P & Z Case 045-16
ALIF Properties
(P & Z Recommended Approval)

COUNCIL BILL NO. 2016-288 ORDINANCE NO.

AN ORDINANCE approving the voluntary annexation by the City of Joplin of property located 400 feet east of the intersection of 32nd Street and Schifferdecker Avenue in Newton County, Missouri.

WHEREAS, pursuant to Section 71.012, RSMo., 2001, as amended, a verified Petition requesting annexation and signed by the owners of all fee interests of record in the tracts of real property described herein, was presented to the governing body of the City of Joplin, Missouri; and,

WHEREAS, pursuant to said Section, having referred this matter to the Planning and Zoning Commission for a Public Hearing thereon and having obtained the favorable recommendation and support of said annexation; and,

WHEREAS, having held a Public Hearing concerning the proposed annexation not less than fourteen (14) nor more than sixty (60) days after the Petition is received after first having given seven (7) days' notice of the Hearing in the Joplin Globe; and,

WHEREAS, after said Public Hearing, the City of Joplin determines that the annexation is reasonable and necessary to the proper development of the City of Joplin, and that the City of Joplin has the ability to furnish normal municipal services to the area to be annexed within a reasonable time; and

WHEREAS, having received no written objections to the proposed annexation within fourteen (14) days after the Public Hearing.

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

Section 1. That the following described tract of land be and the same is hereby annexed into the City of Joplin, Missouri, said tract of land described as follows, to-wit:

TRACT #1: A TRACT OF LAND BEING A PART OF LOT NUMBERED SEVEN (7) IN PILE AND PERRY SUBDIVISION, NEWTON COUNTY, MISSOURI, BEGINNING AT THE SOUTHWEST CORNER OF LOT NUMBER SEVEN (7) IN SAID SUBDIVISION, THENCE NORTH 01 DEGREES, 52 MINUTES, 50 SECONDS EAST ALONG THE WEST LINE OF SAID LOT NUMBER SEVEN (7) 375.85 FEET TO THE POINT OF BEGINNING, SAID POINT BEGIN THE SOUTHEAST CORNER OF A TRACT OF LAND DESCRIBED IN BOOK 360, AT PAGE 2153, THENCE CONTINUING ALONG SAID WEST LINE OF SAID LOT NORTH 01 DEGREES, 52 MINUTES, 50 SECONDS EAST ALONG THE EAST LINE OF SAID TRACT 164.00 FEET, THENCE SOUTH 89 DEGREES, 41 MINUTES, 00 SECONDS EAST 170.87

FEET, THENCE NORTH 00 DEGREES, 19 MINUTES, 00 SECONDS EAST 60.00 FEET TO THE SOUTH RIGHT-OF-WAY OF 32ND STREET, THENCE SOUTH 89 DEGREES, 41 MINUTES, 00 SECONDS EAST ALONG SAID RIGHT-OF-WAY 57.70 FEET, THENCE SOUTH 01 DEGREES, 51 MINUTES, 25 SECONDS WEST 224.00 FEET, THENCE NORTH 89 DEGREES, 39 MINUTES, 35 SECONDS WEST 227.02 FEET TO THE POINT OF BEGINNING, BEING SUBJECT TO ALL EASEMENTS, RIGHT-OF-WAYS, AND RESERVATIONS OF RECORD, CONTAINING 0.93 ACRES MORE OR LESS;

AND EXCLUDING TRACT #2: A TRACT OF LAND BEING A PART OF LOT NUMBERED SEVEN (7) IN PILE AND PERRY SUBDIVISION, NEWTON COUNTY, MISSOURI, BEGINNING AT THE SOUTHWEST CORNER OF LOT NUMBER SEVEN (7) IN SAID SUBDIVISION, THENCE NORTH 01 DEGREES, 52 MINUTES, 50 SECONDS EAST ALONG THE WEST LINE OF SAID LOT SEVEN (7) 375.85 FEET SAID POINT BEGIN THE SOUTHEAST CORNER OF A TRACT OF LAND DESCRIBED IN BOOK 360, AT PAGE 2153, THENCE SOUTH 89 DEGREES, 39 MINUTES, 35 SECONDS EAST 227.02 FEET TO THE POINT OF BEGINNING, THENCE NORTH 01 DEGREES, 51 MINUTES, 25 SECONDS EAST 224.00 FEET TO THE SOUTH RIGHT-OF-WAY OF 32ND STREET, THENCE SOUTH 89 DEGREES, 41 MINUTES, 00 SECONDS EAST ALONG SAID RIGHT-OF-WAY 99.00 FEET TO THE EAST LINE OF SAID LOT SEVEN (7), THENCE SOUTH 01 DEGREES, 51 MINUTES, 25 SECONDS WEST ALONG SAID EAST LINE OF LOT NUMBER SEVEN (7), 274.00 FEET, THENCE NORTH 89 DEGREES, 39 MINUTES, 35 SECONDS WEST 99.00 FEET, THENCE NORTH 01 DEGREE, 51 MINUTES, 25 SECONDS EAST 50.00 FEET TO THE POINT OF BEGINNING, BEING SUBJECT TO ALL EASEMENTS, RIGHT-OF-WAYS, AND RESERVATIONS OF RECORD, CONTAINING 0.62 ACRES MORE OR LESS, TOGETHER WITH A INGRESS EGRESS & UTILITY EASEMENT DESCRIBED AS FOLLOWS: A FRACTIONAL PART OF LOT SEVEN (7), OF PILE PERRY SUBDIVISION, IN NEWTON COUNTY, MISSOURI, BEING MORE PARTICULARLY DESCRIBED AS, COMMENCING AT THE SOUTHWEST CORNER OF LOT SEVEN (7) OF SAID PILE AND PERRY SUBDIVISION, THENCE NORTH 01 DEGREES, 52 MINUTES, 10 SECONDS EAST 593.83 FEET ALONG THE WEST LINE OF SAID LOT SEVEN (7), TO THE TRUE POINT OF BEGINNING OF THE HEREINAFTER DESCRIBED EASEMENT, THENCE CONTINUING NORTH 01 DEGREES, 52 MINUTES, 10 SECONDS EAST 60.02 FEET ALONG THE WEST LINE TO THE SOUTHERLY RIGHT-OF-WAY OF 32ND STREET, THENCE SOUTH 89 DEGREES, 41 MINUTES, 00 SECONDS EAST 169.23 FEET ALONG SAID SOUTHERLY RIGHT-OF-WAY, THENCE SOUTH 00 DEGREES, 19 MINUTES 00 SECONDS WEST 60.00 FEET, THENCE NORTH 89 DEGREES, 41 MINUTES, 00 SECONDS WEST 170.87 FEET TO THE TRUE POINT OF BEGINNING.

Section 2. That the City Clerk is hereby authorized and directed to cause three (3) certified copies of this Ordinance to be filed with the Clerk of Newton County, Missouri.

Section 3. That this Ordinance shall be in full force and effect as of 12:01 a.m., on the Eleventh (11th) day of December, 2016.

PASSED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, this the _____ day of _____, 2016, by a vote of _____.

_____
Michael L. Seibert, Mayor

ATTEST:

_____
Barbara L. Hogelin, City Clerk

APPROVED AS TO FORM:

_____
Peter C. Edwards, City Attorney