

(Published in the Topeka Metro News July 14, 2025)

ORDINANCE NO. 20571

AN ORDINANCE introduced by City Manager Robert M. Perez Ph.D., de-annexing a certain tract of land within the City of Topeka, Kansas pursuant to K.S.A. 12-504(b).

WHEREAS, on July 9, 2024, the Governing Body passed and adopted Ordinance No. 20498 annexing approximately 38.7 acres located on the north side of NW 25th Street and approximately 380 feet to the west of NW Button Road; and

WHEREAS, as a result of this annexation, a voting precinct of two distinct properties was created; and

WHEREAS, the Shawnee County Elections Office has requested that the City correct the issue to get the properties back into a larger voting precinct; and

WHEREAS, City staff has determined that de-annexation of a certain portion of the right-of-way will resolve the issue; and

WHEREAS, notice of a public hearing on the petition for de-annexation was published in the official City newspaper, and a public hearing was held on July 8, 2025, all in accordance with the requirements of K.S.A. 12-504 et seq.; and

WHEREAS, on July 8, 2025, the City Council considered the de-annexation petition and hereby enacts this Ordinance, all in accordance with the requirements of K.S.A. 12-504 et seq.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF TOPEKA, KANSAS:

SECTION 1. Findings. In accordance with K.S.A. 12-505, the City Council finds and concludes that no private rights will be injured or endangered by such exclusion of

land from the corporate boundaries of the City, that the public will not suffer loss or inconvenience because of such exclusion, and that justice to the owner requires that the petition ought to be granted and the de-annexation of the land be ordered.

SECTION 2. De-annexation. The City Council hereby grants said petition and the following described property is hereby de-annexed from the corporate boundaries of the City of Topeka, Kansas:

A tract of land in the Northeast Quarter of Section 14, Township 11 South, Range 15 East of the 6th P.M. in Shawnee County, Kansas, described as follows:
Commencing at the Southeast corner of said Quarter Section; thence South 88 degrees 18 minutes 12 seconds West, 397.14 feet along the south line of said Quarter Section to the Southwest corner of the East 24 acres of said Quarter Section and the **POINT OF BEGINNING**; thence continuing South 88 degrees 18 minutes 12 seconds West, 422.27 feet along the south line of said Quarter Section; thence North 01 degree 28 minutes 11 seconds West to the existing Northerly right of way line of Northwest 25th Street; thence North 88 degrees 18 minutes 12 seconds East along the said existing Northerly right of way line which is 52.50 feet north of the South line of said Quarter Section to the Southeast corner of Haas Subdivision Plat; thence South 01 degree 44 minutes 20 seconds East to the POINT OF BEGINNING.

SECTION 3. Recording. The City Clerk shall deliver a certified copy of this Ordinance to the Shawnee County Register of Deeds so that the de-annexation is properly recorded and the excluded land is designated as no longer being within the corporate boundaries of the City of Topeka, Kansas.

SECTION 4. All ordinances or parts or sections of ordinances in conflict herewith are hereby repealed except that the land annexed by Ordinance No. 20498 less the right-of-way de-annexed by this Ordinance shall remain within the boundaries of the City of Topeka, Kansas.

SECTION 5. This ordinance shall take effect and be in full force and effect following its adoption and publication as provided by law.

PASSED AND APPROVED by the Governing Body on July 8, 2025.

CITY OF TOPEKA, KANSAS

Michael A. Padilla, Mayor

ATTEST:

Brenda Younger, City Clerk