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.