

BILL NO. 16-238

AN ORDINANCE VACATING A CERTAIN EASEMENT GENERALLY LOCATED EAST OF THE INTERSECTION OF SW KESSLER DRIVE AND SW LONGVIEW BOULEVARD IN THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #2016-113 was submitted by Lutjen, Inc., requesting vacation of a utility easement generally located east of the intersection of SW Kessler Drive and SW Longview Blvd. in Lee's Summit, Missouri; and,

WHEREAS, by and between Gale Communities, Inc. and the City of Lee's Summit, a Utility Easement was recorded by Doc. No. 200510051393, for said easement.

WHEREAS, the utility companies have been contacted and had no objection to the proposed vacation; 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 August 9, 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, "see legal description below", is hereby and herewith vacated:

A tract of land in the Northwest Quarter of Section 10, Township 47 North, Range 32 West of the 5th Principal Meridian in Lee's Summit, Jackson County, Missouri, being bounded and described as follows: Commencing at the Southwest corner of Lot 210, BRIDLEWOOD-6TH PLAT, a subdivision in said Lee's Summit, Jackson County, Missouri; thence North 03°11'10" East along the West line of said BRIDLEWOOD-6TH PLAT, 241.27 feet; thence North 86°48'50" West, 25.00 feet to the Point of Beginning of the tract of land to be herein described; thence continuing North 86°48'50" West, 254.07 feet; thence North 31°03'36" West, 175.27 feet; thence South 58°56'24" West, 361.34 feet; thence North 53°49'13" West, 131.05 feet; thence North 36°10'47" East, 15.00 feet; thence South 53°49'13" East, 121.07 feet; thence North 58°56'24" East, 366.36 feet; thence South 31°03'36" East, 182.33 feet; thence South 86°48'50" East 246.13 feet; thence South 03°11'10" West, 15.00 feet to the Point of Beginning. Containing 13,782 square feet or 0.32 acres, more or less.

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SECTION 2. 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 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 _____, 2016.

Mayor Randall L. Rhoads

ATTEST:

City Clerk Denise R. Chisum

APPROVED by the Mayor of said city this _____ day of _____, 2016.

Mayor Randall L. Rhoads

ATTEST:

City Clerk Denise R. Chisum

APPROVED AS TO FORM:

City Attorney Brian W. Head