



Legislation Details (With Text)

File #: 220622 **Version:** 1 **Name:**
Type: Ordinance **Status:** Passed
File created: 7/12/2022 **In control:** Council
On agenda: 8/4/2022 **Final action:** 8/4/2022

Title: Declaring certain real property generally located at 4250 N.E. Birmingham Road, Kansas City, Missouri 64117 surplus to the City's needs; authorizing the Director of General Services to offer the sale of the City's interest in this real property in accordance with City regulations, and execute related documents to complete the transfer of the real property while reserving easements, as necessary, for any existing City owned sewer, storm water, and water line infrastructure on the said property.

Sponsors:

Indexes:

Code sections:

Attachments: 1. Surplus Ordinance 4250 Birmingham, 2. 220622 Fact Sheet, 3. 220622 Fiscal Note, 4. 4250 Birmingham presentation 7.29.22, 5. 220622 Birmingham presentation 7.29.pdf, 6. Authenticated Ord. 220622

Date	Ver.	Action By	Action	Result
8/4/2022	1	Council		
8/3/2022	1	Transportation, Infrastructure and Operations Committee	Adv and Do Pass, Debate	Pass
7/21/2022	1	Council	referred	

ORDINANCE NO. 220622

Declaring certain real property generally located at 4250 N.E. Birmingham Road, Kansas City, Missouri 64117 surplus to the City's needs; authorizing the Director of General Services to offer the sale of the City's interest in this real property in accordance with City regulations, and execute related documents to complete the transfer of the real property while reserving easements, as necessary, for any existing City owned sewer, storm water, and water line infrastructure on the said property.

WHEREAS, all City departments have been notified and this property is not needed by the City and no interest has been expressed in retaining the land for future public use; and

WHEREAS, the City owns rights in certain real property generally located at 4250 N.E. Birmingham Road, Kansas City, Clay County, Missouri; and

WHEREAS, all existing easements, right of way, and/or any other encumbrances affecting the real property, shall remain in effect as set forth in the Quitclaim Deed executed as a part of the subsequent transfer; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the parcels described below, are hereby declared surplus to the City's needs.

Section 2. That the Director of General Services Department is hereby authorized to currently offer for sale in accord with City regulations, and make available through an open and public competition, with such conditions determined appropriate by the Director of General Services, the City's rights in the property located at 4250 N.E. Birmingham Road, Kansas City, Clay County, Missouri, in one transaction, to a single purchaser, legally described as follows:

Tract 1:

"A tract of land being the North Half of the abandon 150 feet wide Chicago, Milwaukee, St. Paul and Pacific Railroad Company as described in the Recorded Document in Book 454 Page 209 in the Northwest Quarter of Section 17, Township 50 North, Range 32 West, in the City of Randolph, Clay County, Missouri being more particularly described as follows:

Commencing at the Northwest Corner of Said Northwest Quarter; thence South 01 degrees 07 minutes 54 seconds West, along the West line of said Northwest Quarter, 717.17 feet, to the North right of way of the Chicago, Milwaukee, St. Paul, and Pacific Railroad Company, as now established; thence along said North right of way the following two courses: thence on a curve to the left, with Initial tangent bearing of South 88 degrees 46 minutes 36 seconds east, having a radius of 1361.59 feet and an arc length of 737.74 feet; thence North 60 degrees 10 minutes 45 seconds east, 412.51 feet; thence South 29 degrees 43 minutes 35 seconds east, 75.00 feet; thence South 60 degrees 10 minutes 54 seconds west, along the centerline of said railroad, 412.64 feet; thence on a curve to the right, having a radius of 1436.59 feet, and an arc length of 778.20 feet, to the said West line, of said Northwest Quarter; thence North 01 degrees 07 minutes 54 seconds east, along the said West line, 75.00 feet, to the Point of Beginning."

Tract 2:

"A tract of land being the South Half of the abandon 150 feet wide Chicago, Milwaukee, St. Paul and Pacific Railroad Company as described in the Recorded Document in Book 454 Page 209 in the Northwest Quarter, Section 17, Township 50 North, Range 32 West, in the City of Randolph, Clay County, Missouri being more particularly described as follows:

Beginning at the Northwest Corner of Lot 107, RANDOLH HEIGHTS, a subdivision in Kansas City, Clay County, Missouri, recorded in Plat Book C Page 138; thence North 12 degrees 20 minutes 58 seconds west, 75.00 feet; thence on a curve to the Left, with a radius of 1436.59 feet, an initial tangent bearing of North 77 degrees 39 minutes 02 seconds east, and an arc length of 138.64 feet; thence South 17 degrees 52 minutes 44 seconds east, 75.00 feet to the North East Corner of Lot said 107; thence on a curve to the right, with a radius of 1511.58 feet, an initial tangent bearing of South 72 degrees 07 minutes 16 seconds west, and an arc length of 145.88 feet, to the Point of Beginning."

Tract 3: 4250 N.E. Birmingham Road

"A tract of land, located in the Northwest Quarter, Section 17, Township 50 North, Range 32 West, being part of, RANDOLPH HEIGHTS, a subdivision in Kansas City, Clay County,

Missouri, being more particularly described as follows:

Commencing at the Northwest corner, of said Northwest Quarter; thence South 01 degrees 07 minutes 54 seconds west, along the West line of said Northwest Quarter, 443.47 feet, to the South right of way line of 210 Highway, as now established, said Point also being the Point of Beginning; thence along said South right of way the following four courses; thence North 86 degrees 57 minutes 14 seconds east, 185.46 feet; thence North 65 degrees 09 minutes 09 seconds east, 107.70 feet; thence North 86 degrees 57 minutes 14 seconds east, 495.80 feet; thence North 83 degrees 52 minutes 55 seconds east, 282.40 feet, to the North right of way line of Chicago, Milwaukee & St. Paul Railroad, as established; thence along said North right of way line the following 2 courses; thence South 60 degrees 10 minutes 54 seconds west, 412.76 feet; thence on a curve to the right, tangent to the last described course, having a radius of 1361.59 feet and an arc length of 737.68 feet, to the West line of said Northwest Quarter; thence North 01 degrees 07 minutes 54 seconds east, along said West line, 273.70 feet, to the Point of Beginning.”

Subject to building lines, easements, reservation, restrictions, covenants and conditions of record.

Further subject to any and all other existing easements, right of way, and/or any other encumbrances, recorded or non-recorded, affecting the real property, and also subject to a reservation of easements, as necessary, for City owned sewer, storm water, and/or water line infrastructure located on the said property and existing on or before the execution of this Quitclaim Deed.,

Section 3. That the Director of General Services is hereby authorized to execute any real estate or other documents needed to effectuate this transaction.

Approved as to form and legality:

Matthew W. Cooper
Associate City Attorney