Legislation Details (With Text)

File #:	220801	**Version:**	2	**Name:**	
Type:	Ordinance			**Status:**	Passed
File created:	9/12/2022			**In control:**	Council
On agenda:	10/6/2022			**Final action:**	10/6/2022

Title: Sponsor: Director of City Planning and Development Department

Vacating a 267-foot-long alley in M1-5 zoning between 17th and 18th Streets and Central and Wyandotte Streets on about 0.92 acres generally located to the west of 220 W. 18th Street; and directing the City Clerk to record certain documents. (CD-ROW-2022-00006).

Sponsors: Director of City Planning & Development Department

Indexes:

Code sections:

Attachments: 1. Fact Sheet_CD-ROW-2022-00006.pdf, 2. CPC Dispo.pdf, 3. 11_CD-ROW-2022-00006_Vacation.pdf, 4. Presentation, 5. Alley vacation presentation for City Planning hearing(49582050.pdf, 6. Authenticated Ordinance 220801 Comm. .Sub., 7. 220801.Recorded Information 10.14.2022

Date	Ver.	Action By	Action	Result
10/6/2022	1	Council		
10/5/2022	1	Neighborhood Planning and Development Committee	Adv and Do Pass as Cmte Sub	Pass
9/28/2022	1	Neighborhood Planning and Development Committee	Hold on Agenda	
9/21/2022	1	Neighborhood Planning and Development Committee	Hold on Agenda	
9/15/2022	1	Council		

COMMITTEE SUBSTITUTE FOR ORDINANCE NO. 220801

Sponsor: Director of City Planning and Development Department

Vacating a 267-foot-long alley in M1-5 zoning between 17th and 18th Streets and Central and Wyandotte Streets on about 0.92 acres generally located to the west of 220 W. 18th Street; and directing the City Clerk to record certain documents. (CD-ROW-2022-00006).

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the Council of Kansas City does hereby find and declare that on the 16th day of February, 2022, a petition was filed with the City Clerk of Kansas City by Brad Johnson for the vacation of the first north-south alley east of Central Street from the south right-of-way line of Seventeenth Street to the north right-of-way line of Eighteenth Street and adjacent to Lots 1 to 11, in Block 3, Goodrich Addition, and Lots 1 and 2, of a Replat OF Lots 12 - 15 and Lots 27 - 30, Block 3, Goodrich Addition, both being subdivisions of land in Kansas City, Jackson County, Missouri, said alley being 14.5 feet wide and 267 feet long per the Plat of Goodrich Addition, giving the distinct description of the alley to be vacated, and also the names of the persons and corporations owning or claiming to own the property fronting thereon, and that the consent of the persons and corporations owning or claiming to own three-fourths of the front feet of the property immediately adjoining said alley has been obtained in writing, that said consent has been acknowledged as deeds are acknowledged, and was duly filed with the petition for such vacation in the City Clerk's Office.

Section 2. That the Council finds that the City Plan Commission has duly endorsed its approval of this Ordinance hereon.

Section 3. That the Council finds that no private rights will be unreasonably injured or endangered by this vacation and that the public will suffer no unreasonable loss or inconvenience thereby.

Section 4. That the alley to be vacated is for purposes of making possible the redevelopment of (a) the iconic film row buildings located at 214 W 18th and 220 W 18th as office space; and (b) the existing surface parking facilities located on 17th Street to the west of the easterly alleyway.

Section 5. That there is a second alleyway to the east in the same block that is to be preserved and maintained for public use.

Section 6. That the first north-south alley east of Central Street from the south right-of-way line of Seventeenth Street to the north right-of-way line of Eighteenth Street and adjacent to Lots 1 to 11, in Block 3, Goodrich Addition, and Lots 1 and 2, of a Replat OF Lots 12 - 15 and Lots 27 - 30, Block 3, Goodrich Addition, both being subdivisions of land in Kansas City, Jackson County, Missouri, said alley being 14.5 feet wide and 267 feet long per the Plat of Goodrich Addition, be and the same is hereby vacated, subject to the following conditions:

(a) Should the applicant relocate the Evergy's facilities, service shall be re-established for streetlighting facilities currently receiving power from UFLID #220670 at the cost of the applicant.

(b) The applicant shall retain all utility easements and protect facilities required by AT&T or relocate the facilities at the cost of the applicant.

(c) The applicant shall retain all utility easements and protect facilities required by Evergy or relocate the facilities at the cost of the applicant.

(d) The applicant shall relocate facilities owned by Spectrum Charter or relocate the facilities at the cost of the applicant.

Section 7. That the City Clerk of Kansas City, Missouri, be and she is hereby authorized and directed to acknowledge this ordinance as deeds are acknowledged, and to cause this ordinance and the consent of property owners hereinbefore referred to, to be filed for record in the Recorder's Office in Jackson County, Missouri.

Section 8. All Ordinances or parts of Ordinances in conflict with this Ordinance are, in so much as they conflict with this Ordinance, hereby repealed.

_____

Approved as to form and legality:

_____
Sarah Baxter
Assistant City Attorney

Approved by the City Plan Commission

_____
Secretary

STATE OF MISSOURI)
) ss.
COUNTY OF JACKSON)

On the _____ day of _____, 20___, before me, a Notary Public in and for said County, personally appeared _____ to me known to be the City Clerk of Kansas City, Missouri, in the above and foregoing ordinance mentioned, and acknowledged the said ordinance to be the act and deed of said Kansas City, duly passed by the Council of said City, and became effective as herein stated.

In Testimony Whereof, I have hereunto set my hand and affixed my official seal at my office in Kansas City, Missouri, the day and year first above written.

My term expires _____, 20____.

_____
Notary Public within and for Jackson County, Missouri

IN RECORDER'S OFFICE

STATE OF MISSOURI)
) ss.
COUNTY OF JACKSON)

I, the undersigned, Recorder of Deeds within and for the County aforesaid, do hereby certify that the foregoing instrument of writing was on the _____ day of _____, 2022, at _____ o'clock _____

minutes M., duly filed for record in this office, and with certificate of acknowledgment thereon endorsed, is recorded in the records of this office in Book _____, at page _____.

In Testimony Whereof, I hereunto set my hand and affix the seal of said office at Kansas City, Missouri, this day and year last aforesaid.

_____
Recorder

By_____
Deputy