

ORDINANCE NO. 060878

Approving the plat of Carrington Place at Shoal Creek, an addition in Kansas City, Clay County, Missouri; accepting and releasing various easements; establishing grades on public ways; authorizing the Director of Public Works to execute certain agreements; authorizing the Director of Public Works to accept a subordination of deed of trust; and authorizing the City Clerk to file this ordinance and attached documents.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the plat of Carrington Place at Shoal Creek, a subdivision in Kansas City, Clay County, Missouri, a true and correct copy of which is attached hereto and incorporated herein by reference is hereby approved.

Section 2. That the plat granting and reserving unto Kansas City an easement and license or right to locate, construct, operate and maintain facilities including, but not limited to, water, gas, sewerage, telephone, cable TV, surface drainage, underground conduits, pad mounted transformers, service pedestals, any and all of them upon, over, under and along the strips of land outlined and designated on the plat by the words utility easement or U/E be and the same are hereby accepted and where other easements are outlined and designated on the plat for a particular purpose, be and the same are hereby accepted for the purpose as therein set out.

Section 3. That various easements in Kansas City, Clay County, executed by the following persons, and which appear of record as the instrument number, and respective book and page numbers are hereby accepted for the purposes stated thereof:

1. Conveyance of Easement for Surface Drainage by Carrington SCV, L.P., Instrument No. 2006016944, Book 5352, Page 139.

ORDINANCE NO. 060878

2. Storm Drainage Easement by P. David Jensen, Instrument No. 2005055296, Book 5205, Page 66.
3. Storm Drainage Easement by P. David Jensen, Instrument No. 2005055307, Book 5205, Page 77.
4. Storm Drainage Easement by P. David Jensen, Instrument No. 2005055308, Book 5205, Page 78.
5. Storm Drainage Easement by P. David Jensen, Instrument No. 2005055306, Book 5205, Page 76.
6. Storm Drainage Easement by P. David Jensen, Instrument No. 2005055304, Book 5205, Page 74.
7. Storm Drainage Easement by P. David Jensen, Instrument No. 2005055297, Book 5205, Page 67.
8. Storm Drainage Easement by P. David Jensen, Instrument No. 2005055305, Book 5205, Page 75.
9. Temporary Easement by Zions Securities Corporation, Instrument No. 2005055302, Book 5205, Page 72.
10. Temporary Easement by Zions Securities Corporation, Instrument No. 2005055294, Book 5205, Page 64.
11. Temporary Easement by Zions Securities Corporation, Instrument No. 2005055301, Book 5205, Page 71.
12. Temporary Easement by Zions Securities Corporation, Instrument No. 2005055300, Book 5205, Page 70.
13. Temporary Easement by Zions Securities Corporation, Instrument No. 2005055299, Book 5205, Page 69.
14. Temporary Easement by Zions Securities Corporation, Instrument No. 2005055298, Book 5205, Page 68.
15. Temporary Easement by P. David Jensen, Instrument No. 2005055309, Book 5205, Page 79.
16. Standard Sewer Easement by P. David Jensen, Instrument No. 2005055295, Book 5205, Page 65.

ORDINANCE NO. 060878

17. Standard Sewer Easement by P. David Jensen, Instrument No. 2005055303, Book 5205, Page 73.

Section 4. That all right, title and interest in the following recorded easement be and the same is hereby released to the respective owners, their successors or assigns, over that part of aforesaid easement under the following:

1. Access Easement, Book 4387, Page 171.

Section 5. That the grades of the streets and other public ways set out on the plat, herein accepted, are hereby established at the top of curb, locating and defining the grade points which shall be connected by true planes or vertical curves between such adjacent grade points, the elevations of which are therein given, in feet above the City Directrix.

Section 6. That the Director of Public Works is hereby authorized to execute a Covenant to Maintain Storm Water Detention Facility Agreement, an Agreement to Maintain Decorative Lights in Public Right of Way, a Subordination and Reimbursement Agreement with Missouri Gas Energy, and a Subordination of Easement and Relocation Reimbursement Agreement with Kansas City Power & Light Company, to be in a form substantially as that attached hereto as Exhibits A, B, C, and D and incorporated herein by reference.

Section 7. That the Director of Public Works is hereby authorized to accept a Subordination of Deed of Trust Agreement, to be in a form substantially as that attached hereto as Exhibit E and incorporated herein by reference.

Section 8. That the City Clerk is hereby directed to file copies of this ordinance, together with the Covenant to Maintain Storm Water Detention Facility Agreement, the Agreement to Maintain Decorative Lights in Public Right of Way, the Subordination and Reimbursement Agreement with Missouri Gas Energy, the Subordination of Easement and Relocation Reimbursement Agreement with Kansas City Power & Light Company and the Subordination of Deed of Trust Agreement, in the Office of the Recorder of Deeds of Clay County, Missouri together with all other relevant documents.

Section 9. That the Council finds that the City Plan Commission has duly endorsed its approval of this Ordinance hereon.



Authenticated as Passed

*Kay Barnes*  
KAY BARNES, Mayor

*Mark P. Jones*  
City Clerk

Approved as to form and legality:

Mark P. Jones  
Assistant City Attorney

DATE PASSED AUG 17 2006