

BILL NO. 19-143

AN ORDINANCE VACATING A SEGMENT OF SW BLACKSTONE PLACE LOCATED BETWEEN 4028 SW BENZIGER DR AND 4032 SW BENZIGER DR, IN THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, the right-of-way was established by the final plat (Appl. #2004-172) titled *Napa Valley, 1st Plat, Lots 1-88 & Tracts A-M*, recorded with the Jackson County Recorder of Deeds office by Instrument No. 2005-E-0049801; and,

WHEREAS, Application #PL2019-126, submitted by Engineering Solutions, LLC, requesting vacation of the right-of-way, was referred to the Planning Commission to hold a public hearing; and,

WHEREAS, after due public notice in the manner prescribed by law, the Planning Commission held a public hearing for the request on June 13, 2019, and rendered a report to the City Council containing findings of fact and recommending that the requested vacation of right-of-way be approved; and,

WHEREAS, after due public notice in the manner prescribed by law, the City Council held a public hearing on July 9, 2019, and rendered a decision to vacate said right-of-way.

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

SECTION 1. That the following described right-of-way is hereby and herewith vacated:

ALL OF THE PLATTED RIGHT OF WAY OF SW BLACKSTONE PLACE, AS SHOWN ON THE RECORDED PLAT NAPA VALLEY, FIRST PLAT, A PLATTED SUBDIVISION OF LAND IN THE CITY OF LEE'S SUMMIT, JACKSON COUNTY, MISSOURI, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE SOUTHWEST CORNER OF SAID LOT 14, A POINT ON THE WEST LINE OF THE NORTHWEST ¼ OF SECTION 36, TOWNSHIP 47 NORTH, RANGE 32 WEST; THENCE NORTH 2° 08' 05" EAST, ALONG SAID WEST LINE, A DISTANCE OF 79.75 FEET TO A POINT OF CURVATURE, SAID POINT ALSO BEING THE POINT OF BEGINNING; THENCE ALONG A CURVE TO THE RIGHT TANGENT TO THE PRECEDING COURSE AND HAVING A RADIUS OF 15.00 FEET, AN ARC DISTANCE OF 23.56 FEET; THENCE SOUTH 87° 51' 37" EAST, A DISTANCE OF 100.69 FEET TO A POINT OF CURVATURE; THENCE ALONG A CURVE TO THE RIGHT TANGENT TO THE PRECEDING COURSE AND HAVING A RADIUS OF 14.00 FEET, AN ARC DISTANCE OF 21.99 FEET; THENCE NORTH 2° 08' 23" EAST, A DISTANCE OF 78.00 FEET TO A POINT OF CURVATURE; THENCE ALONG A CURVE TO THE RIGHT, HAVING AN INITIAL TANGENT BEARING OF SOUTH 2° 08' 23" WEST AND A RADIUS OF 14.00 FEET, AN ARC DISTANCE OF 21.99 FEET; THENCE NORTH 87° 51' 37" WEST, A DISTANCE OF 100.70 FEET TO A POINT OF CURVATURE; THENCE ALONG A CURVE TO THE RIGHT TANGENT TO THE PRECEDING COURSE AND HAVING A RADIUS OF 15.00 FEET, AN ARC DISTANCE

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OF 23.56 FEET; THENCE SOUTH 2° 08' 05" WEST, A DISTANCE OF 80.00 FEET TO THE POINT OF BEGINNING.

THE ABOVE DESCRIBED LEGAL DESCRIPTION CONTAINS 6,665.12 SQUARE FEET.

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 for 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 _____, 2019.

Mayor William A. Baird

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this _____ day of _____, 2019.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian Head*