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ORDINANCE NO. 1862

AN ORDINANCE AUTHORIZING AND PROVIDING FOR THE CONDEMNATION AND ACQUISITION OF PRIVATE PROPERTY BY EMINENT DOMAIN FOR THE USE OF THE CITY OF ANDOVER, KANSAS, PURSUANT TO K.S.A. 26-201.

NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF ANDOVER, KANSAS:

SECTION 1. The City of Andover, Kansas, pursuant to K.S.A. 26-201, hereby authorizes and provides for the condemnation and acquisition of the private property described below by eminent domain for use by the City in the Yorktown Parkway Improvements:

PERMANENT STREET RIGHT-OF-WAY EASEMENT:

A PORTION OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 27 SOUTH, RANGE 03 EAST OF THE SIXTH PRINCIPAL MERIDIAN, BUTLER COUNTY, KANSAS, BEING DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF SAID NORTHEAST QUARTER; THENCE N01°01'27"W (BEARINGS BASED ON THE KANSAS COORDINATE SYSTEM 1 983 SOUTH ZONE) ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID NORTHEAST QUARTER A DISTANCE OF 347.87 FEET TO A CURVE TO THE RIGHT HAVING A RADIUS OF 610.00 FEET AND A CHORD THAT BEARS S53°44'33"E A DISTANCE OF 165.02 FEET; THENCE SOUTHEASTERLY ALONG SAID CURVE A DISTANCE OF 165.52 FEET; THENCE S45°58'08"E A DISTANCE OF 353.88 FEET TO THE SOUTH LINE OF SAID NORTHEAST QUARTER; THENCE S89°21'37"W ALONG SAID SOUTH LINE A DISTANCE OF 381.30 FEET TO THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF SAID NORTHEAST QUARTER AND THE POINT OF BEGINNING.

TOTAL AREA ENCOMPASSING 1.63 ACRES MORE OR LESS.

TEMPORARY CONSTRUCTION EASEMENT – EXPIRING DECEMBER 31, 2025:

A PORTION OF THE SOUTHEAST QUARTER OF THE NORTHEAST QUARTER OF SECTION 17, TOWNSHIP 27 SOUTH, RANGE 03 EAST OF

THE SIXTH PRINCIPAL MERIDIAN, BUTLER COUNTY, KANSAS, BEING DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF SAID NORTHEAST QUARTER; THENCE N01°01'27"W ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID NORTHEAST QUARTER A DISTANCE OF 347.87 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N01°01'27"W ALONG SAID WEST LINE A DISTANCE OF 84.72 FEET TO A CURVE TO THE RIGHT HAVING A RADIUS OF 685.00 FEET AND A CHORD THAT BEARS S55°29'20"E A DISTANCE OF 226.59 FEET; THENCE SOUTHEASTERLY ALONG SAID CURVE A DISTANCE OF 227.63 FEET; THENCE S45°58'08"E A DISTANCE OF 429.75 FEET TO THE SOUTH LINE OF THE SOUTHEAST QUARTER OF SAID NORTHEAST QUARTER; THENCE S89°21'37"W ALONG SAID SOUTH LINE A DISTANCE OF 106.69 FEET; THENCE N45°58'08"W A DISTANCE OF 353.88 FEET TO A CURVE TO THE LEFT HAVING A RADIUS OF 610.00 FEET AND CHORD THAT BEARS N53°44'33"W A DISTANCE OF 165.02 FEET; THENCE NORTHWESTERLY ALONG SAID CURVE A DISTANCE OF 165.52 FEET TO THE WEST LINE OF THE SOUTHEAST QUARTER OF SAID NORTHEAST QUARTER AND THE POINT OF BEGINNING.

TOTAL AREA ENCOMPASSING 1.01 ACRES MORE OR LESS.

SECTION 2. This Ordinance shall take effect and be in full force from and after (1) its adoption by the governing body of the City, (2) approval by the Mayor, and (3) publication once in the official newspaper of the City.

PASSED, ADOPTED and APPROVED by the governing body of the City of Andover, Kansas this 25th day of April 2023.



ATTEST:

Susan C. Renner, City Clerk

(Robert J. Ain)

CITY OF ANDOVER, KANSAS

Ronnie Price, Mayor