

REQUEST FOR ORDINANCE

CASE NO. CD-ROW-2019-00017

An Ordinance to vacate a portion of NE Barnes Road generally located east of I-35 to allow for a lot combination. (CD-ROW-2019-00017)

The consent of the persons or corporations owning or claiming to own three-fourths of the front feet of the property, immediately adjoining the said street has been obtained in writing.

A public hearing was held by the City Plan Commission on January 21, 2020, on the 26th Floor of City Hall. The Commission recommended that this vacation be APPROVED with CONDITIONS.

Six members of the City Plan Commission were present, and they voted 6-0 in favor of the vacation. (Macy, Archie, Baker-Hughes, Crowl, May, and Henderson voting AYE).

The staff recommended approval with two conditions.

The petition was made by Rudy Jacobs, 6610 NE 156th Street, Smithville, MO 64089 on August 13, 2019.

The portion to be vacated is shown on the attached map marked Exhibit "A".

LEGAL DESCRIPTION OF VACATION:

That portion of NE Barnes Ave, (platted as South Parallel Ave.), between Block 8 and 9 in Kansas City Suburban Estates, a subdivision in the SE¹/₄ of Section 32, Township 51 North of the Baseline, Range 32 West of the Fifth Principle Meridian, City of Kansas City, Clay County, Missouri, described as follows: Commencing at the SW corner of the SE¹/₄ of said Section 32; thence N00° 42' 45"E, along the west line of said SE¹/₄ a distance of 1047.78 feet; thence S89° 17' 15" E, a distance of 163.69 feet to a point on the easterly right of way of Missouri Highway I-35 said point of being on the northerly right of way line NE Barnes Ave; thence S49° 18' 60"W a distance of 37.80 feet to the centerline of NE Barnes Ave and the point of Beginning of that portion herein described; thence S49° 18' 60"W a distance of 37.80 feet to a point on the northwest corner of the northern boundary line of LOT 9, BLOCK 8, Kansas City Suburban Acreage Estates; thence easterly along the northern boundary line a distance of 210 feet to a point on the northern boundary line being at the northeast corner of Lot 9 Block 8, Kansas City Suburban Acreage Estates; thence northerly and perpendicular to the northern boundary line a distance of 25 feet to a point on centerline of NE Barnes Ave, thence westerly along the centerline of NE Barnes Ave to the Point of beginning.

AND

Those portions of Lot 1 and Lot 2 of Block 9 in Kansas City Suburban Acreage Estates, a subdivision in the SE¹/₄ of Section 32, Township 51 North of the Baseline, Range 32 West of the Fifth Principle Meridian, City of Kansas City, Clay County, Missouri, described as a whole as follows: Commencing at the SW corner of the SE¹/₄ of said Section 32, thence N00°42'45"E, along the west line of said SE¹/₄, a distance of 1047.78 feet; thence S89°17'15"E, a distance of 163.69 feet to a point on the easterly right of way line of Missouri Highway I-35, said point also being on the northerly right of way line of NE Barnes

Avenue and the Point of Beginning of those portions herein described; thence N49°18'50"E, along said easterly right of way line, a distance of 213.60 feet to a point on the north-easterly line of said Lot 2; thence S40°44'04"E, along said north-easterly line, a distance of 145.88 feet to the south-easterly corner of said Lot 2, said point also being on the north-westerly right of way line of said NE Barnes Avenue, said point also being on a curve from which a radial bears N25°57'02"W; thence westerly along said north-westerly right of way line and said curve, to the right, having a radius of 300.00 feet, thru a central angle of 26°39'47", an arc distance of 139.61 feet; thence N89°17'15"W, along the northerly right of way line of said NE Barnes Avenue, a distance of 122.17 feet to the Point of Beginning. Said portions contain 18295 square feet and are subject to all easements of record.

AND

Portion of proposed vacation of NE Barnes Ave.

That portion of NE Barnes Avenue, (platted as South Parallel Ave.), in Kansas City Suburban Acreage Estates, a subdivision in the SE ¼ of Section 32, Township 51 North of the Baseline, Range 32 West of the Fifth Principle Meridian, City of Kansas City, Clay County, Missouri, described as follows: Commencing at the SW corner of the SE ¼ of said Section 32; thence N00°42'45"E, along the west line of said SE ¼, a distance of 1047.78 feet; thence S89°17'15"E, a distance of 163.69 feet to a point on the easterly right of way line of Missouri Highway I-35, said point also being on the northerly right of way line of NE Barnes Avenue and the Point of Beginning of that portion herein described; thence S89°17'15"E, along the northerly right of way line of said NE Barnes Avenue, a distance of 122.17 feet; thence easterly along said northerly right of way line and along a curve, to the left, having a radius of 300.00 feet, thru a central angle of 06°10'13", an arc distance of 32.31 feet; thence S05°27'28"E, a distance of 25.00 feet to the centerline of said NE Barnes Avenue; thence westerly along said centerline and a curve, to the right, having a radius of 325.00 feet, thru a central angle of 06°10'13", an arc distance of 35.00 feet; thence N89°17'15"W, along said centerline, a distance of 150.53 feet to a point on the easterly right of way line of said Missouri Highway I-35; thence N49°18'50"E, along said easterly right of way line, a distance of 37.80 feet to the Point of Beginning. Said portion contains 4260 square feet and is subject to all easement of record.