

P & Z Case 001-16

Rick Benson

(P & Z Recommended Approval)

COUNCIL BILL NO. 2016-253

ORDINANCE NO.

AN ORDINANCE providing for the vacation of a public street right-of-way located at the northeast corner of Broadway Street and Buchanan Road, 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 a public street right-of-way located at the northeast corner of Broadway Street and Buchanan Road, 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 LOT TWENTY-ONE (21) AND TWENTY-TWO (22) IN BLOCK TWENTY-FIVE (25) IN COLLEGE HILL ADDITION TO THE CITY OF JOPLIN, JASPER COUNTY, MISSOURI, DESCRIBED AS FOLLOWS: COMMENCING AT THE SOUTHEAST CORNER OF LOT SIXTEEN (16) THENCE N89°19'25"W ALONG THE NORTH LINE OF BROADWAY AVENUE A DISTANCE OF 328.19 FEET TO THE POINT OF BEGINNING; THENCE CONTINUING N89°19'25"W A DISTANCE OF 1.81 FEET; THENCE N01°53'25"E A DISTANCE OF 84.50 FEET; THENCE S89°21'45"E A DISTANCE OF 20.61 FEET TO A NON TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 64.68 FEET AND A CHORD BEARING AND DISTANCE OF N58°56'10"E, 69.23 FEET; THENCE ALONG SAID NON-TANGENT CURVE TO THE LEFT AN ARC DISTANCE OF 73.05 FEET; THENCE N29°30'18"E A DISTANCE OF 2.42 FEET TO A POINT ON THE EASTERLY RIGHT-OF-WAY LINE OF BUCHANAN AVENUE; THENCE S21°47'32"W A DISTANCE OF 16.50 FEET TO A NON-TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 277.00 FEET AND A CHORD BEARING AND DISTANCE OF S35°26'05"W, 131.02 FEET; THENCE ALONG SAID NON-TANGENT CURVE TO THE RIGHT A DISTANCE OF 132.27 FEET TO THE POINT OF BEGINNING. EXCEPT ANY PART TAKEN OR DEEDED FOR ROAD RIGHT-OF-WAY. SUBJECT TO ANY EASEMENTS OR RESTRICTIONS OF RECORD. CONTAINING 3520 SQUARE FEET MORE OR LESS.

Section 2. That this vacation of the portion of the street and utility 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 _____, 2016, by a vote of _____.

Michael L. Seibert, Mayor

ATTEST:

Barbara L. Hogelin, City Clerk

APPROVED AS TO FORM:

Peter C. Edwards, City Attorney