

**ORDINANCE NO. REP-3347**

**AN ORDINANCE REPEALING ORDINANCE NO. TDD-2789 AND ORDINANCE NO. TDD-2789, A AND TERMINATING THE VILLAGE OF ST. ANDREWS TDD.**

**WHEREAS**, the Governing Body of the City of Overland Park, Kansas, has heretofore passed Ordinance No. TDD-2789 on December 8, 2008 making findings as to the advisability of and creating a transportation development district in accordance with K.S.A. 12-17,140 *et seq.* at the northwest corner of 135th Street and Melrose Street (the “Village of St. Andrews TDD”); and

**WHEREAS**, the Governing Body of the City of Overland Park, Kansas, has heretofore passed Ordinance No. TDD-2789, A on May 20, 2013 modifying the boundaries of the Village of St. Andrews TDD to be as described in Exhibit A-1 attached hereto and hereby incorporated by reference herein; and

**WHEREAS**, the Governing Body of the City of Overland Park, Kansas, has deemed it to be in the public interest to repeal Ordinance No. TDD-2789 and Ordinance No. TDD-2789, A, and to terminate the Village of St. Andrews TDD.

**NOW, THEREFORE, BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OVERLAND PARK, KANSAS, AS FOLLOWS:**

**Section 1.** Ordinance No. TDD-2789 and Ordinance No. TDD-2789, A are hereby repealed and the Village of St. Andrews TDD is hereby terminated. The City Manager, the City Attorney, the City’s Special Counsel, Stinson LLP, and the City Clerk are hereby authorized and directed to execute, seal, attest and deliver such documents, certificates and instruments and take such other actions as may be necessary and desirable to carry out and comply with the intent of this Ordinance, for and on behalf of and as the act and deed of the City.

**Section 2.** This Ordinance shall take effect and be in force as of the date of its passage, approval and publication as provided by law.

*[Remainder of page intentionally left blank.]*

PASSED by the City Council this 1st day of November, 2021.

APPROVED by the Mayor this 1st day of November, 2021.

**CITY OF OVERLAND PARK, KANSAS**

(s) Carl Gerlach  
Carl Gerlach, Mayor

(SEAL)

ATTEST:

(s) Elizabeth Kelley  
Elizabeth Kelley, City Clerk

APPROVED AS TO FORM:

(s) Tammy Owens  
Tammy Owens, City Attorney

Exhibit A-1

ALL OF HIGHLANDS AT THE VILLAGE OF ST. ANDREWS, FIRST PLAT, A PLATTED SUBDIVISION OF LAND IN THE CITY OF OVERLAND PARK, JOHNSON COUNTY, KANSAS;

AND

ALL OF GREENS AT THE VILLAGE OF ST. ANDREWS, FIRST PLAT, A PLATTED SUBDIVISION OF LAND IN THE CITY OF OVERLAND PARK, JOHNSON COUNTY, KANSAS;

AND ALSO

~~ALL THAT PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 26, TOWNSHIP 13 SOUTH, RANGE 24 EAST, IN THE CITY OF OVERLAND PARK, JOHNSON COUNTY, KANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:~~

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 26; THENCE S 87°40'52" W, ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 26 AND THE SOUTHERLY PLAT LINE OF SAID GREENS AT THE VILLAGE OF ST. ANDREWS, FIRST PLAT, A DISTANCE OF 858.91 FEET TO THE POINT OF BEGINNING OF LAND BEING DESCRIBED, SAID POINT BEING THE SOUTHWEST PLAT CORNER OF SAID GREENS AT THE VILLAGE OF ST. ANDREWS, FIRST PLAT; THENCE CONTINUING S 87°40'52" W, ALONG THE SOUTH LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 26, A DISTANCE OF 664.54 FEET TO THE SOUTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 26, SAID POINT ALSO BEING THE SOUTHEAST PLAT CORNER OF THE REPLAT OF BRADFORD POINTE APARTMENTS, A PLATTED SUBDIVISION OF LAND IN THE CITY OF OVERLAND PARK, JOHNSON COUNTY, KANSAS; THENCE N 02°08'40" W, ALONG THE WEST LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 26 AND THE EASTERLY PLAT LINE OF SAID REPLAT OF BRADFORD POINTE APARTMENTS AND THE EASTERLY PLAT LINE OF ST. ANDREWS HIGHLANDS THIRD PLAT, A PLATTED SUBDIVISION OF LAND IN THE CITY OF OVERLAND PARK, JOHNSON COUNTY, KANSAS, A DISTANCE OF 1324.98 FEET TO THE NORTHWEST CORNER OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 26, SAID POINT ALSO BEING THE SOUTHWEST PLAT CORNER OF THE TRACES OF WINDHAM HILL 4TH PLAT, A PLATTED SUBDIVISION OF LAND IN THE CITY OF OVERLAND PARK, JOHNSON COUNTY, KANSAS; THENCE N 87°49'04" E (MEASURED), (N 87°48'39" E (PLATTED)), ALONG THE NORTH LINE OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SAID SECTION 26 AND THE SOUTHERLY PLAT LINE OF SAID THE TRACES OF WINDHAM HILL 4TH PLAT AND THE SOUTHERLY PLAT LINE OF THE TRACES OF WINDHAM HILL 2ND PLAT, A PLATTED SUBDIVISION OF LAND IN THE CITY OF OVERLAND PARK, JOHNSON COUNTY, KANSAS, A DISTANCE OF 755.15 FEET TO THE NORTHWEST PLAT CORNER OF SAID HIGHLANDS AT THE VILLAGE OF ST. ANDREWS, FIRST PLAT; THENCE ALONG THE WESTERLY AND SOUTHERLY PLAT LINES OF SAID HIGHLANDS AT THE VILLAGE OF ST. ANDREWS, FIRST PLAT FOR THE FOLLOWING EIGHT (8) DESCRIBED COURSES; THENCE S 02°10'56" E, A DISTANCE OF 100.00 FEET; THENCE S 87°49'04" W, A DISTANCE OF 18.38 FEET; THENCE S 02°10'56" E, A DISTANCE OF 250.00 FEET; THENCE S 87°49'04" W, A DISTANCE OF 17.12 FEET; THENCE S 02°10'55" E, A DISTANCE OF 184.57 FEET; THENCE N 87°48'23" E, A DISTANCE OF 125.44 FEET; THENCE EASTERLY ALONG A CURVE TO THE LEFT, SAID CURVE BEING TANGENT TO THE LAST DESCRIBED COURSE AND HAVING A RADIUS OF 500.00 FEET, AN ARC DISTANCE OF 78.58 FEET; THENCE S 10°00'38" E, A DISTANCE OF 80.00 FEET TO A POINT ON THE NORTHERLY PLAT LINE OF SAID GREENS AT THE VILLAGE OF ST. ANDREWS, FIRST PLAT; THENCE ALONG THE NORTHERLY AND WESTERLY PLAT LINE OF SAID GREENS AT THE VILLAGE OF ST. ANDREWS, FIRST PLAT FOR THE FOLLOWING THREE (3) DESCRIBED COURSES; THENCE WESTERLY ALONG A CURVE TO THE RIGHT, SAID CURVE HAVING AN INITIAL TANGENT BEARING OF S 79°59'24" W AND A RADIUS OF 840.00 FEET, AN ARC DISTANCE OF 87.50 FEET; THENCE S 87°49'23" W, A DISTANCE OF 181.04 FEET TO THE NORTHWEST PLAT CORNER OF SAID GREENS AT THE VILLAGE OF ST. ANDREWS, FIRST PLAT; THENCE S 02°09'46" E, A DISTANCE OF 708.84 FEET TO THE POINT OF BEGINNING

LESS AND EXCEPT THE FOLLOWING (See Next Page)

**EXHIBIT A-1 (EXCEPTION CONTINUED)**

ALL OF TRACT A, TRACT B, TRACT C, GREENS AT THE VILLAGE OF ST. ANDREWS, FIRST FLAT, A PLATTED SUBDIVISION OF LAND IN THE CITY OF OVERLAND PARK, JOHNSON COUNTY, KANSAS AND ALL THAT PART OF THE SOUTHEAST QUARTER OF THE SOUTHEAST QUARTER OF SECTION 26, TOWNSHIP 13 SOUTH, RANGE 24 EAST, IN THE CITY OF OVERLAND PARK, JOHNSON COUNTY, KANSAS, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHEAST CORNER OF THE SOUTHEAST QUARTER OF SAID SECTION 26; THENCE N 02° 08'16" W, ALONG THE EAST PLAT LINE OF SAID GREENS AT THE VILLAGE OF ST. ANDREWS, FIRST FLAT AND ALONG THE EAST LINE OF THE SOUTHEAST QUARTER OF SAID SECTION 26, A DISTANCE OF 100.00 FEET; THENCE S 87° 40'52" W, A DISTANCE OF 30.00 FEET TO THE INTERSECTION OF THE WEST RIGHT-OF-WAY LINE OF MELROSE STREET AND NORTH RIGHT-OF-WAY LINE OF 135TH STREET, AS NOW ESTABLISHED, SAID POINT ALSO BEING THE SOUTHEAST CORNER OF SAID TRACT C AND BEING THE POINT OF BEGINNING; THENCE CONTINUING S 87° 40'52" W, ALONG THE SOUTH LINE OF SAID TRACT C AND TRACT B, AND ALONG THE NORTH RIGHT-OF-WAY LINE OF SAID 135TH STREET, A DISTANCE OF 1261.40 FEET TO THE INTERSECTION OF THE EAST RIGHT-OF-WAY LINE OF GODDARD STREET, AND THE NORTH RIGHT-OF-WAY LINE OF SAID 135TH STREET, AS NOW ESTABLISHED; THENCE N 02° 08'40" W, ALONG THE EAST RIGHT-OF-WAY LINE OF SAID GODDARD STREET, A DISTANCE OF 829.98 FEET; THENCE SOUTHEASTERLY ON A CURVE TO THE RIGHT, SAID CURVE HAVING AN INITIAL TANGENT BEARING OF S 87° 31'21" E AND A RADIUS OF 375.00 FEET, AN ARC DISTANCE OF 181.48 FEET; THENCE S 59° 47'39" E, A DISTANCE OF 171.29 FEET; THENCE SOUTHEASTERLY AND EASTERLY ON A CURVE TO THE LEFT, SAID CURVE BEING TANGENT TO THE LAST DESCRIBED COURSE AND HAVING A RADIUS OF 465.00 FEET, AN ARC DISTANCE OF 257.16 FEET; THENCE N 87° 49'23" E, ALONG THE NORTH LINE OF SAID TRACT A AND ALONG THE SOUTH RIGHT-OF-WAY LINE OF 133RD STREET, AS NOW ESTABLISHED AND THEIR WESTERLY EXTENSION, A DISTANCE OF 256.84 FEET; THENCE EASTERLY AND NORTHEASTERLY ALONG THE NORTH LINE OF SAID TRACT A AND ALONG THE SOUTH RIGHT-OF-WAY LINE OF SAID 133RD STREET AND ON A CURVE TO THE LEFT, SAID CURVE BEING TANGENT TO THE LAST DESCRIBED COURSE AND HAVING A RADIUS OF 640.00 FEET, AN ARC DISTANCE OF 316.89 FEET; THENCE N 59° 27'14" E, ALONG THE NORTH LINE OF SAID TRACT A AND ALONG THE SOUTH RIGHT-OF-WAY LINE OF SAID 133RD STREET, A DISTANCE OF 85.33 FEET TO THE NORTHEAST CORNER OF SAID TRACT A, SAID POINT ALSO BEING THE INTERSECTION OF THE SOUTH RIGHT-OF-WAY LINE OF SAID 133RD STREET AND WEST RIGHT-OF-WAY LINE OF SAID MELROSE STREET; THENCE S 30° 32'46" E, ALONG THE WEST LINE OF SAID TRACT A AND ALONG THE WEST RIGHT-OF-WAY LINE OF SAID MELROSE STREET, A DISTANCE OF 41.65 FEET; THENCE SOUTHEASTERLY AND SOUTHERLY ALONG THE EAST LINE OF SAID TRACT A AND ALONG THE WEST RIGHT-OF-WAY LINE OF SAID MELROSE STREET ON A CURVE TO THE RIGHT, SAID CURVE BEING TANGENT TO THE LAST DESCRIBED COURSE AND HAVING A RADIUS OF 385.00 FEET, AN ARC DISTANCE OF 199.89 FEET; THENCE S 02° 08'16" E, ALONG THE EAST LINE OF SAID TRACT A AND TRACT C AND ALONG THE WEST RIGHT-OF-WAY LINE OF SAID MELROSE STREET, A DISTANCE OF 504.95 FEET TO THE POINT OF BEGINNING.

**AND FURTHER EXCLUDING RIGHT OF WAY OF 135th STREET, GODDARD AVENUE, AND MELROSE STREET.**

