

## **BILL NO. 21-221**

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AN ORDINANCE VACATING PORTIONS OF A CERTAIN EASEMENT LOCATED AT 605 NW REDBUD DR IN THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2021-207 was submitted by John Knox Village, requesting vacation of portions of an existing easement located on property addressed 605 NW Redbud Dr in Lee's Summit, Missouri; and,

WHEREAS, the easement was dedicated to the City via a document recorded by Document #1974-I-0188415; and,

WHEREAS, the Planning Commission considered the request on October 7, 2021, 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 is hereby and herewith vacated:

*TRACT 1 DESCRIPTION:*

*ALL THAT PART OF LOT 3B OF THE MINOR PLAT OF "JOHN KNOX RETIREMENT VILLAGE 3RD PLAT, LOTS 3A, 3B, AND 3C", A SUBDIVISION IN THE CITY OF LEE'S SUMMIT, JACKSON COUNTY, MISSOURI, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 3B; THENCE NORTH 72°-47'-30" EAST ALONG THE SOUTH LINE OF SAID LOT 3B, A DISTANCE OF 7.50 FEET TO THE POINT OF BEGINNING OF THE TRACT OF LAND TO BE HEREIN DESCRIBED; THENCE CONTINUING NORTH 72°-47'-30" EAST ALONG SAID SOUTH LINE, A DISTANCE OF 67.50 FEET; THENCE NORTH 17°-12'-30" WEST, A DISTANCE OF 15.00 FEET TO THE NORTH LINE OF AN EXISTING 15.00 FOOT UTILITY EASEMENT; THENCE SOUTH 72°-47'-30" WEST ALONG THE NORTH LINE OF SAID EASEMENT, A DISTANCE OF 67.53 FEET; THENCE SOUTH 17°-18'-14" EAST, A DISTANCE OF 15.00 FEET TO THE POINT OF BEGINNING, CONTAINING 1,013 SQUARE FEET OR 0.023 ACRES, MORE OR LESS.*

*TRACT 2 DESCRIPTION:*

*ALL THAT PART OF LOT 3B OF THE MINOR PLAT OF "JOHN KNOX RETIREMENT VILLAGE 3RD PLAT, LOTS 3A, 3B, AND 3C", A SUBDIVISION IN THE CITY OF LEE'S SUMMIT, JACKSON COUNTY, MISSOURI, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 3B; THENCE NORTH 72°-47'-30" EAST ALONG THE SOUTH LINE OF SAID LOT 3B, A DISTANCE OF 90.00 FEET TO THE POINT OF BEGINNING OF THE TRACT OF LAND TO BE HEREIN DESCRIBED; THENCE CONTINUING NORTH 72°-47'-30" EAST ALONG THE SOUTH LINE OF SAID LOT 3B, A DISTANCE OF 132.80 FEET; THENCE NORTH 17°-12'-30" WEST, A DISTANCE OF 15.00 FEET TO THE NORTH LINE OF AN EXISTING 15.00 FOOT UTILITY EASEMENT; THENCE SOUTH 72°-47'-44" WEST ALONG THE NORTH LINE OF SAID EASEMENT, A DISTANCE OF 132.80 FEET; THENCE SOUTH 17°-12'-30" EAST, A DISTANCE OF 15.00 FEET TO THE POINT OF BEGINNING, CONTAINING 1,992 SQUARE FEET OR 0.046 ACRES, MORE OR LESS.*

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*TRACT 3 DESCRIPTION:*

*ALL THAT PART OF LOT 3B OF THE MINOR PLAT OF "JOHN KNOX RETIREMENT VILLAGE 3RD PLAT, LOTS 3A, 3B, AND 3C", A SUBDIVISION IN THE CITY OF LEE'S SUMMIT, JACKSON COUNTY, MISSOURI, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 3B; THENCE NORTH 72°-47'-30" EAST ALONG THE SOUTH LINE OF SAID LOT 3B, A DISTANCE OF 237.80 FEET TO THE POINT OF BEGINNING OF THE TRACT OF LAND TO BE HEREIN DESCRIBED; THENCE CONTINUING NORTH 72°-47'-30" EAST ALONG THE SOUTH LINE OF SAID LOT 3B, A DISTANCE OF 120.11 FEET; THENCE NORTH 35°-12'-16" WEST, A DISTANCE OF 15.77 FEET TO THE NORTH LINE OF AN EXISTING 15.00 FOOT UTILITY EASEMENT; THENCE SOUTH 72°-47'-30" WEST ALONG THE NORTH LINE OF SAID EASEMENT, A DISTANCE OF 115.24 FEET; THENCE SOUTH 17°-12'-16" EAST, A DISTANCE OF 15.00 FEET TO THE POINT OF BEGINNING, CONTAINING 1,765 SQUARE FEET OR 0.041 ACRES, MORE OR LESS.*

SECTION 2. That upon the effective date of the vacation of the easement 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.

PASSED by the City Council of the City of Lee's Summit, Missouri, this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

ATTEST:

\_\_\_\_\_  
Mayor *William A. Baird*

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

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APPROVED by the Mayor of said city this \_\_\_\_ day of \_\_\_\_\_, 2021.

ATTEST:

\_\_\_\_\_  
Mayor *William A. Baird*

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

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney *Brian W. Head*