

RESOLUTION NO. 8343

CONDITIONAL USE PERMIT

A RESOLUTION introduced by City Manager Norton N. Bonaparte, Jr. in accordance with Section 18.185.050 of the Topeka Municipal Code (TMC), approving a Conditional Use Permit to allow for unenclosed outdoor equipment/product storage on property currently zoned "X-2" Mixed Use District and located at 1105, 1501 NW Lower Silver Lake Road and property located on the west side of NW Buchanan Street and north of NW Gordon Street the centerline of the property being approximately 1,700 feet north of the intersection of NW Buchanan Street and NW Gordon Street in the City of Topeka, Kansas. **(CU10/7) (Council District No. 2)**

BE IT RESOLVED by the Governing Body of the City of Topeka, Kansas, that the application under the provisions of TMC 18.185.050(b)(18), approving a Conditional Use Permit to allow for unenclosed outdoor equipment/product storage on property currently zoned "X-2" Mixed Use District and located at 1105, 1501 NW Lower Silver Lake Road and property located on the west side of NW Buchanan Street and north of NW Gordon Street the centerline of the property being approximately 1,700 feet north of the intersection of NW Buchanan Street and NW Gordon Street in the City of Topeka, Kansas, and legally described as

LOT 1, BLOCK A, ALLIS-CHALMERS SUBDIVISION No. 2 IN THE CITY OF TOPEKA, SHAWNEE COUNTY, KANSAS, EXCEPT A TRACT DESCRIBED AS FOLLOWS :

COMMENCING AT THE NORTHEAST CORNER OF SAID LOT 1; THENCE SOUTH 29 DEGREES 27 MINUTES 48 SECONDS EAST, ALONG THE EAST LINE OF SAID LOT , 1,364.51 FEET FOR THE POINT OF BEGINNING; THENCE CONTINUING SOUTH 29 DEGREES 27 MINUTES 48 SECONDS EAST, ALONG SAID EAST LINE, 433.21 FEET. TO THE CENTERLINE OF TAYLOR STREET; THENCE SOUTH 00 DEGREES 02 MINUTES 07 SECONDS WEST, 126.66 FEET; THENCE SOUTH 89 DEGREES 52 MINUTES 07 SECONDS WEST, 41.80 FEET; THENCE NORTH 29 DEGREES 26 MINUTES 19 SECONDS WEST, ALONG THE WESTERLY LINE OF SAID LOT, 522.95 FEET; THENCE NORTH 60 DEGREES 32 MINUTES 12 SECONDS EAST, 98.61 FEET (RECORDED IN BOOK 3217, PAGE 890) TO THE POINT OF BEGINNING.

AND ALSO

PART OF RESERVE No. 3 OF THE KANSAS HALF BREED INDIAN LAND IN THE CITY OF TOPEKA, SHAWNEE COUNTY, KANSAS, DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF ALLIS CHALMERS SUBDIVISION No.

2; THENCE ON AZ. 89 DEGREES 35 MINUTES 06 SECONDS 1298.25 FEET COINCIDENT WITH THE SOUTH LINE OF SAID ALLIS CHALMERS SUBDIVISION No. 2, TO THE WEST RIGHT-OF-WAY LINE OF BUCHANAN STREET; THENCE ON AZ 179 DEGREES 48 MINUTES 55 SECONDS 315.62 FEET MEASURED (316.00 FEET RECORDED) COINCIDENT WITH THE RIGHT-OF-WAY LINE OF BUCHANAN STREET; THENCE ON AZ 269 DEGREES 32 MINUTES 27 SECONDS MEASURED 1299.05 FEET; THENCE ON AZ 359 DEGREES 57 MINUTES 32 SECONDS 316.63 FEET TO THE POINT OF BEGINNING.

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

1. **Use and development of the site in accordance with the approved Conditional Use Permit site plan for Meier's Industrial Park.**

ADOPTED AND APPROVED by the Governing Body of the City of Topeka, June 14, 2011.

William W. Bunten, Mayor

ATTEST:

Brenda Younger, City Clerk