

BILL NO. 18-46

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

WHEREAS, Application #PL2016-026 was submitted by John Knox Village, requesting vacation of a utility easement within "John Knox Retirement Village, 13th Plat", recorded subdivisions in Lee's Summit, Missouri; and,

WHEREAS, the said utility easement was recorded with the County Director of Records by Document No. 1971-I-0105351 on December 14, 1971, 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, 13th 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 13TH, 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 SOUTHEAST CORNER OF SAID LOT 2; THENCE ALONG THE EAST LINE OF SAID LOT 2, ALONG A CURVE TO THE RIGHT, HAVING AN INITIAL TANGENT BEARING OF NORTH 30°-34'-55" EAST, A RADIUS OF 1050.00 FEET, A CENTRAL ANGLE OF 15°-32'-51", AND AN ARC DISTANCE OF 284.93 FEET TO THE POINT OF BEGINNING OF SAID CENTERLINE; THENCE NORTH 50°-25'-14" WEST, A DISTANCE OF 150.76 FEET; THENCE SOUTH 80°-04'-46" WEST, A DISTANCE OF 552.60 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 2.

THE ABOVE DESCRIPTION CONTAINS 10,512 SQUARE FEET OR 0.241 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.

Mayor Randall L. Rhoads

ATTEST:

City Clerk Trisha Fowler Arcuri

APPROVED AS TO FORM:

City Attorney Brian W. Head