

# GENERAL

## Ordinance Fact Sheet

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Ordinance Number

### Brief Title

Vacating unimproved City Right-of-Way in Jackson County, Missouri along Chouteau Trafficway north of Gardner Avenue.

### Approval Deadline

### Reason

Vacating unimproved City Right-of-Way in Jackson County, Missouri.

### Details

#### Reason for Legislation

Council of Kansas City does hereby find that the Director of the Department of Public Works has declared certain City right-of-way to be unimproved with no future plans to improve said right-of-way and therefore vacates the following City right-of-way;

#### Discussion

In Council District 4:

In the vicinity of 4815 Gardner Ave.

Vacating/releasing unimproved public right-of-way acquired by Corporate Quit-Claim Deed ("CQCD"), recorded November 21, 1951, as Instrument No. B 39502 in the Recorder of Deeds Office for Jackson County, Missouri, while retaining an Aerial Easement, and an Inspection, Maintenance, and Public Safety Easement, and the right of ingress and egress, all for the purpose of inspection, maintenance and public safety, across the right of way/property being vacated/released.

The City's Aerial Easement, Inspection, Maintenance, and Public Safety Easement, and the right of ingress and egress reserved in Section 1, provides the right for the City to maintain, repair and improve the Chouteau Trafficway Bridge infrastructure; along with the right of any existing utility, on or attached to the Chouteau Trafficway Bridge, to be included in said aerial easement with the right to maintain, repair and improve their existing infrastructure. The City of Kansas City shall have at all times the right to go under and upon the Chouteau Trafficway Bridge to construct, maintain and repair the same; and nothing in this vacation action shall be construed so as to grant any right to use the property under said bridge in any manner as would interfere with the safe and continuous maintenance, construction, reconstruction and improvement to the aforesaid bridge or the publics use thereof.

The City Clerk of Kansas City, Missouri, is hereby authorized and directed to acknowledge this ordinance as deeds are acknowledged, and to cause this ordinance to be filed for record in the Recorder's Office in Jackson County, Missouri.

### Positions/Recommendations

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

**Discussion (continued)****Details****Policy/Program Impact**

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

**Finances**

|                                                                   |  |
|-------------------------------------------------------------------|--|
| <b>Cost &amp; Revenue Projections -- Including Indirect Costs</b> |  |
| <b>Financial Impact</b>                                           |  |
| <b>Fund Source (s) and Appropriation Account Codes</b>            |  |

**Applicable Dates:****Fact Sheet Prepared by:****Reviewed by:**

Homer Janssens,  
Right of Way Reviewer  
Department of Public Works

**Reference Numbers**