

1 RESOLUTION NO. 7754

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3 A RESOLUTION introduced by City Manager Neil Dobler waiving the connection fees
4 for water and sewer service to property located at 4020 NW 25th
5 Street, Topeka, Kansas .

6 WHEREAS, Topeka City Code § 146-32 authorizes the City Council to waive the
7 water connection fees for economic development projects which offer extraordinary
8 benefits to the City; and

9 WHEREAS, Topeka City Code § 146-341 authorizes the City Council to waive
10 sewer connection fees for economic development projects which, due to their unusual
11 nature or magnitude, offer extraordinary benefits to the community; and

12 WHEREAS, Scott and Truanna Nickel own and live on property located at 4020
13 NW 25th Street, Topeka, Kansas and operate a business known as the Brickyard Barn Inn
14 which property is contiguous to the Corporate limits of the City; and

15 WHEREAS, in October, 2005, the residence and business were partially destroyed
16 by unexpected flooding that covered a wide area of northwest Topeka; and

17 WHEREAS, the Nickel's have chosen to remain and reopen a business that is
18 becoming a Topeka institution, with no tangible help from insurance or the Federal
19 Government. As part of the rebuilding, it is necessary to replace an existing septic
20 system, and the Nickel's would like to connect to City sewer and water systems.

21 WHEREAS, the Nickel's have provided the City with an irrevocable consent to
22 annexation by the City and agree to not contest any unilateral annexation of the above-
23 referenced property by the City; and

24 WHEREAS, the annexation of the Nickel's property and extension of a short sewer
25 line would open a large area to development into the City of Topeka.

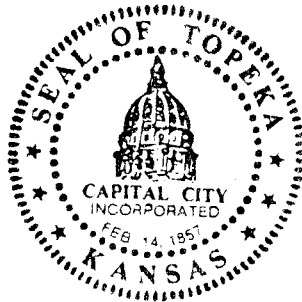
26 NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF
27 TOPEKA, KANSAS, that the City Council, finds that annexation of the Nickel's property
28 and the extension of a sanitary sewer main into the area will permit economic
29 development which offer extraordinary benefits to the City.

30 BE IT FURTHER RESOLVED that the Council approves the waiver of both the
31 water and sewer connection fees for the Property located at 4020 NW 25th Street owned
32 by Scott and Truanna Nickel.

33 ADOPTED and APPROVED by the City Council February 14, 2006.

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CITY OF TOPEKA, KANSAS



William W. Bunten
William W. Bunten, Mayor

ATTEST:

Iris E. Walker
Iris E. Walker, City Clerk

APPROVED AS TO FORM AND LEGALITY
DATE 2/3/06 BY BBC