

BILL NO. 25-123

AN ORDINANCE VACATING A PORTION OF CERTAIN EASEMENTS LOCATED AT 1001 & 1005 SW BLUE PARKWAY IN THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2025-073 was submitted by QuikTrip Corporation, requesting vacation of existing easements located at 1001 & 1005 SW Blue Pkwy in Lee's Summit, Missouri; and,

WHEREAS, a 16' water and sewer easement was dedicated to the City of Lee's Summit by Instrument #1957-I-0690519; and,

WHEREAS, a 15' utility easement was dedicated to the City of Lee's Summit by Instrument #1968-I-0022844; and,

WHEREAS, a 10' utility easement was dedicated to the City of Lee's Summit via the plat titled *QuikTrip Blue Parkway* by Instrument #1996-I-0033064; and,

WHEREAS, the Planning Commission considered the request on June 12, 2025, and rendered a report to the City Council recommending that the vacation of easements 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 easements are hereby and herewith vacated:

Easement 1:

A 15' wide Utility Easement as shown on Lot 1 of the REPLAT OF QUIKTRIP BLUE PARKWAY, a subdivision in Lee's Summit, Jackson County, Missouri recorded in Document No. 1997I0032747, in Plat Book I-61 at Page 68, lying 2 Feet North and 13 Feet South of the following described line; Commencing at the most North, Southwest Corner of said Lot 1; thence S56°48'45"E along the Southwesterly line of said Lot 1, being also along the Northeasterly right-of-way line of U.S Highway Route No. 50, a distance of 5.89 feet to the Point of Beginning; thence S88°33'27"E, 234.75 feet to a point on the Southeasterly line of said Lot 1, being also along the Northwesterly right-of-way line of SW Blue Parkway and the Point of Termination; and,

Easement 2:

A 16 ft. easement for waterlines and sewers described as follows: Beginning at a point 556.3 Feet East and 30 Feet North of the Southwest Corner of Section 6, Township 47, Range 31; thence North 542.0 Feet to the Northeast Corner of Lot 29, HARRIS HIGHLANDS, the same being the South line of Second Street; thence East 16.0 Feet; thence South 542.0 Feet; thence West 16.0 Feet to the Point of Beginning; and,

Easement 3:

A 10' wide Utility Easement as shown on the plat of QUIKTRIP BLUE PARKWAY, a subdivision in Lee's Summit, Jackson County, Missouri recorded in Document No. I-33064, in Plat Book I-58 at Page 75, lying 5 feet each side of the following described centerline; Commencing at the Northwest corner of Lot 1, REPLAT OF QUIKTRIP BLUE PARKWAY LOTS 1 AND 2; thence South 3°18'00"W (S00°58'11"W, Plat) along the West line of said Lot 1, a distance of 56.69 feet to the Point of Beginning

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of the 10' wide Utility Easement to be herein described; thence N87°15'10"E, 247.32 feet to a point on the East line of said Lot 1 and the Point of Termination

SECTION 2. That the following conditions of approval apply:

1. The vacation of Easements 1 and 2 shall not become effective until such time as the existing public utility lines contained therein are abandoned and/or removed.
2. The vacation of Easement 3 shall not become effective until such time as the City accepts the realigned sanitary sewer line replacing the existing sanitary sewer line contained therein.

SECTION 3. The vacation of easements shall be in accordance with the Easement Exhibit and Legal Descriptions appended hereto as Attachment A.

SECTION 4. 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 5. 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 6. 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 _____, 2025.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

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APPROVED by the Mayor of said city this ____ day of _____, 2025.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*