

BILL NO. 17-240

AN ORDINANCE VACATING A CERTAIN EASEMENT LOCATED AT 4508 SW RAINTREE SHORE DRIVE IN THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2017-178 was submitted by Jamie Cox, requesting vacation of a portion of an existing 15' wide easement located at 4508 SW Raintree Shore Drive in Lee's Summit, Missouri; and,

WHEREAS, the easement was dedicated to the City on the final plat *North Shore at Raintree Lake* which was recorded by Instrument #2005I0044515 on May 27, 2005; and,

WHEREAS, the Planning Commission considered the request on October 24, 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 easement is hereby and herewith vacated:

A tract of land being located in Lot 9, North Shore at Raintree Lake, a subdivision as recorded in the Office of the Recorder, Jackson County, Missouri, the tract being more particularly described as follows:

All of the west 15 feet of said Lot 9, excepting the north 7.5 feet in the utility easement.

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 easement.

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 _____, 2017.

Mayor Randall L. Rhoads

ATTEST:

City Clerk *Trisha Fowler Arcuri*

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

Mayor Randall L. Rhoads

ATTEST:

City Clerk Trisha Fowler Arcuri

APPROVED AS TO FORM:

City Attorney Brian W. Head