

**ORDINANCE NO. 24-53**

**AN ORDINANCE APPROVING THE DESCRIPTION AND SURVEY OF LANDS NECESSARY FOR THE PURPOSE OF RECONSTRUCTING AND MAINTAINING THE I-35 & SANTA FE INTERCHANGE/SANTA FE CORRIDOR (RIDGEVIEW TO MUR-LEN) IMPROVEMENTS [CITY PROJECT NO. 3-C-025-18] AND PROCEEDING TO ACQUIRE CERTAIN REAL PROPERTY AND REAL PROPERTY INTERESTS IN THE CITY OF OLATHE, KANSAS AS AUTHORIZED IN RESOLUTION NO. 24-1064, PASSED AND APPROVED BY THE GOVERNING BODY ON NOVEMBER 19, 2024.**

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

**SECTION ONE:** The description and survey of lands necessary to acquire fee simple title to real property and other real property interests in the City of Olathe, Kansas for the I-35 & Santa Fe Interchange Reconstruction/Santa Fe Corridor (Ridgeview to Mur-Len) improvement project [City Project No. 3-C-025-18], as prepared by the City Engineer or designee and filed with the City Clerk pursuant to Resolution No. 24-1064, adopted by the Governing Body of the City of Olathe, Kansas, on November 19, 2024, is hereby approved.

**SECTION TWO:** The action of the Governing Body of the City of Olathe, Kansas, in acquiring fee simple title to real property and other real property interests in the City of Olathe, Kansas for the I-35 & Santa Fe Interchange Reconstruction/Santa Fe Corridor (Ridgeview to Mur-Len) improvement project [City Project No. 3-C-025-18] has been declared necessary by the Governing Body.

**SECTION THREE:** The acquisition of fee simple title to real property and other real property interests in the City of Olathe, Kansas for the I-35 & Santa Fe Interchange Reconstruction/Santa Fe Corridor (Ridgeview to Mur-Len) improvement project [City Project No. 3-C-025-18] is all in accordance with and under the provisions of Chapter 26 of the Kansas Statutes Annotated.

**SECTION FOUR:** That there is hereby declared to be public necessity to acquire by Eminent Domain Proceedings fee simple title for the I-35 & Santa Fe Interchange Reconstruction/Santa Fe Corridor (Ridgeview to Mur-Len) improvement project [City Project No. 3-C-025-18], to the following described real property located in the City of Olathe, Kansas:

**Project No. 3-C-025-18 Tract No. 13**

Property Address: 1800 E. Santa Fe, Olathe, Kansas  
Johnson County Parcel ID: DP57900001 0001  
Kansas Uniform Parcel ID: 0460893004006001000  
Fee Simple Owner: Sarah Marie, LLC

**LEGAL DESCRIPTION OF REAL PROPERTY TO BE ACQUIRED IN FEE SIMPLE:**

Lot 1, Block 1, Peters Subdivision, a Subdivision in the City of Olathe, Johnson County, Kansas, according to the plat thereof recorded with the Johnson County Register of Deeds on June 12, 1996 at Book 95, Page 31.

**Project No. 3-C-025-18 Tract No. 22**

Property Address: 1990 E. Santa Fe, Olathe, Kansas  
Johnson County Parcel ID: DP54300000 0006  
Kansas Uniform Parcel ID: 0460893004004023000  
Fee Simple Owner: David K. Goodman Trust

**LEGAL DESCRIPTION OF REAL PROPERTY TO BE ACQUIRED IN FEE SIMPLE:**

Lot 6, Olathe State Bank Addition, a Subdivision in the City of Olathe, Johnson County, Kansas, according to the plat thereof recorded with the Johnson County Register of Deeds on January 12, 1981 at Book 23, Page 49, except the following: Beginning at the Southeast corner of such Lot 6, thence 40 feet; thence northeast 21.90 feet and 27.26 feet; thence north 196.31 Feet to a point on the North line of such Lot 6; thence east 10 feet to the northeast corner of such Lot 6; thence south 235.05 feet to the Point of Beginning; and except the North 30 Feet of such Lot 6.

**SECTION FIVE:** The City Attorney for the City of Olathe, Kansas, is hereby directed, authorized and instructed to make proper application to a Judge of the District Court of Johnson County, Kansas, for the acquisition of fee simple title to real property in the City of Olathe, Kansas for the I-35 & Santa Fe Interchange Reconstruction/Santa Fe Corridor (Ridgeview to Mur-Len) improvement project [City Project No. 3-C-025-18], praying for condemnation thereof and the appointment of three disinterested residents of the county to assess, determine the damages and compensation resulting from such condemnation and for such other proceedings as may be required by law.

**SECTION SIX:** This Ordinance shall take effect and be in force from and after its passage and publication as provided by law.

**PASSED** by the Governing Body this \_\_\_\_ day of \_\_\_\_\_, 2024.

**SIGNED** by the Mayor this \_\_\_\_ day of \_\_\_\_\_, 2024.

\_\_\_\_\_  
John W. Bacon  
Mayor

ATTEST:

\_\_\_\_\_  
Brenda D. Swearingian  
City Clerk

(Seal)  
APPROVED AS TO FORM:

\_\_\_\_\_  
Ronald R. Shaver  
City Attorney