

## **BILL NO. 18-47**

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AN ORDINANCE VACATING A CERTAIN SANITARY SEWER EASEMENT LOCATED WITHIN THE PLAT ENTITLED "JOHN KNOX RETIREMENT VILLAGE, 13<sup>TH</sup> PLAT", IN THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2016-027 was submitted by John Knox Village, requesting vacation of a sanitary sewer easement within "John Knox Retirement Village, 13<sup>th</sup> Plat", a recorded subdivision in Lee's Summit, Missouri; and,

WHEREAS, the said sanitary sewer easement was recorded with the County Director of Records by Document No. 1974-I-0171693 on January 2, 1974, and said easement was referenced on said plat; and,

WHEREAS, the subject easement was specifically dedicated to the City by separate document, no input regarding the vacation request is required from any private utilities; and,

WHEREAS, the Public Works and Water Utilities Departments for the City of Lee's Summit have determined that no other uses exist for said easement; and,

WHEREAS, the Planning Commission considered the request on March 22, 2016, 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 easement, located within "John Knox Retirement Village, 13<sup>th</sup> Plat", is hereby and herewith vacated:

*A STRIP OF LAND 15.00 FEET IN WIDTH BEING PART OF LOTS 1 AND 2, "JOHN KNOX RETIREMENT VILLAGE 13<sup>TH</sup> PLAT, LOTS 1-3", A SUBDIVISION IN THE CITY OF LEE'S SUMMIT, JACKSON COUNTY, MISSOURI, LYING 7.50 FEET ON EACH SIDE OF THE FOLLOWING DESCRIBED CENTERLINE: COMMENCING AT THE NORTHEAST CORNER OF SAID LOT 1; THENCE SOUTH 13°-38'-30" EAST ALONG THE EAST LINE OF SAID LOT 1, A DISTANCE OF 144.33 FEET TO THE POINT OF BEGINNING OF SAID CENTERLINE; THENCE SOUTH 56°-31'-55" WEST, A DISTANCE OF 316.70 FEET; THENCE SOUTH 6°-41'-00" WEST, A DISTANCE OF 342.37 FEET TO THE POINT OF TERMINUS OF SAID CENTERLINE. THE NORTH AND SOUTH LINES OF SAID STRIP SHALL BE LENGTHENED OR SHORTENED TO TERMINATE AT THE EAST LINE OF SAID LOT 1.*

*THE ABOVE DESCRIPTION CONTAINS 9,886 SQUARE FEET OR 0.226 ACRES, MORE OR LESS.*

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SECTION 2. That the City Clerk 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 3. 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.

PASSED by the City Council of the City of Lee's Summit, Missouri, this \_\_\_\_\_day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
*Mayor Randall L. Rhoads*

ATTEST:

\_\_\_\_\_  
*City Clerk Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

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*Mayor Randall L. Rhoads*

ATTEST:

\_\_\_\_\_  
*City Clerk Trisha Fowler Arcuri*

APPROVED AS TO FORM:

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*City Attorney Brian W. Head*