

1 (Published in the Topeka Metro News July 14, 2006 and July 21, 2006)
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5 RESOLUTION NO. 7825
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7 A RESOLUTION introduced by City Manager, Norton N. Bonaparte, Jr., setting
8 the public hearing for Street Improvement Project No. 60619-
9 00.
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11 BE IT RESOLVED by the Council of the City of Topeka, Kansas, that a public
12 hearing shall be held by the Governing Body of the City of Topeka, Kansas, on the
13 advisability of the following: STREET IMPROVEMENT PROJECT NO. 60619-00; said
14 hearing to be held on August 22, 2006, in the City Council Chambers of City Hall, 214 E.
15 8th Street, at 6:00 p.m., as provided by K.S.A. 12-6a01, *et seq.*

16 BE IT FURTHER RESOLVED that the City Clerk shall publish the following notice of
17 such public hearing in the official city newspaper in the manner provided by K.S.A.
18 12-6a01, *et seq.*

19 NOTICE OF PUBLIC HEARING

20 Notice is hereby given that the Council of the City of Topeka, Kansas, will meet for
21 the purpose of holding a public hearing as provided by K.S.A. 12-6a01 *et seq.*, in the City
22 Council Chambers of City Hall, 214 E. 8th Street, at 6:00 p.m. on August 22, 2006, to
23 consider the advisability of the following:

24 A. GENERAL NATURE OF IMPROVEMENT:

25 To Pave:

26 SE Quincy Street from SE 45th Street to SE 43rd Terrace and SE 44th Street
27 from SE Quincy Street westerly approximately 400 feet and easterly to SE
28 Silver Oak Court and Silver Oak Court northerly approximately 300 feet with
29 29 foot wide pavement and to pave SE 43rd Terrace from SE Quincy Street
30 westerly approximately 500 feet with 39 foot wide pavement including

31 concrete curb and gutter, sidewalk ramps, storm drainage facilities,
32 engineering, and all other contingencies needed to complete the project.

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34 B. PROPOSED IMPROVEMENT DISTRICT:

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36 Tract No. 1
37 Lots 1 through 4, Block 'A'; Lots 1 through 11, Block 'B'; Lots 2 and 23
38 through 31, Block 'C'; Lots 1 through 4 and 19 through 22, Block 'D',
39 Horseshoe Bend Subdivision, Topeka, Kansas.

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41 Tract No. 2
42 The south 120 feet of Lot 1, Block 'C', Horseshoe Bend Subdivision,
43 Topeka Kansas.

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45 Tract No. 3
46 A tract of land situated in Lot 5, Block 'C', Hilltop Subdivision No. 2 to
47 the City of Topeka, Shawnee County, Kansas, more particularly
48 described as follows:
49 Commencing at the Southwest corner of the Southwest Quarter of
50 Section 19, Township 12 South, Range 16 East, thence along the
51 South line of said Quarter on a bearing of South 90 degrees 00
52 minutes 00 seconds East, a distance of 560.00 feet; thence on a
53 bearing of North 00 degrees 00 minutes 00 seconds West, a distance
54 of 40.00 feet; thence on a bearing of North 89 degrees 59 minutes 03
55 seconds East, a distance of 157.33 feet to the point of beginning, said
56 point of beginning being a rebar and cap; thence on a bearing of North
57 00 degrees 06 minutes 39 seconds West, a distance of 738.03 feet to
58 the North line of Lot 5, Block 'C', said point being a rebar and cap;
59 thence along the North line of said lot on a bearing of North 89
60 degrees 59 minutes 27 seconds East, a distance of 155.94 feet to the
61 Northeast corner of Lot 5, said point being a found rebar; thence along
62 the East line of said lot on a bearing of South 00 degrees 13 minutes
63 08 seconds East, a distance of 738.02 feet to the Southeast corner of
64 Lot 5, Block 'C', said point being a found rebar; thence along the
65 South line of said lot on a bearing of South 89 degrees 59 minutes 03
66 seconds West, a distance of 157.33 feet to the point of beginning.

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68 Tract No. 4
69 The west 160 feet of the following described tract of land:
70 A part of the West half of the Southeast Quarter of Section 19,
71 Township 12 South, Range 16 East of the 6th P.M. in Shawnee
72 County, Kansas, described as follows:
73 Beginning at the Southeast corner of said West half of the Southeast
74 Quarter of Section 19; thence West along the South line of Section 19,

75 450.00 feet; thence North 778.00 feet; thence East 450.00 feet to the
76 East line of said West Half of the Southeast Quarter of said Section
77 19; thence South to the place of beginning, EXCEPT the following
78 tract:

79 Beginning at a point on the South line of Section 19, Township 12
80 South, Range 16 East of the 6th P.M., and 450.00 feet West of the
81 Southeast corner of the West Half of the Southeast Quarter of said
82 Section 19; thence North parallel to the East line of said West half,
83 205.00 feet; thence East parallel to the South line of said Section 19,
84 130.00 feet; thence South parallel to the East line of the West Half of
85 the Southeast Quarter of said Section 19, 205.00 feet; thence West
86 130.00 feet to the point of beginning.
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88 AND ALSO: Part of the West Half of the Southeast Quarter of Section
89 19, Township 12 South, Range 16 East of the 6th P.M., in the City of
90 Topeka, Shawnee County, Kansas, described as follows: Beginning
91 at a point on the South line, 450.00 feet West of the Southeast corner
92 of said West Half of said Quarter Section; thence North parallel to the
93 East line of said West Half, 205.00 feet; thence East parallel to said
94 South line 130.00 feet; thence South parallel to said East line 205.00
95 feet; thence West 130.00 feet to the point of beginning.
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97 C. ESTIMATED OR PROBABLE COST:

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99 \$1,073,300.00
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101 D. PROPOSED METHOD OF ASSESSMENT:

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103 On a unit basis (49 total units) for all parcels which are included in the
104 described improvement district as follows:
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- 106 Tract No. 1 – 32 units
- 107 Tract No. 2 – 3 units
- 108 Tract No. 3 – 7 units
- 109 Tract No. 4 – 7 units

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111 E. APPORTIONMENT OF COSTS:

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113 Costs are to be paid 96 percent (96%) by the Improvement District and 4
114 percent (4%) by the City, as described above.
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116 The hearing may be adjourned from time to time and until the City Council shall have

117 made findings by resolution as to the advisability of the improvement, the nature of the

118 improvement, the estimated cost, the boundaries of the improvement district, the method of
119 assessment and the apportionment of costs between the improvement district and the City
120 at Large, all as finally determined by the City Council.

121 All persons desiring to be heard with reference to the proposed improvement shall
122 be heard at this hearing.

123 Upon adoption of this Resolution, the City Clerk is hereby directed to provide all
124 publication and mailed notices in accordance with the provisions of K.S.A. 12-6a01, *et seq.*,
125 as amended and City of Topeka Code § 126-36, *et seq.*

126 ADOPTED and APPROVED by the City Council July 11, 2006.

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128 CITY OF TOPEKA, KANSAS

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ATTEST:

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Iris E. Walker, City Clerk

William W. Bunten, Mayor