northeast Quarter of Section 7, Township 12 South, Range 15 east of the 6<sup>th</sup> P.M., and in the Northwest and Northeast Quarters of Section 8, Township 12 South, Range 15 east of the 6<sup>th</sup> P.M., all in Shawnee County, Kansas, the boundary of which is described as: Beginning at the intersection of a line which is 25 feet west of the East line of the Northeast Quarter of said Section 7 with a line which is 50 feet south of the North line of said Northeast Quarter; thence northerly, parallel with the East line of the Northeast Quarter of said Section 7, to an intersection with the North line of said Northeast Quarter; thence northerly, on a line which is 25 feet west of the East line of the Southeast Quarter of said Section 6, to the Southeast corner of Lot 1, in Busby's Subdivision; thence northerly, to the Northeast corner of said Lot 1; thence northerly, on a line which is 25 feet west of the East line of the Southeast Quarter of said Section 6, to an intersection with the South line of Hidden Valley Subdivision; thence westerly, to the Southeast corner of Lot 1, Block 'E' in Hidden Valley Subdivision; thence northerly, to the Northeast corner of Lot 2, Block 'E' in Hidden Valley Subdivision; thence easterly, on an extension of the North line of said Lot 2, to an intersection with a line which is 25 feet west of the East line of the Southeast Quarter of said Section 6; thence northerly, parallel with the East line of the last said Southeast Quarter, to an intersection with an extension of the South line of Lot 1, in Hidden Valley Subdivision No. 2; thence westerly, to the Southeast corner of said Lot 1; thence northerly, on the East line of said Lot 1, and its extension, to an intersection with the South line of the Northeast Quarter of said Section 6; thence easterly, on the**

South line of the Northeast Quarter of said Section 6, to an intersection with a line which is 25 feet west of the East line of said Northeast Quarter; thence northerly, parallel with the East line of the Northeast Quarter of said Section 6, to an intersection with the South line of the Southeast Quarter of said Section 31; thence northerly, parallel with the East line of the Southeast Quarter of said Section 31, to an intersection with a line which is 30 feet north of the South line of said Southeast Quarter; thence easterly, parallel with the South line of the Southeast Quarter of said Section 31, to an intersection with the East line of said Southeast Quarter; thence easterly, on a line which is 30 feet north of the South line of the Southwest Quarter of said Section 32, to an intersection with the West line of the Southeast Quarter of said Section 32; thence northerly, on the West line of the Southeast Quarter of said Section 32, to an intersection with a line which is 40 feet north of the South line of said Southeast Quarter; thence on an assumed bearing of North 87°53'35" East, parallel with the South line of the Southeast Quarter of said Section 32, to a point on the existing City Boundary, described as 1950 feet west of the East line of said Southeast Quarter; thence South 02°06'25" East, on the existing City Boundary, 40.00 feet, to an intersection with the North line of the Northeast Quarter of said Section 5; thence South 01°58'45" East, on the existing City Boundary, 52.50 feet; thence westerly, on a line which is 52.50 feet south of the North line of the Northeast Quarter of said Section 5, 680.94 feet, to the West line of said Northeast Quarter; thence on an assumed bearing of South 00°32'58" West, on the West line of the Northeast Quarter of said Section 5, 1087.50 feet, to the Southwest corner of West Hill Master Planned Unit Development, the plan of which is recorded in Volume 37 at page 127; thence South 89°27'07" East, on the South line of said planned unit development, 373.75 feet; thence South 26°45'40" West, 85.90 feet; thence South 63°14'20" East, 117.10 feet; thence South 01°43'22" East, 501.23 feet; thence South 88°16'38" West, on the North line of Lot 1, Block A in Shideler Plaza Subdivision, 149.83 feet, to the Northwest corner of said Lot 1; thence southerly, on the West line of the last said Lot 1, and its extension, to an intersection with the North line of the Southeast Quarter of said Section 5; thence easterly, on the North line of the Southeast Quarter of said Section 5, to the Northwest corner of West Ridge Mall Subdivision; thence southerly, on the West line of West Ridge Mall Subdivision, to the Northeast corner of Lot 2 in Westridge Business Park; thence westerly, on the North line of Westridge Business Park, and its extension, to an intersection with a line which is 25 feet west of the West line of Westridge Business Park; thence southerly, parallel with the West line of Westridge Business Park, to an intersection with the North line of the

Northeast Quarter of said Section 8; thence southerly, parallel with the West line of the Northeast Quarter of said Section 8, to an intersection with a line which is 50 feet south of the North line of said Northeast Quarter; thence westerly, parallel with the North line of the Northeast Quarter of said Section 8, to an intersection with the East line of the Northwest Quarter of said Section 8; thence westerly, on a line which is 50 feet south of the North line of the Northwest Quarter of said Section 8, to the Northwest corner of Lot 11, Block "D" in Brookfield West Subdivision No. 3; thence southerly, 218.00 feet, to the Southwest corner of Lot 10, Block "D" in Brookfield West Subdivision No. 3; thence westerly, 163.00 feet, to the most southerly Northeast corner of Lot 4, Block "D" in Brookfield West Subdivision No. 3; thence northerly, on the East line of said Lot 4, 218.00 feet, to the most northerly Northeast corner of Lot 4; thence westerly, on a line which is 50 feet south of the North line of the Northwest Quarter of said Section 8, to an intersection with the West line of said Northwest Quarter; thence westerly, on a line which is 50 feet south of the Northeast Quarter of said Section 7, to the point of beginning. Contains 375.85 acres, more or less, as determined by City of Topeka Geographic Information Systems mapping process.

Legal Description Area No. 2

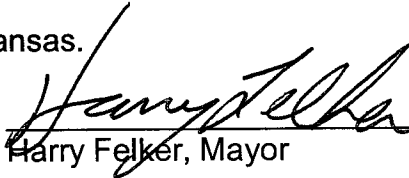
A tract in the Northwest, Northeast, Southeast and Southwest Quarters of Section 25, and the Northwest, Northeast, Southeast and Southwest Quarters of Section 36, all in Township 12 South, Range 15 east of the 6<sup>th</sup> P.M., in Shawnee County, Kansas, the boundary of which is described as: Beginning at the intersection of a line which is 20 feet north of the South line of the Northeast Quarter of said Section 25 with the West line of the right of way of the Burlington Northern Santa Fe Railway Company; thence southerly, on the West line of said right of way, to the Northeast corner of Lot 1, Block "A" in Laird Noller Subdivision; thence westerly, to the Northwest corner of said Lot 1; thence southerly, to the Southwest corner of said Lot 1; thence westerly, 33.00 feet, to a corner of Lot 1, Block "A" in S.W. 57<sup>th</sup> Street Distribution Center Subdivision; thence southerly on the most westerly East line of the last said Lot 1, and its extension, to an intersection with a line which is 30 feet south of the North line of the Southeast Quarter of said Section 36; thence westerly, on an assumed bearing of South 88°03'15" West, parallel with the North line of the Southeast Quarter of said Section 36, to an intersection with a line which is 40 feet west of the East line of the Northwest Quarter of the Southeast Quarter of said Section 36; thence southerly, parallel with the East line of the Northwest Quarter of the Southeast Quarter of said Section 36, to an intersection with a line which is 50 feet south of the North line of said Southeast Quarter;

thence South 88°03'15" West, 280.00 feet; thence southerly, parallel with the East line of the Northwest Quarter of the Southeast Quarter of said Section 36, to an intersection with a line which is 60 feet south of the North line of said Southeast Quarter; thence South 88°03'15" West, to a point which is 535.10 feet east of the Northwest corner of the Southeast Quarter of said Section 36, and 60.00 feet south of the North line of said Southeast Quarter, as measured on the North line of, and normal from the North line of said Southeast Quarter; thence South 76°44'39" West, 101.98 feet; thence South 88°03'15" West, 400.00 feet; thence South 61°29'21" West, 55.90 feet; thence South 88°03'13" West, 1535.10 feet; thence North 87°38'30" West, 199.78 feet; thence North 01°56'47" West, normal to the North line of the Southwest Quarter of said Section 36, 90.00 feet, to an intersection with said North line at a point which is 893.59 feet east of the Northwest corner of said Southwest Quarter; thence continuing North 01°56'47" West, 90.00 feet; thence South 88°03'13" West, parallel with the South line of the Northwest Quarter of said Section 36, 358.12 feet; thence North 07°53'08" East, 679.72 feet; thence North 23°43'11" East, 509.21 feet; thence North 14°17'25" East, 517.29 feet; thence North 00°04'32" West, 210.05 feet; thence northerly, on a curve which is concave westerly, having a radius measure of 5889.58 feet and an arc length of 719.40 feet, the chord of which bears North 06°17'43" East, 718.95 feet, to an intersection with the South line of the Southwest Quarter of said Section 25; thence northerly, on a curve which is concave westerly, having a radius measure of 5889.58 feet and an arc length of 547.79 feet, the chord of which bears North 00°16'44" West, 547.59 feet; thence North 01°48'09" West, 1517.06 feet; thence North 02°03'30" East, 514.28 feet; thence North 01°48'02" West, normal to the South line of the Northwest Quarter of said Section 25, 80.00 feet, to an intersection with said South line at a point which is 1149.74 feet east of the Southwest corner of said Northwest Quarter; thence continuing North 01°48'02" West, to an intersection with a line which is 20 feet north of the South line of the Northwest Quarter of said Section 25; thence easterly, parallel with the South line of the Northwest Quarter of said Section 25, to an intersection with the West line of the Northeast Quarter of said Section 25; thence easterly, on a line which is 20 feet north of the South line of the Northeast Quarter of said Section 25, to the point of beginning.  
Contains 460.78 acres, more or less, as determined by City of Topeka Geographic Information Systems mapping process.

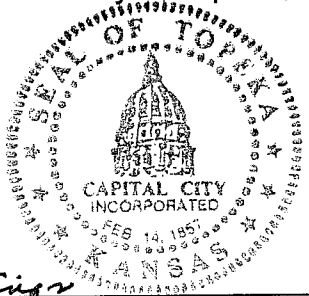
2. The Governing Body of the City of Topeka, Kansas, hereby files its Plan for the Extension of Services to be provided by the City of Topeka, Kansas with this Petition; and

3. The Governing Body of the City of Topeka, Kansas, hereby requests the public hearing be set on a date which is not less than sixty (60) days nor more than seventy (70) days following the date of presentation of this Petition to the Board of Commissioner, Shawnee County, Kansas.

4. The Governing Body of the City of Topeka, Kansas requests that the Board of Commissioners of Shawnee County, Kansas consider and provide written findings and conclusions within seven (7) days following the public hearing and grant an order permitting the subject territory to be annexed into the corporate limits of the City of Topeka, Kansas.

  
\_\_\_\_\_  
Harry Felker, Mayor

ATTEST:



  
\_\_\_\_\_  
DEPUTY , City Clerk

On \_\_\_\_\_ day of \_\_\_\_\_, 2003, Petition herein was presented to the Shawnee County Board of Commissioners.

Acknowledgement of receipt:

\_\_\_\_\_  
Date

\_\_\_\_\_  
Name

\_\_\_\_\_  
Title