

BILL NO. 26-116

AN ORDINANCE VACATING CERTAIN UTILITY EASEMENTS IN THE OLDHAM VILLAGE DEVELOPMENT, GENERALLY LOCATED SOUTH OF HIGHWAY 50 AND WEST OF HIGHWAY 291 SOUTH, IN THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2026-001 was submitted by Levy Craig Law Firm, P.C., requesting vacation of certain existing utility easements, as described and depicted in **Exhibit A** attached hereto (the "Easements"), located in the Oldham Village Development on property generally located south of Highway 50 and west of Highway 291 South in Lee's Summit, Missouri, which Oldham Village Development is legally described in **Exhibit B** attached hereto (the "Development"); and,

WHEREAS, the Easements were dedicated and/or granted to the City of Lee's Summit, Missouri (the "City"), via the instruments listed in **Exhibit C** attached hereto, and,

WHEREAS, the Planning Commission for the City considered the request on April 9, 2026, and rendered a report to the City Council recommending that the vacation of easements be approved; and,

WHEREAS, the City Council for the City has determined that no damages are ascertainable by reason of such vacations.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

SECTION 1. That the Easements are hereby and herewith vacated, either in whole or in part, as specifically indicated in **Exhibit A** attached hereto.

SECTION 2. That upon the effective date of the vacation of the Easements 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 _____, 2026.

Mayor *J. Beto Lopez*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

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APPROVED by the Mayor of said city this ____ day of _____, 2026.

Mayor J. Beto Lopez

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*

EXHIBIT A

(See attachment consisting of a total of fifteen [15] easements to be vacated.)

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EXHIBIT B

Lots 1 through 11, & Tracts A through D, Oldham Village First Plat, a subdivision in Lee's Summit, Jackson County, Missouri, recorded on August 26, 2025 as instrument number 2025E0062360, and

Lots 12A through 17, Oldham Village Second Plat, a subdivision in Lee's Summit, Jackson County, Missouri recorded on August 26, 2025 as instrument number 2025E0062361, and

Lots 18A and 19, & Tract E-1, Minor Plat Oldham Village, a replat of Lot 18 & Tract E of Oldham Village Second Plat, a minor subdivision in Lee's Summit, Jackson County, Missouri recorded on March 11, 2026 as instrument number 2026E0017904.

EXHIBIT C

<u>Exhibit</u>	<u>Book/Page/Instrument No.</u>	<u>General Description</u>	<u>Vacation Type</u>
5	Doc.1984I5788533 Book I-40, Page 125	Sanitary Sewer Partial Easement Vacation	Partial
6	Book I-66, Page 523	Partial Vacation of Easement and Right-of-Way Agreement	Partial
7	Book 1473, Page 2254	Drainage and Sewer Easement Conveyance Vacation	Full
8	Book I-66, Page 475	Sanitary Sewer Easement and Right-of-Way Agreement Vacation	Full
10	Book I-66, Page 469	Sanitary Sewer Easement and Right-of-Way Agreement Vacation	Full
11	Book I-66, Page 463	Sanitary Sewer Easement and Right-of-Way Agreement Vacation	Full
12	Book I-66, Page 482	Sanitary Sewer Easement and Right-of-Way Agreement Vacation	Full
13	Book I-66, Page 472	Sanitary Sewer Easement and Right-of-Way Agreement Vacation	Full
16	Doc.2018E0045931	Right of Way	Full
17	Doc.2018E0045933	Water Line Easement Partial Vacation	Partial
18	Book 255, Page 676	(Doc I-84870) 7.5' Drainage and Sewer Easement Conveyance Vacation	Full
19	Doc.2019E0012515	Partial Right-of-Way and Partial Water Line Easement Vacation	Partial
20	Doc.1971I0084871	7.5' Drainage and Sewer Easement Conveyance Vacation	Full
21	Doc.1972I106321	7.5' Platted Utility Easement Vacation	Full
22	Book 1672, Page 1905	7.5' Utility Easement Conveyance Vacation (I-768360A) Per Plat	Full
23	Book 38, Page 109	7.5' Platted Utility Easement Vacation (Doc.198010432692) Per Plat	Full