

## Legislation Details (With Text)

<b>File #:</b>	2016-0118	<b>Name:</b>	
<b>Type:</b>	Public Hearing - Sworn	<b>Status:</b>	Passed
<b>File created:</b>	4/26/2016	<b>In control:</b>	City Council - Regular Session
<b>On agenda:</b>	7/7/2016	<b>Final action:</b>	7/7/2016
<b>Title:</b>	PUBLIC HEARING - Appl. #PL2016-021 - VACATION OF RIGHT-OF-WAY - all of SE Oldham Ct. and a portion of SE Oldham Pkwy. located at its intersection with SE Oldham Ct.; City of Lee's Summit, applicant		
<b>Sponsors:</b>	Planning and Special Projects		
<b>Indexes:</b>			
<b>Code sections:</b>			
<b>Attachments:</b>	1. Staff Report, 2. Planning Commission Minutes, 3. Legal Description & Drawing, 4. Location Map		

Date	Ver.	Action By	Action	Result
7/7/2016	1	City Council - Regular Session	approved	Pass
5/5/2016	1	City Council - Regular Session	continued	

PUBLIC HEARING - Appl. #PL2016-021 - VACATION OF RIGHT-OF-WAY - all of SE Oldham Ct. and a portion of SE Oldham Pkwy. located at its intersection with SE Oldham Ct.; City of Lee's Summit, applicant

Issue/Request:

This application is to vacate all of SE Oldham Court and a portion of SE Oldham Parkway located at its intersection with SE Oldham Court. The subject right-of-way is surplus property obtained by the City from MoDOT in 2002. The City has no use or need for the right-of-way. The City has sold the surplus property with a commitment to vacate the right-of-way that encumbers it.

The request for vacation of right-of-way was sent to the City's Public Works and Water Utilities Departments, as well as the private utility companies, for their input. There were two objections to the requested vacation by the AT&T and KCP&L utility companies. No other objections were received.

Proposed City Council Motion:

I move to direct staff to present an ordinance approving Application #PL2016-021 - VACATION OF RIGHT-OF-WAY - all of SE Oldham Ct. and a portion of SE Oldham Pkwy. located at its intersection with SE Oldham Ct.; City of Lee's Summit, applicant.

Recommendation: Staff recommends **APPROVAL** of the vacation of right-of-way, subject to the following:

1. The vacation shall not become effective until a new easement is dedicated for the existing infrastructure.

Planning Commission Action: On the motion of Mr. DeMoro, seconded by Ms. Roberts, the Planning Commission members voted unanimously by voice vote to recommend **APPROVAL** of Application **#PL2016-021 - VACATION OF RIGHT-OF-WAY** - all of SE Oldham Ct. and a portion of SE Oldham Pkwy located at its intersection with SE Oldham Ct.; City of Lee's Summit, applicant.

