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**Ordinance No. 2568 Summary**

On March 2, 2023, the City of De Soto, Kansas adopted Ordinance No. 2568 commencing eminent domain proceedings as to several parcels of private land needed for public use, specifically reconstruction of the 103<sup>rd</sup> Street Road Improvement Project (Project 034230) in the City of De Soto.

A complete copy of this ordinance is available at [www.desotoks.us](http://www.desotoks.us) or at City Hall, 32905 West 84<sup>th</sup> Street, De Soto, Kansas. This summary is certified by Patrick G. Reavey, City Attorney.

**ORDINANCE NO. 2568**

**AN ORDINANCE CONDEMNING LANDS OR INTERESTS IN LANDS FOR THE RECONSTRUCTION, CONSTRUCTION, OPERATION, MAINTENANCE, USE AND REPAIR, INCLUDING ALL RELATED USES THERETO, OF THE 103<sup>RD</sup> STREET ROAD IMPROVEMENT PROJECT (PROJECT 034230) IN THE CITY OF DE SOTO, JOHNSON COUNTY, KANSAS, AND DIRECTING THE CITY ADMINISTRATOR TO CAUSE THE INITIATION OF EMINENT DOMAIN PROCEEDINGS AS PROVIDED BY LAW TO ACQUIRE THE REAL PROPERTY AND/OR REAL PROPERTY INTERESTS DESCRIBED IN THIS ORDINANCE**

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

1. The following described real property and/or real property interests are hereby condemned and appropriated to the City of De Soto, Kansas for the reconstruction, construction, operation, maintenance, use and repair, including all related uses thereto, of the 103<sup>rd</sup> Street Road Improvement Project (Project 034230) in the City of De Soto, Johnson County, Kansas, to-wit:

*See Exhibit "A", which is attached hereto and incorporated herein by reference;*

2. It is hereby found that the costs of such project will be paid by the Kansas Department of Transportation, Johnson County, Kansas, and the City of De Soto, Kansas, and.
3. The City Administrator is hereby ordered and directed forthwith to cause proceedings for the acquisition of the above-described property and/or real property interest to be commenced in the Johnson County District Court and to do and perform all things which might be necessary and required by law to acquire the aforementioned rights in and to said property.
4. This ordinance shall take effect and be in force after its passage, approval and publication.

APPROVED BY THE GOVERNING BODY OF THE CITY OF DE SOTO, KANSAS  
THIS 2<sup>nd</sup> DAY OF MARCH 2023.

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Rick Walker, Mayor

ATTEST:

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Brandon Mills, City Clerk

APPROVED AS TO FORM:

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Patrick G. Reavey, City Attorney

**EXHIBIT "A"**

**Project Tracts Nos. 1-4**

Property Address: No Street Address  
Johnson County Parcel Nos.  
AF211301-4002, AF211301-4001, AF211301-2002, AF211301-2003  
Fee Simple Owner: Flint Commerce Center, LLC

**Project Tract No. 6**

Property Address: No Street Address  
Johnson County Parcel No. AF221305-1001  
Fee Simple Owner: DeSoto Land Holdings, LLC

**Project Tract No. 7**

Property Address: No Street Address  
Johnson County Parcel No. AF221305-1004  
Fee Simple Owner: Clearview Village, Inc.

**Project Tract No. 10**

Property Address: No Street Address  
Johnson County Parcel No. AF221305-2002  
Fee Simple Owner: Unified School District No. USD 232, Johnson County, Kansas

**Project Tract No. 11**

Property Address: No Street Address  
Johnson County Parcel No. AF221305-2008  
Fee Simple Owner: Clearview Village, Inc.

**Project Tract No. 12**

Property Address: 9720 Lexington Avenue, DeSoto, Kansas  
Johnson County Parcel No. AF221305-3007  
Fee Simple Owner: JC Management Group, LLC

**Project Tract No. 13**

Property Address: 9780 Lexington Avenue, DeSoto, Kansas  
Johnson County Parcel No. AF221305-3009  
Fee Simple Owner: Kenneth R. Sarlls

**Project Tract No. 14**

Property Address: 9760 Lexington Avenue, DeSoto, Kansas  
Johnson County Parcel No. AF221305-3010  
Fee Simple Owner: Heriberto Diaz-Lamas

**Project Tract No. 15**

Property Address: 9560 Lexington Avenue, DeSoto, Kansas  
Johnson County Parcel No. AF221305-3022  
Fee Simple Owner: RBS Leasing Solutions, LLC

**EXHIBIT "A" (CONTINUED)**

**Project Tracts Nos. 19A, 19B, 20, 21**

Property Address: No Street Address

Johnson County Parcel Nos.

AP18850000 0T0A, AP18850000 0T0B, AP18850000 0001, AP18850000 0002

Fee Simple Owner: DeSoto Self Storage, LLC

**Project Tract No. 23**

Property Address: No Street Address

Johnson County Parcel No. AP32800000-002

Fee Simple Owner: Towner, Inc.

**Project Tract No. 24**

Property Address: 9680 Lexington Avenue, DeSoto, Kansas

Johnson County Parcel No. AP60250000-001

Fee Simple Owner: Premier DeSoto KS, LLC and Akin Family Limited Partnership

**Project Tract No. 27**

Property Address: 36520 W 103rd Street, DeSoto, Kansas

Johnson County Parcel No. 3F221306-4006

Fee Simple Owner: Beverly Stark and Asher Farms, LLC

**Project Tract No. 28**

Property Address: 36000 W 103rd Street, DeSoto, Kansas

Johnson County Parcel No. AF221306-4001

Fee Simple Owner: Clearview Village, Inc.

**Project Tract No. 31**

Property Address: 36270 W 103rd Street, DeSoto, Kansas

Johnson County Parcel No. AF221306-4005

Fee Simple Owner: Sunflower Bldg, LLC

