

**RESOLUTION NO. 4679**

**A RESOLUTION DECLARING IT NECESSARY TO APPROPRIATE PRIVATE PROPERTY FOR THE USE OF THE CITY OF OVERLAND PARK, KANSAS, FOR THE REPLACEMENT OF STORM WATER INFRASTRUCTURE, 2021 STORM DRAINAGE IMPROVEMENTS, IN THE CITY OF OVERLAND PARK, JOHNSON COUNTY, KANSAS (PROJECT NO. SD-1653).**

**WHEREAS**, the City of Overland Park, Kansas, has heretofore authorized and directed certain improvements in the City as more fully described below (the “Improvements”); and

**WHEREAS**, it is necessary to appropriate private property for the construction of the Improvements.

**NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Overland Park, Kansas:**

**SECTION 1.** It is hereby declared necessary to acquire private property for the use of the City of Overland Park, Kansas, for the following described improvements:

The City’s 2021 Storm Drainage Improvements, City Project number SD-1653, located at or near 101st Street & Connell Drive to Knox Drive in the City of Overland Park, Kansas (Indian Creek Tributary 5), consisting of replacement of aging and deteriorating concrete ditch liner, a concrete box culvert under Connell Drive and the relocation of a portion of the sanitary sewer main and gas main, including restoration and other items incidental to the construction and necessary appurtenances thereto (the “Improvements”).

**SECTION 2.** It is hereby authorized and directed that a survey and description of the lands or interests therein to be condemned be made by a licensed land surveyor or a professional engineer who is competent to conduct a land survey and be filed with the City Clerk of the City of Overland Park, Kansas.

**SECTION 3.** This Resolution shall take effect and be in force from and after its publication in an official City newspaper.

ADOPTED by the City Council of the City of Overland Park, Kansas, this 25<sup>th</sup> day of January, 2021.

APPROVED AND SIGNED by the Mayor of the City of Overland Park, Kansas, this 25<sup>th</sup> day of January, 2021.

(s) Carl Gerlach  
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Carl Gerlach, Mayor

ATTEST:

APPROVED AS TO FORM:

(s) Elizabeth Kelley  
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Elizabeth Kelley, City Clerk

(s) Trevor L. Stiles  
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Trevor L. Stiles, Sr. Assistant City Attorney