

BILL NO. 20-130

AN ORDINANCE VACATING A CERTAIN EASEMENT LOCATED AT 500 NW PRYOR RD IN THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2020-182 was submitted by Clayton Properties Group, Inc., requesting vacation of an existing water main easement located on property addressed 500 NW Pryor Rd in Lee's Summit, Missouri; and,

WHEREAS, the easement was dedicated to the City via the plat titled *Forest Lake at Kohn Knox Village, 1st Plat*, recorded by Document #2007E0051292; and,

WHEREAS, the Planning Commission considered the request on July 23, 2020, 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:

All of centerline 20.00 foot Water Main easement dedicated with FOREST LAKE AT JOHN KNOX VILLAGE - 1ST PLAT a subdivision of land in the Northeast Quarter of Section 2 Township 47 North, Range 32 West of the 5th Principal Meridian in Lee's Summit, Jackson County, Missouri recorded as Instrument Number 2007E0051292 in Book 1106 at Page 42 in Jackson County Recorder of Deed Office, being bounded and described by or under the direct supervision of Jeffrey P. Means, P.L.S. 2000147866, as a Water Main easement vacation as follows: Commencing at the Northwest corner of Lot 1 of said FOREST LAKE AT JOHN KNOX VILLAGE - 1ST PLAT; thence South 02°36'10" West on the West line of said Lot 1, a distance of 75.92 feet to the Northwest corner of said centerline 20.00 foot Water Main easement also being the Point of Beginning of the tract of land to be herein described: thence Northeasterly on the Northerly line of said centerline 20.00 foot Water Main easement along a curve to the left having an initial tangent bearing of North 73°01'28" East with a radius of 224.00 feet, a central angle of 13°57'54" and an arc distance of 54.60 feet; thence Easterly on said Northerly line, along a curve to the right having a common tangent with the last described course with a radius of 264.00 feet, a central angle of 34°24'16" and an arc distance of 158.52 feet; thence South 86°32'54" East on said Northerly line, 33.53 feet; thence North 48°18'18" East on said Northerly line, 11.66 feet to a point on the North line of said Lot 1; thence South 87°24'34" East on said Northerly line and said North line, 15.64 feet to the Northeast corner of said Lot 1 also being a point on the existing Westerly Right-of-Way line of NW Pryor Road as established by Instrument Numbers 2007E0042287 and rerecorded as Instrument Number 2007E0042288 and Instrument Number 2007E0042289 in said Jackson County Recorder of Deed Office; thence South 03°27'56" West on said existing Westerly Right-of-Way line and East line of said centerline 20.00 foot Water Main easement and West line of said Lot 1, a distance of 20.00 feet to the Southeast corner of said centerline 20.00 foot Water Main easement; thence leaving said existing Westerly Right-of-Way line and said East line, North 87°24'34" West on the Southerly line of said centerline 20.00 foot Water Main easement, 7.20 feet; thence South 48°18'18" West on said Southerly line, 11.84 feet; thence North 86°32'54" West on said Southerly line, 41.85

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feet; thence Westerly on said Southerly line, along a curve to the left being tangent to the last described course with a radius of 244.00 feet, a central angle of 34°24'16" and an arc distance of 146.52 feet; thence Southwesterly on said Southerly line, along a curve to the right having a common tangent with the last described course with a radius of 244.00 feet, a central angle of 15°37'36" and an arc distance of 66.55 feet to a point on the West line of said Lot 1, also being the Southwest corner of said centerline 20.00 foot Water Main easement; thence North 02°36'10" East on said West line and West line of said centerline 20.00 foot Water Main easement, 21.12 feet to the Point of Beginning. Containing 5,479 square feet or 0.13 acres, more or less.

SECTION 2. 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 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 _____, 2020.

Mayor William A. Baird

ATTEST:

City Clerk Trisha Fowler Arcuri

APPROVED by the Mayor of said city this ____ day of _____, 2020.

Mayor William A. Baird

ATTEST:

City Clerk Trisha Fowler Arcuri

APPROVED AS TO FORM:

City Attorney Brian W. Head