Legislation Details (With Text)

File #:	2018-1843	**Name:**	
Type:	Public Hearing - Sworn	**Status:**	Filed
File created:	2/9/2018	**In control:**	City Council - Regular Session
On agenda:	3/1/2018	**Final action:**	3/1/2018
Title:	PUBLIC HEARING - Application #PL2018-013 - VACATION OF RIGHT-OF-WAY - portions of SW Longview Blvd and SW Fascination Dr, generally located at the intersection of SW Longview Blvd and SW Fascination Dr; City of Lee's Summit, applicant		
Sponsors:	Planning and Special Projects		
Indexes:			
Code sections:			
Attachments:	1. Planning Commission Minutes, 2. Staff Letter, 3. Drawings and description of the ROW to be vacated, 4. Sidewalk and Utility Easement Dedication, 5. Location Map		

Date	Ver.	Action By	Action	Result
3/1/2018	1	City Council - Regular Session	received and filed	
2/13/2018	1	Planning Commission	recommended for approval	Pass

PUBLIC HEARING - Application #PL2018-013 - VACATION OF RIGHT-OF-WAY - portions of SW Longview Blvd and SW Fascination Dr, generally located at the intersection of SW Longview Blvd and SW Fascination Dr; City of Lee's Summit, applicant

Issue/Request:
This application is to vacate portions of right-of-way along the angled parking areas along the north and south sides of SW Fascination Drive and along the east side of SW Longview Blvd. The subject portions of right-of-way were dedicated as part of the *Tower Park Commercial Phase 1 and 2; New Longview Roadway; and New Longview Commercial District* plats. The dedication of these portions of right-of-way necessitated the need for a maintenance agreement between the City and the property owner due to the encroachment of the angled parking spaces into the right-of-way. By vacating these portions of right-of-way, a maintenance agreement is no longer needed. A utility and sidewalk easement will be granted over the vacated portions of right-of-way to cover existing public infrastructure.

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. No objections to the requested vacation were received.

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

1. A sidewalk and utility easement shall be granted to cover the vacated portions of right-of-way.

Committee Recommendation: **PLANNING COMMISSION ACTION**: On motion of Mr. Lopez and seconded by Mr. Gustafson, the Planning Commission voted unanimously by voice vote to **RECOMMEND APPROVAL** of **Appl. #PL2018-013 - VACATION OF RIGHT-OF-WAY -** portions of SW Longview Blvd and SW Fascination Dr, generally located at the intersection of SW Longview Blvd and SW Fascination Dr; City of Lee's Summit, applicant, subject to staff's letter dated February 9, 2018, recommendation item 1.