



July 1, 2022

Scott Ready  
City of Lee's Summit  
220 SE Green Street  
Lee's Summit, MO 64034

**RE: CHIPOTLE QUICK-SERVICE RESTAURANT  
PL2021348 – VACATION OF RIGHT OF WAY  
1103 SWOLDHAM PKWY, LEES SUMMIT, MO 64081  
RESPONSE TO COMMENTS DATED JUNE 30, 2022**

Dear Scott:

Please see the below responses to staff comments dated 6/30/2022 regarding the above-referenced project:

Electronic Plans for Resubmittal, Excise Tax, Planning Commission and City Council Presentations and Mailings: **Acknowledged.**

Analysis of Vacation of Right of Way

1. An ingress/egress easement will need to be dedicated, prior to vacating the ROW, in order to not restrict access to/from the adjoining property.

**Response:** See attached Legal Description and Exhibit – Can you advise as to whether this access easement should be dedicated to the adjacent property owner or to the public, in general. And also, does the City have a standard access easement form that is to be used for recording purposes?

2. A utility easement will need to be dedicated, prior to vacating the ROW, if the existing 8" public sanitary main runs within the limits of the ROW to be vacated.

**Response:** Please see attached Sanitary Sewer Exhibit that we have prepared based on our field, survey work in the area. Please note, that it appears that the sanitary manhole and sanitary cleanout located in the field are within the public right-of-way for McClendon Drive. Please review and further advise if additional easement area is required by the city to accommodate the existing sewer main.

If you have further comments/questions, please do not hesitate to contact me. Thank you.

Sincerely,

SCHLAGEL & ASSOCIATES, PA



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/mdr  
Attachments