

RESOLUTION NO. 9265

A RESOLUTION introduced by City Manager Brent Trout to demolish the White Lakes Mall structure.

WHEREAS, on December 29, 2020, a structure fire damaged the White Lakes Mall (WLM) structure; and

WHEREAS, on June 2, 2021, an administrative hearing was held wherein the administrative hearing officer considered whether the White Lakes Mall (WLM) structure was so deteriorated as to be dangerous, unsafe, unsanitary or otherwise unfit for human habitation or occupancy; and

WHEREAS, after consideration of the evidence, including photographs of the structure, the administrative hearing officer concluded that the WLM structure was so deteriorated as to be dangerous, unsafe, unsanitary or otherwise unfit for human habitation or occupancy and that demolition was warranted; and

WHEREAS, the administrative hearing officer ordered the property owner, KDL Inc. to demolish and remove the WLM structure on or before July 2, 2021; and

WHEREAS, the administrative hearing order provided that if KDL Inc. did not demolish and remove the WLM structure, the City could do so and assess the costs against KDL Inc. and that failure to pay the costs would result in a special assessment against the property; and

WHEREAS, the property owner has not demolished or removed the WLM structure; and

WHEREAS, the estimated cost to demolish and remove the WLM structure is \$2.5 million dollars

NOW, THEREFORE, BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF TOPEKA, KANSAS, that the City Manager is directed to proceed with

28 demolishing the White Lakes Mall structure at a cost not to exceed \$2.5 million and,
29 furthermore, to take whatever action is necessary to recoup the cost, including but not
30 limited to imposing a special assessment against the property.

31 ADOPTED and APPROVED by the Governing Body on September 21, 2021.

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CITY OF TOPEKA, KANSAS

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Michelle De La Isla, Mayor

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ATTEST:

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Brenda Younger, City Clerk