P & Z Case 010-17
Memorial Hills, L.P.
(P & Z Recommended Approval)

COUNCIL BILL NO. 2017-258 ORDINANCE NO.

AN ORDINANCE providing for the vacation of 50' public right-of-way easement located 27th Street between Cunningham Avenue and McCoy Avenue, in the City of Joplin, Jasper County, Missouri.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, as follows:

Section 1. That all that part of 50'public right-of-way being located 27th Street between Cunningham Avenue and McCoy Avenue in the City of Joplin, Jasper County, Missouri, described as follows are hereby vacated, conveyed, relinquished, and reverted to the owners of the abutting lots and land:

> ALL THAT PART OF THE FIFTY (50) FOOT RIGHT-OF-WAY OF 27TH STREET AS PLATTED IN RICHARD J. JOSEPH'S SUBDIVISION, IN THE CITY OF JOPLIN, JASPER COUNTY, MISSOURI, MORE PARTICULARLY DESCRIBED AS LYING NORTH OF AND ADJACENT TO LOT FIVE (5) IN SAID SUBDIVISION, BEING EAST OF THE EAST RIGHT-OF-WAY LINE OF CUNNINGHAM AVENUE, AND WEST OF THE WEST RIGHT-OF-WAY LINE OF MCCOY AVENUE.

Section 2. That this vacation of the portion of the street easement hereby vacated shall not affect or derogate from the existing rights of way or other easements of public utility companies now having installations in the portion of the street hereby vacated. Such utility companies shall have the right to maintain, repair and replace any such installations now on the vacated portion of said street and shall be subject to the rights of the City of Joplin for sewer construction and maintenance.

PASSED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, this _____ day of _____, 2017, by a vote of _____.

_____
ATTEST: Michael L. Seibert, Mayor

_____
Barbara L. Hogelin, City Clerk

APPROVED AS TO FORM:

_____
Peter C. Edwards, City Attorney