

RESOLUTION NO. R-20-60

A RESOLUTION VACATING A TEMPORARY CONSTRUCTION EASEMENT ACROSS PROPERTY LOCATED AT 6850 NORTH OAK TRAFFICWAY.

WHEREAS, a temporary construction easement was granted to the City of Gladstone as part of the 2013 Old Maid's Creek Sanitary Sewer Interceptor Replacement - Project No. SB1293; and

WHEREAS, acquisition of the temporary construction easement was approved by Resolution 13-47 and was recorded with the Clay County Recorder of Deeds on August 29, 2013 as Document 2013033728 in Book 7174 at Page 143; and

WHEREAS, the current owner of the property has requested that the City of Gladstone vacate the aforementioned temporary construction easement; and

WHEREAS, the City of Gladstone has completed the project and no longer needs the temporary construction easement.

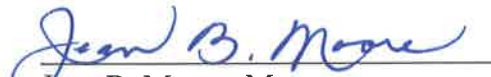
NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI AS FOLLOWS:

THAT, the above described temporary construction easement is hereby vacated by the City of Gladstone, Missouri; and


THAT, the City Manager of the City of Gladstone is hereby authorized to execute, and undertake and perform on behalf of the City of Gladstone, Missouri, all those things necessary to vacate the temporary construction easement; and

FURTHER, THAT, the City Clerk is hereby directed to provide a Certified Copy of this Resolution to Stewart Title Company, 2000 Kentucky Avenue, Suite B, Platte City, Missouri 64079.

INTRODUCED, READ, PASSED, SIGNED, AND MADE EFFECTIVE BY THE COUNCIL OF THE CITY OF GLADSTONE, MISSOURI THIS 14TH DAY OF DECEMBER 2020.


Jean B. Moore, Mayor

ATTEST:


Ruth E. Bocchino, City Clerk



Request for Council Action

RES # 20-60

BILL # City Clerk Only

ORD # City Clerk Only

Date: 12/7/2020

Department: Public Works

Meeting Date Requested: 12/14/2020

Public Hearing: Yes Date: [Click here to enter a date.](#)

Subject: 6850 N. Oak Trafficway Temporary Construction Easement Vacation

Background: The owner of 6850 N. Oak Trafficway recently contacted the City requesting vacation of a temporary construction easement across the property. Acquisition of the easement was approved by Resolution 13-47 and was recorded with the Clay County Recorder of Deeds on August 29, 2013 as Document 2013033728 in Book 7174 at Page 143.

Budget Discussion: Funds are budgeted in the amount of \$ N/A from the N/A Fund. Ongoing costs are estimated to be \$ N/A annually. Previous years' funding was \$N/A

Public/Board/Staff Input: City staff has determined that the easement was acquired as part of the 2013 Old Maid's Creek Sanitary Sewer Interceptor project number SB1293 and is no longer needed. Staff recommends vacation of the easement.

Provide Original Contracts, Leases, Agreements, etc. to: City Clerk and Vendor

Timothy A. Nebergall
Department Director/Administrator

City Attorney

City Manager



Recording Date/Time: 01/04/2021 at 09:03:57 AM

Instr #: 2021000073

Book: 8919 Page: 148

Type: MISC

Pages: 2

Fee: \$27.00 S 2021000063



Katee Porter
Recorder of Deeds

(Space above reserved for Recorder of Deeds certification)

1. **Title:** Temporary Construction Easement Vacation
2. **Date:** 12/14/20
3. **Grantor (s):** City of Gladstone, Missouri
4. **Grantee (s):** None
5. **Mailing Address:** 7010 N. Holmes, Gladstone, MO 64118
6. **Legal Description:** The east 80' of the north 40' of Lot 2 of Tingler Properties, a subdivision in the City of Gladstone in Clay County, Missouri according to the recorded plat thereof, except that part in an existing sanitary sewer easement. Said temporary easement contains 2,544 square feet more or less.
7. **Reference Book & Page:** Recorded on August 29, 2013 as Instrument 2013033728 in Book 7174 at Page 143.



R-20-60

City of Gladstone
Attn: Ruth
P.O. Box 10719 • Gladstone MO 64118

R-20-60 (2)

TEMPORARY CONSTRUCTION EASEMENT VACATION

WHEREAS, a temporary construction easement was granted to the City of Gladstone as part of the 2013 Old Maid's Creek Sanitary Sewer Interceptor Replacement – Project No. SB1293; and

WHEREAS, acquisition of the temporary construction easement was approved by Resolution 13-47 and was recorded with the Clay County Recorder of Deeds on August 29, 2013 as Instrument 2013033728 in Book 7174 at Page 143; and

WHEREAS, the current owner of the property has requested that the City of Gladstone vacate the aforementioned temporary construction easement; and

WHEREAS, the City of Gladstone has completed the project and no longer needs the temporary construction easement.

WHEREAS, on December 14, 2020, the City Manager of the City of Gladstone was authorized to execute, and undertake and perform on behalf of the City of Gladstone, Missouri, all those things necessary to vacate the temporary construction easement pursuant to Resolution 20-60.

NOW, THEREFORE, the City of Gladstone does release and vacate said temporary construction easement.

CITY OF GLADSTONE

By: Scott Wingerson
Scott Wingerson, City Manager

Attest: Ruth E Bocchino
Ruth Bocchino, City Clerk

