

# COMMUNITY PROJECT/REZONING

## Ordinance Fact Sheet

Case No. 1704-V

### Brief Title

Vacation of all of Wheeling Avenue, White Avenue and Belmont Avenue as established by the East Center Plat from the point of beginning south to Interstate I-70.

### Details

<p><b>Location:</b> generally located north of I-70, between Bellaire to the west and the Blue River to the east</p>
<p><b>Reason for Legislation:</b> to vacate all of Wheeling Avenue and Belmont Avenue as established by the East Center Plat from the point of beginning south to Interstate I-70</p>
<p><b>PLAN REVIEW/ANALYSIS:</b> Three rights-of-way are proposed to be vacated – Wheeling Avenue (the westernmost right-of-way), White Avenue and Belmont Avenue (the easternmost right-of-way). The rights-of-way are all unconstructed and terminate at the right-of-way for I-70. The rights-of-way were established by the East Center Plat which was recorded in 1924. At the time of the original plat the rights-of-way continued south and provided access to a residential area. It is assumed that the addition of I-70 terminated these rights-of-way.</p> <p>The applicant, May Technologies, wishes to vacate these rights-of-way in order to extend an access drive from Fremont Avenue to their main facility. Access to the site is available through private Fremont Avenue and E 29<sup>th</sup> Street. A previously approved plan required that the site be accessed via Fremont to limit the impact on the surrounding residential properties. Vacating these rights-of-way will clean up the area and remove unusable right-of-way from City ownership.</p> <p>The vacation of this right-of-way will not affect traffic circulation or access availability within the block or Kansas City as a whole. The applicant received the required consent and petition of all but one of the adjacent property owners. The property owner of 5916 E 30<sup>th</sup> Street could not be located. The applicant received the required utility consents to vacate the rights-of-way. KCMO Water Services Department and ATT have utilities within the easements but will waive any objections subject to retention of an easement and that any existing facilities are protected.</p> <p>On May 19, 2015 City Plan Commission recommended approval of Case No. 1704-V with the following conditions:</p> <ol style="list-style-type: none"> <li>1. That a full-width utility easement be retained.</li> <li>2. That any existing facilities within the right of way be protected.</li> </ol>

Ordinance Number

### Positions/Recommendations

<b>Sponsors</b>	Jeffrey Williams, AICP, Acting Director Department of City Planning & Development
<b>Programs, Departments or Groups Affected</b>	3 <sup>rd</sup> District (Curls, Reed)
<b>Applicants / Proponents</b>	<p><b>Applicant</b> George Bukaty 4125 Warwick Boulevard Kansas City, Mo 64111</p> <p><b>City Department</b> City Planning &amp; Development</p>
<b>Opponents</b>	<p><b>Groups or Individuals</b></p> <p><b>Basis of Opposition</b></p>
<b>Staff Recommendation</b>	<p><input checked="" type="checkbox"/> For</p> <p><input type="checkbox"/> Against</p> <p><b>Reason Against</b></p>
<b>Board or Commission Recommendation</b>	<p>City Plan Commission (7-0) 05-19-2015 By Archie, Baker-Hughes, Gutierrez, Burnette, Martin, May, and Macy</p> <p><input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken</p> <p><input checked="" type="checkbox"/> For, with revisions or conditions (see details column for conditions)</p>
<b>Council Committee Actions</b>	<p><input type="checkbox"/> Do Pass</p> <p><input type="checkbox"/> Do Pass (as amended)</p> <p><input type="checkbox"/> Committee Sub.</p> <p><input type="checkbox"/> Without Recommendation</p> <p><input type="checkbox"/> Hold</p> <p><input type="checkbox"/> Do not pass</p>

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

**Finances**

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

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**Fact Sheet Prepared By:**

Ashley Winchell  
Staff Planner

**Date:** 05-19-2015

**Reviewed By:**

Diane Binckley, AICP  
Division Manager  
Development Management

**Date:**

**Initial Application Filed:**

12-09-2014

**Reference Numbers:**

Case No. 1704-V