

AN ORDINANCE VACATING A CERTAIN EASEMENT LOCATED AT 2821 NE INDEPENDENCE AVENUE IN THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2017-210 was submitted by LSMOB Owner, LLC, requesting vacation of a portion of an existing 15' wide easement located at 2821 NE Independence Avenue in Lee's Summit, Missouri; and,

WHEREAS, the easement was dedicated to the City on the final plat *I-470 Business and Technology Center, Lots 1-22 and Tracts A & B* which was recorded by Instrument #2006E0072560 on August 9, 2006; and,

WHEREAS, the Planning Commission considered the request on November 14, 2017, 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 easements are hereby and herewith vacated:

A strip of land 15 feet in width across part of Lots 17 and 18, I-470 Business and Technology Center, a subdivision of land in the City of Lee's Summit, Jackson County, Missouri, lying 7.5 feet each side of the following described centerline:

Commencing at the Southwest corner of said Lot 18; thence S 83°14'56" E, along the South line of said Lot 18, a distance of 45.00 feet, to a point on the East line of an existing platted 45' utility easement; thence N 6°45'04" E, along said East line, a distance of 21.94 feet, to the Point of Beginning of subject tract; thence S 82°59'57" E, a distance of 101.00 feet, to a point of termination.

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.

BILL NO. 17-256

ORDINANCE NO. 8305

PASSED by the City Council of the City of Lee's Summit, Missouri, this 14th day of December, 2017.



Mayor Randall L. Rhoads

ATTEST:



City Clerk Trisha Fowler Arcuri

APPROVED by the Mayor of said city this 19th day of December, 2017.



Mayor Randall L. Rhoads

ATTEST:



City Clerk Trisha Fowler Arcuri

APPROVED AS TO FORM:



City Attorney Brian W. Head

September 20, 2017

LEGAL DESCRIPTION
UTILITY EASEMENT VACATION
PART OF LOTS 17 & 18, I-470 BUSINESS AND TECHNOLOGY CENTER
CITY OF LEE'S SUMMIT, JACKSON COUNTY, MISSOURI

A strip of land 15 feet in width across part of Lots 17 and 18, I-470 BUSINESS AND TECHNOLOGY CENTER, a subdivision of land in the City of Lee's Summit, Jackson County, Missouri, lying 7.5 feet each side of the following described centerline:

Commencing at the Southwest corner of said Lot 18; thence S 83° 14' 56" E, along the South line of said Lot 18, a distance of 45.00 feet, to a point on a the East line of an existing platted 45' utility easement; thence N 6° 45' 04" E, along said East line, a distance of 21.94 feet, to the Point of Beginning of subject tract; thence S 82° 59' 57" E, a distance of 101.00 feet, to a point of termination;

The above described tract contains 1,515 Sq. Ft. or .035 acres more or less.

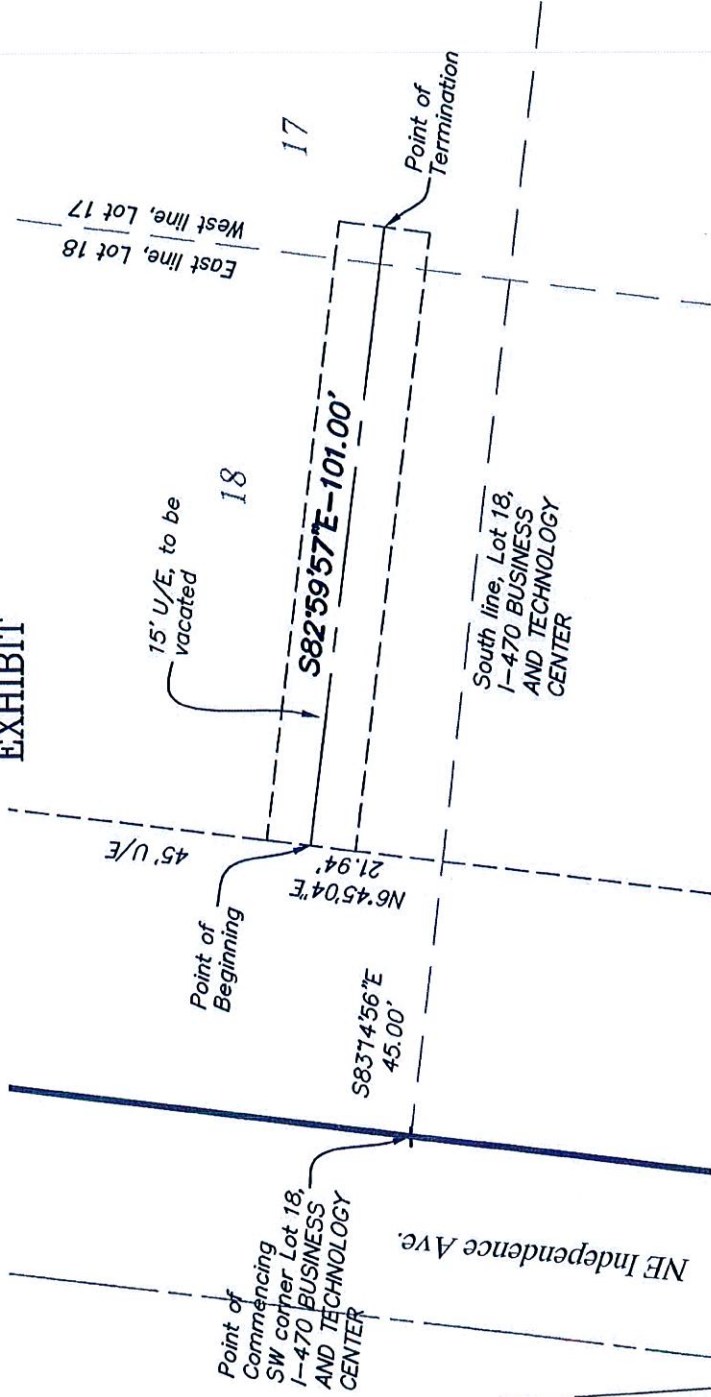


SHAFER, KLINE & WARREN, INC.
11250 Corporate Avenue
Lenexa, Kansas 66219
Phone: (913) 888-7800
Fax: (913) 888-7868

SEP 22 2017

EXHIBIT

RECEIVED



6/22/17



SHAFER, KLINE & WARREN
 11250 Corporate Avenue
 Lenexa, KS 66219-1392
 913.888.7800 FAX: 913.888.7868
 SURVEYING | ENGINEERING | CONSTRUCTION

SKW

PROJECT NO. 170534-010 | DATE: 9/2/17 | BY: RCS

IAL DRIVE

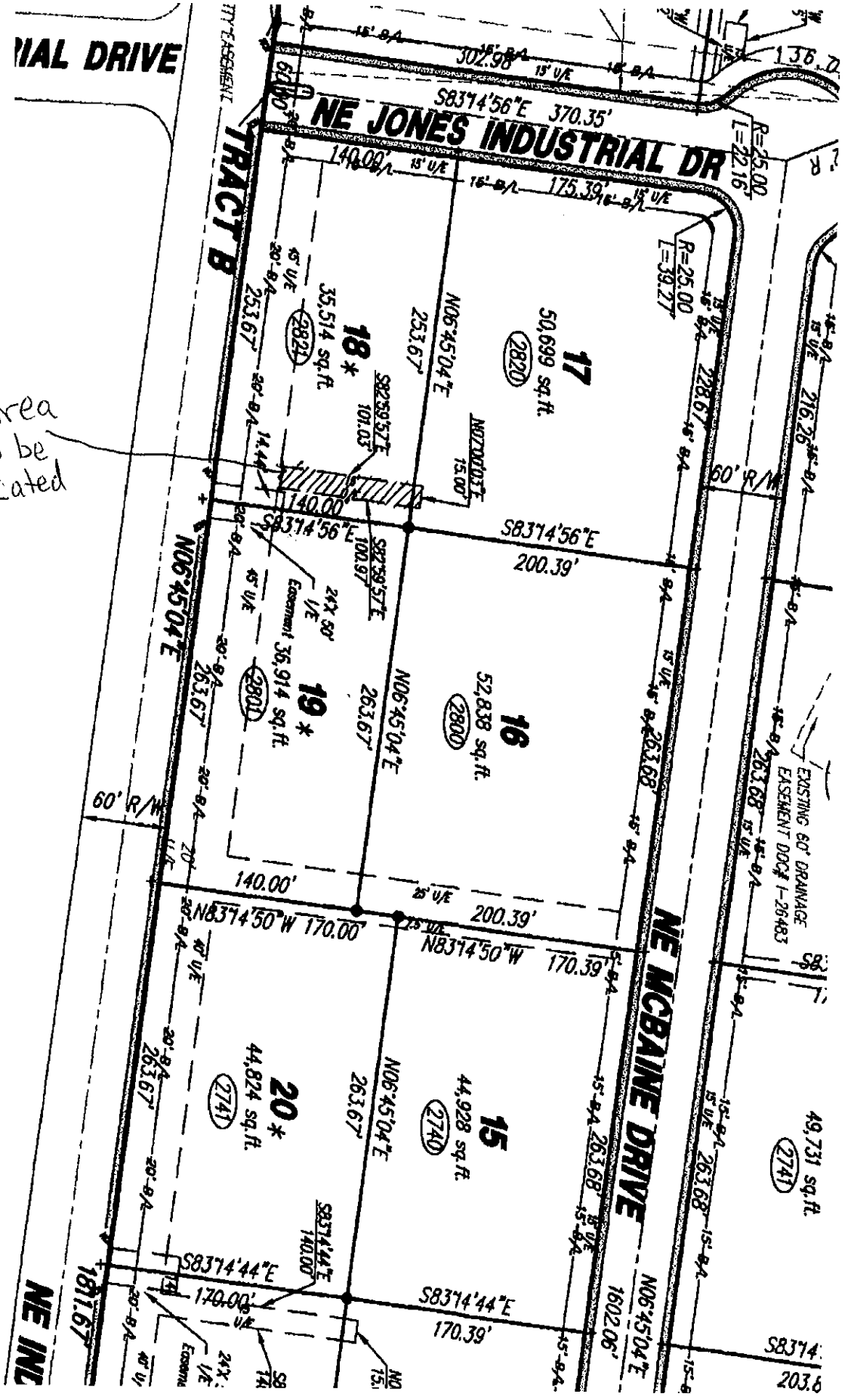
TRACT B

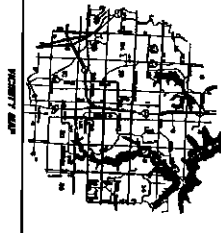
NE JONES INDUSTRIAL DR

NE McBaine Drive

NE INC

Area to be vacated





HAMILTON-SHERRETT
 ENGINEERS AND ARCHITECTS
 201 N. 10th Street
 Lincoln, Nebraska 68502
 Phone: 402-441-1111

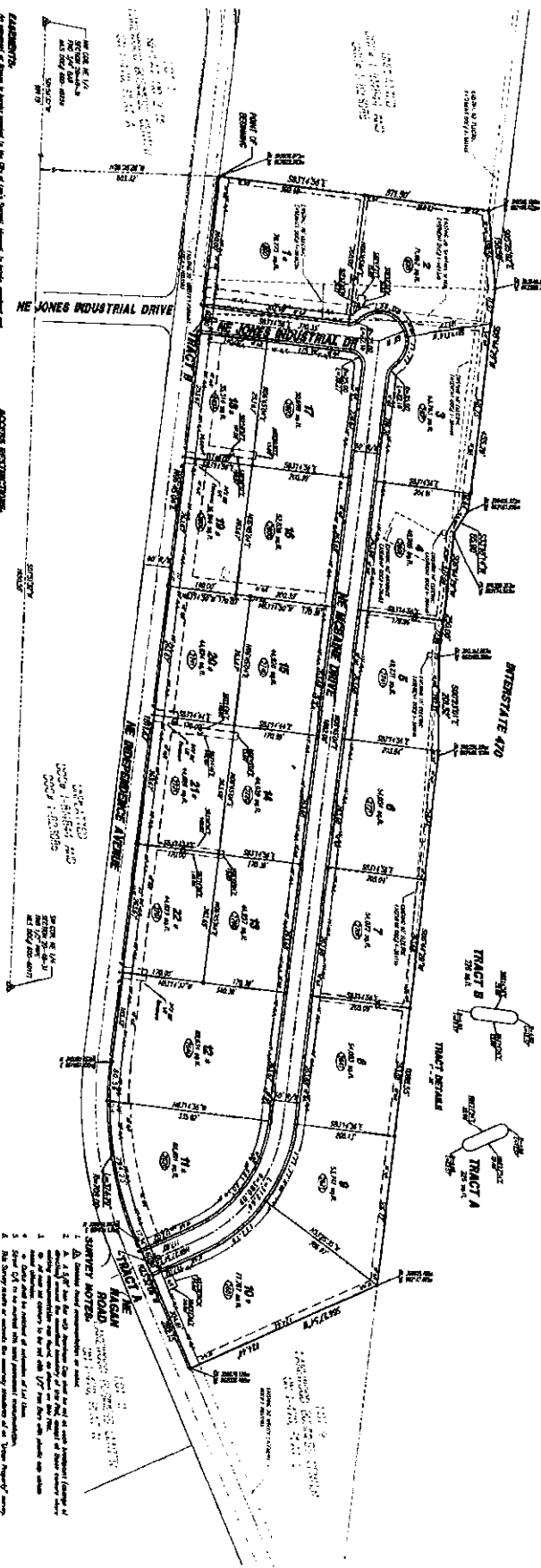
DEVELOPER:
 IAC DEVELOPMENT CORP
 302 CAMPBELL DRIVE, SUITE 210
 LINCOLN, NEBRASKA 68503
 Contact: Amy Burdfield

I-470 BUSINESS AND TECHNOLOGY CENTER

LOTS 1 thru 22 and TRACTS A and B

SECTION 20, TOWNSHIP 48, RANGE 31

LEES SUMMIT, JACKSON COUNTY, MISSOURI



EASEMENTS:
 All easements shown on this plan are hereby established as shown on the accompanying plat for the benefit of the parties named therein. The parties named herein are the grantors and grantees of the easements shown on this plan. The easements shown on this plan are hereby established as shown on the accompanying plat for the benefit of the parties named therein. The parties named herein are the grantors and grantees of the easements shown on this plan.

RESTRICTIONS:
 The use of the land shown on this plan is restricted to the use of a business and technology center. The use of the land for any other purpose is prohibited. The use of the land for any other purpose is prohibited.

ACCESS RESTRICTIONS:
 Access to the land shown on this plan is restricted to the use of a business and technology center. The use of the land for any other purpose is prohibited. The use of the land for any other purpose is prohibited.

FLOOD PLAIN:
 The land shown on this plan is not located in a flood plain. The use of the land for any other purpose is prohibited. The use of the land for any other purpose is prohibited.

RECORDING:
 This plat is hereby recorded for the purpose of establishing the easements and restrictions shown on this plan. The parties named herein are the grantors and grantees of the easements and restrictions shown on this plan.

APPROVED BY JACKSON COUNTY JASSBOUR:
 [Signature]

PROPERTY DESCRIPTION:
 This plat is a subdivision of the land shown on the accompanying plat for the purpose of establishing the easements and restrictions shown on this plan. The parties named herein are the grantors and grantees of the easements and restrictions shown on this plan.

SURVEY NOTES:
 1. The land shown on this plan is bounded on the north by Interstate 470, on the east by He Jones Industrial Drive, on the south by He Washington Avenue, and on the west by Magnolia Road.
 2. The land shown on this plan is divided into 22 lots and Tracts A and B.
 3. The land shown on this plan is subject to the easements and restrictions shown on this plan.

#PL2017-210 --VACATION OF EASEMENT
2821 NE Independence Ave.
LSMOB Owner, applicant

