



City of Olathe

COUNCIL AGENDA ITEM

MEETING DATE: 1/7/2020

DEPARTMENT: Legal

STAFF CONTACT: Ron Shaver and Chris Grunewald

SUBJECT: Dedication of City-owned property as right-of-way

ITEM DESCRIPTION:

Consideration of approval of dedication of City-owned property as right-of-way along east side of Lone Elm Road south of Old 56 Highway.

SUMMARY:

The City owns a strip of land abutting the east side of Lone Elm Road south of Old 56 Highway which the City previously acquired for the purpose of right-of-way with a warranty deed instead of a deed for dedication for right-of-way. The buyer of the warehouse development on the southeast corner of Lone Elm Road and Old 56 Highway has requested that the City clarify the status of that land in order to confirm the City's 2016 site plan approval of the access drive connecting the development to Lone Elm Road.

The City Council authorized acquisition of this strip of land in 2006 as part of the K-7 Highway improvements project (Attachment A). The property was acquired in 2006 with a warranty deed (Attachment B) rather than a dedication of right-of-way. In 2016, the City approved the site development plan for the Opus Group's construction of the warehouse development at the southeast corner of Lone Elm Road and Old 56 Highway. As part of that site plan, the City also approved a relocated access point on Lone Elm Road. Separately on the agenda for this meeting is an item addressing approval by the Kansas Department of Transportation for the relocated access point. To memorialize the City's approval of the access drive connecting Lone Elm Road to the new warehouse development, the buyer of the property has asked that the City execute a formal dedication for right-of-way purposes to clarify the status of the City-owned property and the access drive.

Staff recommends that City Council approve the dedication for right-of-way (Attachment C) and authorize the Mayor to execute the dedication and any other required documents.

FINANCIAL IMPACT:

None.

ACTION NEEDED:

Approval of dedication of City-owned property as right-of-way, and authorization for the Mayor to execute the required documents.

ATTACHMENT(S):

A: City Council Minutes November 14, 2006

B: 2006 Warranty Deed

MEETING DATE: 1/7/2020

C: Proposed Dedication for Right-of-Way