

Legislation Details (With Text)

File #: 2019-2572 **Name:**

Type: Public Hearing - Sworn **Status:** Agenda Ready

File created: 2/7/2019 **In control:** City Council - Regular Session

On agenda: 3/5/2019 **Final action:**

Title: Public Hearing: Application #PL2018-233 - Vacation of Right-Of-Way - a portion of NW Lowenstein Drive, located west of NW Pryor Road; Drake Development, LLC, applicant.

Sponsors: Planning and Special Projects

Indexes:

Code sections:

Attachments: 1. Memo to Council, 2. Ordinance, 3. Planning Commission Minutes, 4. Staff Letter, 5. Right-Of-Way Exhibit, 6. Legal Description, 7. Location Map

Date	Ver.	Action By	Action	Result
2/14/2019	1	Planning Commission	recommended for approval	Pass

Public Hearing: Application #PL2018-233 - Vacation of Right-Of-Way - a portion of NW Lowenstein Drive, located west of NW Pryor Road; Drake Development, LLC, applicant.

Issue/Request:

This application is to vacate a portion of NW Lowenstein Dr. right-of-way located west of NW Pryor Rd. The subject portion of right-of-way was dedicated as part of the *Arbor Estates* and *Corlew's Estate* plats. The portion of right-of-way requested to be vacated is necessary in order to accommodate the recently approved mixed-use Streets of West Pryor development. New right-of-way will be dedicated on the final plat *Streets of West Pryor, Lots 1-14, Tracts A, B, C, & D* to cover the realigned NW Lowenstein Dr. A temporary utility easement will be granted over the vacated portion of right-of-way to cover existing infrastructure that will be removed/relocated as part of the Streets of West Pryor development.

Josh Johnson, Assistant Director of Plan Services
Dave Olson, Applicant

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

1. The vacation of right-of-way shall not take effect until such time as a temporary utility easement covering the existing AT&T, Spire, KCP&L and City of Lee's Summit Water Utilities infrastructure is dedicated.

Committee Recommendation: At the February 14, 2019 Planning Commission meeting a motion was made by Commissioner Gustafson, seconded by Commissioner Loveless, that **PUBLIC HEARING - Appl. #PL2018-VACATION OF RIGHT-OF-WAY for a portion of NW Lowenstein Dr., located west of NW Pryor Rd; Drake Development, LLC, applicant**, be recommended for approval to the City Council - Regular Session, due back on 03/05/2019. The motion carried unanimously.