

## **ORDINANCE NO. 25-51**

**AN ORDINANCE APPROVING THE DESCRIPTION AND SURVEY OF LANDS NECESSARY FOR THE PURPOSE OF CONSTRUCTING AND MAINTAINING THE LAKESHORE MEADOWS SANITARY SEWER EASEMENT EXTENSION PROJECT, PN 1-C-029-25, AND PROCEEDING TO ACQUIRE CERTAIN REAL PROPERTY AND REAL PROPERTY INTERESTS IN THE CITY OF OLATHE, KANSAS AS AUTHORIZED IN RESOLUTION NO. 25-1094, PASSED AND APPROVED BY THE GOVERNING BODY ON NOVEMBER 18, 2025.**

**BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OLATHE, KANSAS:**

**SECTION ONE:** The description and survey of lands necessary to acquire temporary construction easements and permanent sanitary sewer easements in the City of Olathe, Kansas for constructing and maintaining the Lakeshore Meadows Sanitary Sewer Easement Extension Project, PN 1-C-029-25, as prepared by the City Engineer or designee and filed with the City Clerk pursuant to Resolution No. 25-1094, adopted by the Governing Body of the City of Olathe, Kansas, on November 18, 2025, is hereby approved.

**SECTION TWO:** The action of the Governing Body of the City of Olathe, Kansas, in acquiring temporary construction easements and permanent sanitary sewer easements in the City of Olathe, Kansas for constructing and maintaining the Lakeshore Meadows Sanitary Sewer Easement Extension Project, PN 1-C-029-25, has been declared necessary by the Governing Body.

**SECTION THREE:** The acquisition of temporary construction easements and permanent sanitary sewer easements in the City of Olathe, Kansas for constructing and maintaining the Lakeshore Meadows Sanitary Sewer Easement Extension Project, PN 1-C-029-25, by eminent domain will be in accordance with and under the provisions of Chapter 26 of the Kansas Statutes Annotated.

**SECTION FOUR:** There is hereby declared to be public necessity to acquire by eminent domain proceedings temporary construction easements and permanent sanitary sewer easements in the City of Olathe, Kansas for constructing and maintaining the Lakeshore Meadows Sanitary Sewer Easement Extension Project, PN 1-C-029-25, to the following described real property located in the City of Olathe, Kansas:

See Exhibit A attached hereto and incorporated herein by reference.

**SECTION FIVE:** The City Attorney for the City of Olathe, Kansas, is hereby directed, authorized and instructed to make proper application to a Judge of the District Court of Johnson County, Kansas, for the acquisition of temporary construction easements and permanent sanitary sewer easements in the City of Olathe, Kansas for

constructing and maintaining the Lakeshore Meadows Sanitary Sewer Easement Extension Project, PN 1-C-029-25, praying for condemnation thereof and the appointment of three disinterested residents of the county to assess, determine the damages and compensation resulting from such condemnation and for such other proceedings as may be required by law.

**SECTION SIX:** This Ordinance shall take effect and be in force from and after its passage and publication as provided by law.

**PASSED** by the Governing Body this 18<sup>th</sup> day of November, 2025.

**SIGNED** by the Mayor this 18<sup>th</sup> day of November, 2025.

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John W. Bacon  
Mayor

ATTEST:

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Brenda D. Swearingian  
City Clerk

(Seal)

APPROVED AS TO FORM:

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Ronald R. Shaver  
City Attorney

# EXHIBIT A

## DESCRIPTION:

A 20.00 feet wide tract in the West one half of the Northwest One-Quarter of the Southeast One-Quarter of Section 32, Township 13 South, Range 23 East, in the City of Olathe, Johnson County, Kansas lying 10.00 feet on each side of the following described centerline:

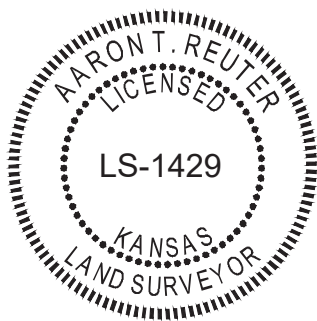
Commencing at the Northwest corner of the Southeast One-Quarter of said Section 32; thence along the North line of the said Southeast One-Quarter, North 87 degrees 57 minutes 37 seconds East a distance of 659.09 feet to the Northeast corner of the said West one half of the Northwest One-Quarter of the Southeast One-Quarter of Section 32; thence along the East line of the said West one half of the Northwest One-Quarter of the Southeast One-Quarter of Section 32, South 01 degrees 38 minutes 51 seconds East a distance of 114.54 feet to the Point of Beginning of said centerline; thence South 85 degrees 50 minutes 47 seconds West a distance of 216.16 feet; thence South 04 degrees 02 minutes 46 seconds East a distance of 223.03 feet; thence South 63 degrees 44 minutes 02 seconds West a distance of 160.56 feet; thence South 56 degrees 38 minutes 17 seconds West a distance of 229.77 feet; thence South 77 degrees 29 minutes 20 seconds West a distance of 113.34 feet to a point on the West line of the said Southeast One-Quarter of Section 32, said point being the Point of Terminus. The outer boundaries of the above-described easement shall be lengthened or shortened as required so as to begin and terminate of the grantor's property lines.

Also

A temporary construction easement being described as follows

A 100.00 feet wide tract in the West one half of the Northwest One-Quarter of the Southeast One-Quarter of Section 32, Township 13 South, Range 23 East, in the City of Olathe, Johnson County, Kansas lying 50.00 feet on each side of the following described centerline:

Commencing at the Northwest corner of the Southeast One-Quarter of said Section 32; thence along the North line of the said Southeast One-Quarter, North 87 degrees 57 minutes 37 seconds East a distance of 659.09 feet to the Northeast corner of the said West one half of the Northwest One-Quarter of the Southeast One-Quarter of Section 32; thence along the East line of the said West one half of the Northwest One-Quarter of the Southeast One-Quarter of Section 32, South 01 degrees 38 minutes 5 1seconds East a distance of 114.54 feet to the Point of Beginning of said centerline; thence South 85 degrees 50 minutes 47 seconds West a distance of 216.16 feet; thence South 04 degrees 02 minutes 46 seconds East a distance of 223.03 feet; thence South 63 degrees 44 minutes 02 seconds West a distance of 160.56 feet; thence South 56 degrees 38 minutes 17 seconds West a distance of 229.77 feet; thence South 77 degrees 29 minutes 20 seconds West a distance of 113.34 feet to a point on the West line of the said Southeast One-Quarter of Section 32, said point being the Point of Terminus. The outer boundaries of the above-described easement shall be lengthened or shortened as required so as to begin and terminate of the grantor's property lines.



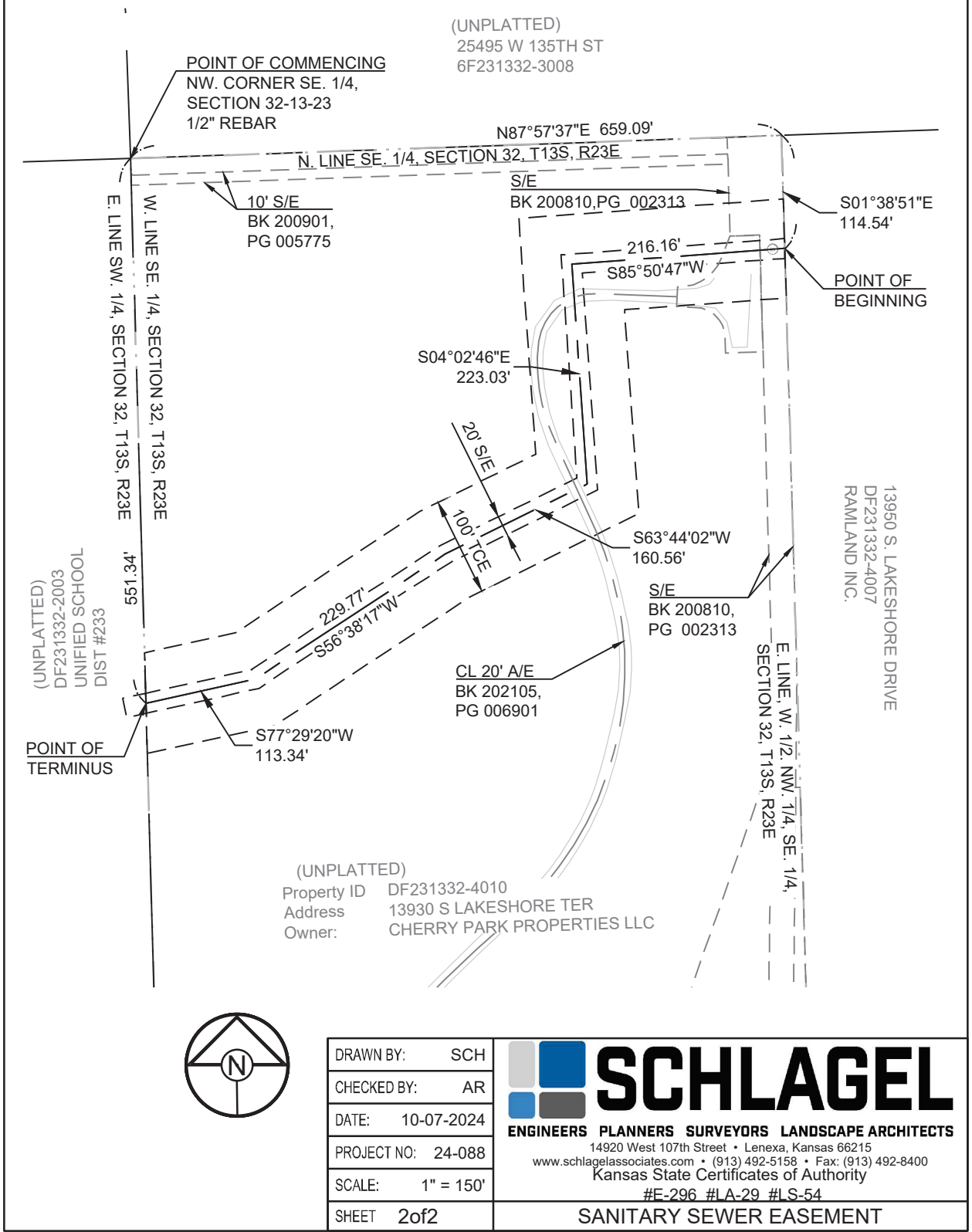
Aaron T. Reuter - Land Surveyor  
KS# LS-1429

|             |            |
|-------------|------------|
| DRAWN BY:   | SCH        |
| CHECKED BY: | AR         |
| DATE:       | 10-07-2024 |
| PROJECT NO: | 24-088     |
| SCALE:      |            |
| SHEET       | 1 of 2     |

|  |                                                                                                                     |
|--|---------------------------------------------------------------------------------------------------------------------|
|  | <b>SCHLAGEL</b>                                                                                                     |
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|  | Kansas State Certificates of Authority<br>#F-296 #LA-29 #LS-54                                                      |

SANITARY SEWER EASEMENT

EXHIBIT A



|             |            |
|-------------|------------|
| DRAWN BY:   | SCH        |
| CHECKED BY: | AR         |
| DATE:       | 10-07-2024 |
| PROJECT NO: | 24-088     |
| SCALE:      | 1" = 150'  |
| SHEET       | 2 of 2     |



# SCHLAGEL

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SANITARY SEWER EASEMENT