

BILL NO. 20-08

AN ORDINANCE VACATING A CERTAIN EASEMENT LOCATED AT 3620 NE RALPH POWELL ROAD IN THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2019-379 was submitted by Engineering Solutions, LLC, requesting vacation of an existing easement located on property addressed 3620 NE Ralph Powell Road in Lee's Summit, Missouri; and,

WHEREAS, the easement was dedicated to the City via the plat titled *Chapel Ridge Business Park, Lot 10 thru 18 and Tracts H-K*, recorded by Document #2007-E-0022027; and,

WHEREAS, the location of the subject easement was replatted as part of the plat titled *Chapel Ridge Business Park, Lot 14A and Lot 15A*, recorded by Document #2016-E-0119794.; and,

WHEREAS, the Planning Commission considered the request on December 12, 2019, 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 14A, Chapel Ridge Business Park Lot 14A and Lot 15A, a minor plat as recorded in the Office of the Recorder, Jackson County, Missouri, as Doc. No. 2016E0119794, the centerline being more particularly described as follows:

Commencing at the Northwest corner of said Lot 14A; thence North 68°09'29" East, along the Northerly Line of Lot 14A, a distance of 77.88 feet; thence South 02°06'09" West, a distance of 15.00 feet, to a point on the South line of an existing 15 foot Utility Easement, said point being the Point of Beginning of the 20.00 foot easement being 10.00 feet on either side of the following described centerline; thence continuing South 02°06'09" West, a distance of 344.79 feet, to a point on the North line of an existing 10 foot Utility Easement, said point being the Point of Termination.

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.

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PASSED by the City Council of the City of Lee's Summit, Missouri, this _____day of _____, 2020.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2020.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*