

BILL NO. 17-170

AN ORDINANCE VACATING A CERTAIN SANITARY SEWER EASEMENT LOCATED AT 600 SE OLDHAM PKWY IN THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2017-100 was submitted by Kaw Valley Engineering, requesting vacation of a portion of an existing 15' wide sanitary sewer easement located at 600 SE Oldham Pkwy in Lee's Summit, Missouri; and,

WHEREAS, the sanitary sewer easement was dedicated to the City on the minor plat *Hamblen Business Park, Lots 1 & 2* which was recorded by Instrument #2002I0112149 on December 4, 2002; and,

WHEREAS, the Planning Commission considered the request on June 27, 2017, and rendered a report to the City Council recommending that the vacation of easement be approved; and,

WHEREAS, the City Council for the City of Lee's Summit has determined that no damages are ascertainable by reason of such vacation.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

SECTION 1. That the following described easements are hereby and herewith vacated:

A strip of land over a portion of Lot 1, Hamblen Business Park, Lots 1 and 2, City of Lee's Summit, County of Jackson, State of Missouri, said strip being 15 feet wide lying 7.50 feet on both sides of the centerline described as follows:

Commencing at the southwest corner of said Lot 1; thence on the southwesterly line of said Lot 1, N 43°03'12" W 93.97 feet to the intersection of the centerline of a platted 15 foot wide sanitary sewer easement with said southwesterly line; thence on said centerline, N 81°03'38" E 23.40 feet to the point of beginning; thence continuing on said centerline, N 81°03'38" E 9.00 feet to the point of terminus.

SECTION 2. That upon the effective date of the vacation of the easements described in Section 1 above, the City releases all right, title and interest in and to the City owned infrastructure located within the easements.

SECTION 3. That the City Clerk be and is hereby authorized and directed to acknowledge a copy of this ordinance and to record same in the Office of the Recorder of Deeds of the County in which the property is located.

SECTION 4. That this ordinance shall be in full force and effect from and after the date of its passage and adoption, and approval by the Mayor.

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PASSED by the City Council of the City of Lee's Summit, Missouri, this _____ day of _____, 2017.

Mayor *Randall L. Rhoads*

ATTEST:

City Clerk *Denise R. Chisum*

APPROVED by the Mayor of said city this ____ day of _____, 2017.

Mayor *Randall L. Rhoads*

ATTEST:

City Clerk *Denise R. Chisum*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*