

GENERAL

Ordinance Fact Sheet

210538

Ordinance Number

Brief Title

Condemning private properties for the "Stark Avenue Road Improvements – NE 112th Street to NE 114th Terrace" project.

Approval Deadline

Reason

Condemning private properties for public use as part of the "Stark Avenue Road Improvements – NE 112th Street to NE 114th Terrace" project.

Details

Reason for Legislation

The Council finds that the fee interest in private properties must be condemned for public use as Street Right of Way and for Retaining Wall and Grading, Storm Drainage, and Temporary Construction Easements, for the construction, location and maintenance of the "Stark Avenue Road Improvements – NE 112th Street to NE 114th Terrace", Project No. 89008700, in Kansas City, Clay County, Missouri.

Discussion

Said improvements shall be of the nature described and specified in, and shall be done in accordance with, the plans and specifications certified under the supervision of the Director of the Department of Public Works, the same being on file in the Office of the Director of the Department of Public Works, and being incorporated herein by reference.

The properties being condemned will be used by the City of Kansas City, Missouri for Street Right of Way purposes and for Retaining Wall and Grading, Storm Drainage, and Temporary Construction Easements.

Just compensation for the property interests taken shall be assessed and paid according to law; and the proceedings to determine compensation shall be prosecuted in one or more suits in the Circuit Court of Clay County, Missouri, pursuant to the provisions of Chapter 523 of the Revised Statutes of Missouri, as supplemented or amended by Section 86.01 to 86.10 of the Rules of Civil Procedure. Payment of compensation shall be made by Kansas City from funds appropriated, or to be appropriated, for such purposes.

Pending the acquisition of said lands by condemnation, the Director of the Department of Public Works is hereby authorized to negotiate the purchase of said land and pay for them out of funds appropriated or to be appropriated as aforesaid, and if any tracts be so acquired by negotiation and purchase, the City Attorney is authorized to withdraw same from condemnation proceedings.

Positions/Recommendations

Sponsor	City Manager
Programs, Departments, or Groups Affected	Public Works
Applicants / Proponents	Applicant City Department Public Works Other
Opponents	Groups or Individuals Basis of opposition
Staff Recommendation	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against
Board or Commission Recommendation	By <input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No action taken <input type="checkbox"/> For, with revisions or conditions (see details column for conditions)
Council Committee Actions	<input type="checkbox"/> Do pass <input type="checkbox"/> Do pass (as amended) <input type="checkbox"/> Committee Sub. <input type="checkbox"/> Without Recommendation <input type="checkbox"/> Hold <input type="checkbox"/> Do not pass

Discussion (continued)

Details

Policy/Program Impact

Policy or Program Change	<input type="checkbox"/> No <input type="checkbox"/> Yes
Operational Impact Assessment	

Finances

Cost & Revenue Projections -- Including Indirect Costs	
Financial Impact	
Fund Source (s) and Appropriation Account Codes	

Applicable Dates:

Fact Sheet Prepared by:

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Department of Public Works

Reviewed by:

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Department of Public Works

Reference Numbers