

BILL NO. 24-204

AN ORDINANCE VACATING A PORTION OF CERTAIN EASEMENTS LOCATED AT 1424 NW PRYOR ROAD & 1450 NW PRYOR ROAD IN THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2024-203 was submitted by WI Pryor Crossing, LLC, requesting vacation of existing easements located at 1424 NW Pryor Road & 1450 NW Pryor Road in Lee's Summit, Missouri; and,

WHEREAS, a utility easement was dedicated to the City via separate document recorded by Document #1990-I-965778 as depicted on the Harriett Hill subdivision plat; and,

WHEREAS, the Planning Commission considered the request on October 24, 2024, 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:

Easement "A" A Ten (10) feet Utility Easement lying 10 feet left of the following described centerline.

COMMENCING at the Northwest corner of Section 36-48-32. Thence with the West line of the Northwest ¼ of the Northwest ¼, Section 36-48-32. S 02°59'02" W, 10.00' to the POINT OF BEGINNING; thence leaving said POINT OF BEGINNING, and continuing S 02°59'05" W, 1086.38' to the POINT OF TERMINUS.

Easement "B" A Fifteen (15) feet Utility Easement lying 7.5 feet on either side of the following described centerline.

COMMENCING at the Northwest corner of Section 36-48-32. Thence with the West line of the Northwest ¼ of the Northwest ¼, Section 36-48-32. S 02°59'02" W, 1096.38'; thence S 86°06'53" E, 209.59' to the center line of said easement and the POINT OF BEGINNING; thence leaving said POINT OF BEGINNING N 02°59'04" E, 771.30'; thence S 86°06'53" E, 35.00'; thence N 02°59'04" E, 250.00'; thence S 86°06'53"E, 195.00' to the POINT OF TERMINUS.

SECTION 2. That the following condition of approval applies:

1. The vacation of easement shall become effective immediately at the time of ordinance approval.

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SECTION 3. The vacation of easement shall be in accordance with Easement Legal Description appended hereto as Exhibit A.

SECTION 4. 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 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 _____, 2024.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2024.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*