

ORDINANCE NO. 1029

AN ORDINANCE AUTHORIZING THE COMMENCEMENT OF CONDEMNATION PROCEEDINGS TO ACQUIRE CERTAIN PROPERTY FOR THE PURPOSE OF RECONSTRUCTING CERTAIN ROADWAYS KNOWN AS THE RIVERVIEW CROSSROADS PROJECT

WHEREAS, the City of Edwardsville, Kansas plans to undertake the reconstruction of 110th street generally between Riverview Avenue and Speaker Road and Riverview avenue from approximately 550 feet West and 1500 East of the intersection with 110th Street (the “Project”), and finds it necessary to appropriate certain interests in private property for use in said project.

WHEREAS, the City has been unable to procure the property by negotiation and finds it necessary to resort to its condemnation authority.

WHEREAS, cities are authorized to condemn property for public purposes pursuant to the authority of K.S.A. 26-201 et. seq.

WHEREAS, the Governing Body did adopt Resolution No. 2020-07 on June 8, 2020, finding that the proposed Project is in the public interest, that it is necessary to acquire certain property interests by condemnation and directing the commission of a survey of the subject property and the commission of a surveyed description of the land and interests to be condemned for the purpose of said sewer project.

WHEREAS, the survey and legal descriptions were completed as directed, and said survey and legal descriptions required for acquisition by condemnation were filed with the City Clerk, a copy of which are attached hereto as Exhibit A.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the City of Edwardsville, Kansas and pursuant to the condemnation authority referenced above, the Governing Body of the City of Edwardsville, Kansas, hereby provides and authorizes the following:

Section 1. That the Project is in the public interest.

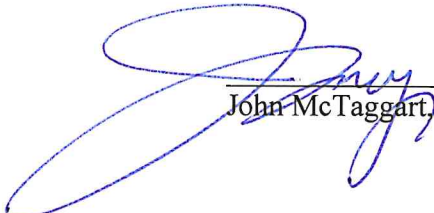
Section 2. That the City has been unable to acquire the subject property to construct the Project by negotiation and must, therefore, resort to its condemnation authority pursuant to K.S.A. 26-201, et seq. to acquire the property.

Section 3. That the Governing Body hereby directs the condemnation proceedings be initiated in the District Court of Wyandotte County, Kansas, to condemn, for public use in the Project, the following described properties:

Parcel ID	Street Address	Owner
948910	11030 Riverview Avenue	Gary C. Carpenter and Diane M. Carpenter, H&W
948914	11010 Riverview Avenue	Earl F. Ross, Jr.
148007	201 N. 110 th Street	Kevan B. Stevenson Rosemeri S. Dunwiddie
148008	10900 Riverview Avenue	Mission Creek Baptist Church
148010	10860 Riverview Avenue	Compass Commodity Group 300, LLC
246702	323 N. 110 th Street	Compass Commodity Group III, LLC
947600	131 S. 110 th Street	Michael G. Pavicich Living Trust Catherine L. Pavicich Trustee
948800	110 S. 110 th Street	Compass Commodity Group 300, LLC

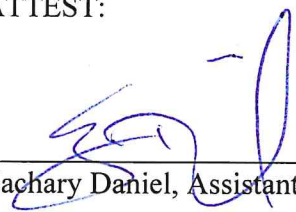
Section 3. This Ordinance shall take effect and be in force from and after its passage and publication as required by law.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF EDWARDSVILLE, KANSAS ON THIS 13th DAY OF JULY, 2020.



 John McTaggart, Mayor

ATTEST:



 Zachary Daniel, Assistant City Manager/City Clerk

APPROVED AS TO FORM:

 Lisa Dehon, City Attorney

