

ORDINANCE NO. VAC-3379

VACATION NO. 2022-00003

AN ORDINANCE VACATING A RIGHT-OF-WAY IN THE VICINITY OF 177TH STREET AND PFLUMM ROAD, IN THE CITY OF OVERLAND PARK, JOHNSON COUNTY, KANSAS.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OVERLAND PARK, KANSAS:

Section 1. Pursuant to the provisions of OPMC Section 18.470.030, K.S.A. 13-443 and K.S.A. 12-512a, the Governing Body of the City of Overland Park, Kansas, for good cause and by its own application does hereby vacate the following right-of-way to-wit:

Legal Description:

All that part of 177th Street right-of-way, as established and dedicated by HOMES AT WOLF CREEK, FIRST PLAT and HOMES AT WOLF CREEK, SECOND PLAT, subdivisions of land in the City of Overland Park, Johnson County, Kansas, being described by Scott D. Confer, KS LS-1249, Phelps Engineering, Inc. Project Number 210400 to wit: Beginning at the Southwest plat corner of said HOMES AT WOLF CREEK, FIRST PLAT, said point also being the Southeast plat corner of said HOMES AT WOLF CREEK, SECOND PLAT, said point further being on the South right-of-way line of said 177th Street; thence along the South right-of-way line of said 177th Street, for the following two (2) courses; thence Westerly and on a curve to the right, said curve having an initial tangent bearing of N 81°52'51" W and a radius of 1912.00 feet, an arc distance of 50.77 feet; thence N 80°21'34" W, a distance of 46.45 feet, to a point on the West line of the Magellan Pipeline Company L.P. Easement recorded in Book 200811 at Page 002602 in the Office of the Register of Deeds, Johnson County, Kansas; thence N 4°40'20" W, along the West line of said Easement, a distance of 51.56 feet, to a point on the North right-of-way line of said 177th Street; thence along the North right-of-way line of said 177th Street, for the following three (3) courses; thence Easterly on a curve to the right, said curve having an initial tangent bearing of S 81°02'13" E and a radius of 625.00 feet, an arc distance of 7.39 feet; thence S 80°21'34" E, a distance of 51.81 feet; thence Easterly on a curve to the left, said curve being tangent to the last described course and having a radius of 1862.00 feet, an arc distance of 86.90 feet, to a point on the East line of said Easement; thence S 4°36'51" E, along the East line of said Easement, a distance of 51.01 feet, to a point on the South right-of-way line of said 177th Street; thence Westerly along the South right-of-way line of said 177th Street and on a curve to the right, said curve having an initial tangent bearing of N 83°20'26" W and a radius of 1912.00 feet, an arc distance of 48.71 feet to the point of beginning, containing 7,301 square feet or 0.1676 acres, more or less, of platted land.

VACATION ORDINANCE NO. 3379

Section 2. Stipulations and Conditions. The vacation granted in Section 1 of this ordinance is hereby contingent upon the performance and observance of the following regulations, stipulations, conditions, and restriction, to-wit:

None.

Section 3. The City Clerk shall cause this ordinance to be duly published and file a certified true and correct copy in the office of the Johnson County Clerk to enter the same in the transfer records and directing the Records and Tax Administration to record the same in the deed records of Johnson County, Kansas.

Section 4. This ordinance shall take effect and be in force as of the date of its passage, approval and publication as provided by law

[Remainder of Page Intentionally Left Blank]

VACATION ORDINANCE NO. 3379

PASSED by the City Council this 12th day of September, 2022.

APPROVED by the Mayor this 12th day of September, 2022.

CITY OF OVERLAND PARK, KANSAS

By: (s) Curt Skoog
Curt Skoog
Mayor

(SEAL)

ATTEST:

APPROVED AS TO FORM:

By: (s) Elizabeth Kelley
Elizabeth Kelley
City Clerk

By: (s) Trevor L. Stiles
Trevor L. Stiles
Senior Assistant City Attorney