

BILL NO. 15-006

ORDINANCE NO. 4686

FIRST READING 02.03.2015

SECOND READING 02.17.2015

**AN ORDINANCE APPROVING ANNEXATION OF A TRACT OF LAND LYING
IN LOT 5 OF SECTION 18 AND IN LOTS 7 & 8 OF SECTION 19, IN THE
SCIPPIO TRACT, TOWNSHIP 57 NORTH, RANGE 4 WEST, INTO THE CITY
OF HANNIBAL, MARION COUNTY, MISSOURI**

WHEREAS, a public hearing regarding annexation by the City of Hannibal of certain property located in Marion County, was held at City Hall at 6:45 P.M. on February 3, 2015, with notice of said meeting having been published in the Hannibal Courier Post on December 30, 2014, and

WHEREAS, the property is vested in Brad Peters Construction, Inc., a Missouri Corporation and John M. Borrowman and Sandra L. Borrowman. Said owners have requested voluntary annexation of the property into the City Limits of the City of Hannibal, and

WHEREAS, attached hereto is a plat and legal description of said property.

**NOW THEREFORE BE IT ORDAINED BY THE COUNCIL OF THE CITY OF
HANNIBAL, MISSOURI:**

SECTION ONE: That the property described in attached Exhibit "A" shall henceforth and forever be encompassed by the corporate boundaries of the City of Hannibal, MO and shall be part of the City of Hannibal, Missouri.

SECTION TWO: The City Council also declares and finds that all of the requirements of the Charter and Ordinances of the City of Hannibal have been complied with in regard to said annexation.

SECTION THREE: That the property immediately adjacent to the subject tract is zoned A-One & Two Family, and that the land encompassed herein shall also be zoned A-One & Two Family. Further, that the land encompassed herein shall lie and be encompassed within the present Second (2nd) Ward of the City of Hannibal.

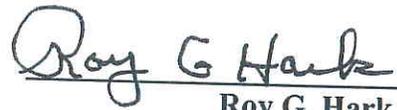
SECTION FOUR: It hereby is declared to be the intention of the City Council that each and every part, portion and sub-portion of this Ordinance shall be separate and severable from each and every other part, portion or sub-portion hereof and that the City Council intends to adopt each said part, portion or sub-portion separately and independently of any other part, portion or sub-portion. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, portions and sub-portions shall be and remain in full force and effect.

SECTION FIVE: All ordinances and parts of ordinances in conflict with this ordinance, in so far as they conflict, are hereby repealed.

SECTION SIX: That this Ordinance shall be in full force and effect from and after its passage and approval.

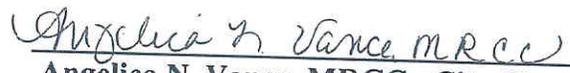
Adopted this 17th day of February, 2015.

Approved this 17th day of February, 2015.



Roy G. Hark, Mayor

ATTEST:



Angelica N. Vance, MRCC - City Clerk

EXHIBIT A

Description – Fette Orchard, Inc.
23.8 Acre Tract #5

A tract of land lying in Lot 5 of Section 18 and in Lots 7 & 8 of Section 19, in the Scipio Tract, Township 57 North, Range 4 West, Marion County, Missouri and being more fully described as follows to-wit:

Commencing at a 5/8" iron pin marking the Northwest corner of Lot 5 of Section 18 in said Scipio Tract, thence South 88 degrees, 46 minutes and 09 seconds East along the North line of said Lot 5 a distance of 360.31 feet to a 5/8" iron pin marking the True Point of Beginning; thence continue South 88 degrees, 46 minutes and 09 seconds East along said North line 360.31 feet to a found 5/8" iron pin; thence South 88 degrees, 58 minutes and 17 seconds East along said North line 450.21 feet to a found 5/8" iron pin; South 00 degrees, 37 minutes and 19 seconds West leaving said North line 402.55 feet to a found 5/8" iron pin; thence North 88 degrees, 23 minutes and 37 seconds West 75.00 feet to a found 5/8" iron pin; thence South 00 degrees, 37 minutes and 19 seconds West 262.64 feet to a found 5/8" iron pin on the Section line common to said Sections 18 & 19; thence South 00 degrees, 59 minutes and 31 seconds West leaving said common Section line 1064.01 feet to a 5/8" iron pin; thence North 87 degrees, 41 minutes and 56 seconds West 266.17 feet to a 5/8" iron pin; thence North 28 degrees, 32 minutes and 29 seconds West 273.98 feet to a 5/8" iron pin; thence North 13 degrees, 50 minutes and 29 seconds West 545.05 feet to a 5/8" iron pin; thence North 35 degrees, 10 minutes and 23 seconds West 328.20 feet to a 5/8" iron pin; thence North 00 degrees, 32 minutes and 29 seconds East 693.89 feet to the Point of Beginning, containing 23.8 Acres, more or less, with the above described being subject to and having the right-of-use of a 60.00 feet wide Roadway & Utility Easement lying 30.00 feet each side of the following described line to-wit: Commencing at the Northwest corner of Lot 8 of Section 19 in the Scipio Tract, thence South 01 degree, 07 minutes and 44 seconds West along the East line of Bay Avenue 515.57 feet to the True Point of Beginning of said line; thence South 56 degrees, 17 minutes and 51 seconds East leaving said East line 375.38 feet; thence South 72 degrees, 29 minutes and 43 seconds East 397.20 feet; thence South 28 degrees, 32 minutes and 29 seconds East 273.98 feet; thence South 00 degrees, 27 minutes and 03 seconds West 747.16 feet; thence South 39 degrees, 58 minutes and 31 seconds West 74.81 feet; thence South 04 degrees, 54 minutes and 41 seconds West 534.11 feet to the Point of Termination of said line on the North line of Palmyra Road. Also with the above described being subject to other easements and rights-of-way of record or not of record, if any.

**Description – Fette Orchard, Inc.
18.0 Acre Tract #6**

A tract of land lying in Lot 5 of Section 18 and in Lots 7 & 8 of Section 19, in the Scipio Tract, Township 57 North, Range 4 West, Marion County, Missouri and being more fully described as follows to-wit:

Beginning at a 5/8" iron pin marking the Northwest corner of Lot 5 of Section 18 in said Scipio Tract, thence South 88 degrees, 46 minutes and 09 seconds East along the North line of said Lot 5 a distance of 360.31 feet to a 5/8" iron; thence South 00 degrees, 32 minutes and 29 seconds West leaving said North line 693.89 feet to a 5/8" iron pin; thence South 35 degrees, 10 minutes and 23 seconds East 328.20 feet to a 5/8" iron pin; thence South 13 degrees, 50 minutes and 29 seconds East 545.05 feet to a 5/8" iron pin; thence South 28 degrees, 32 minutes and 29 seconds East 273.98 feet to a 5/8" iron pin; thence North 87 degrees, 41 minutes and 56 seconds West 526.99 feet to a 5/8" iron pin; thence North 00 degrees, 41 minutes and 30 seconds East 311.69 feet to a 5/8" iron pin; thence South 89 degrees, 39 minutes and 58 seconds West 303.88 feet to a found iron pipe on the West line of Lot 8 of Section 19 in the Scipio Tract; thence North 01 degree, 07 minutes and 44 seconds East along said West line and along the East line of Bay Avenue 753.00 feet to a found stone marking the Southwest corner of Lot 5 of Section 18 in the Scipio Tract; thence North 00 degrees, 51 minutes and 36 seconds East leaving the West line of said Lot 8 and the East line of Bay Avenue and along the West line of said Lot 5 a distance of 655.89 feet to the Point of Beginning, containing 18.0 Acres, more or less, with the above described being subject to and having the right-of-use of a 60.00 feet wide Roadway & Utility Easement lying 30.00 feet each side of the following described line to-wit: Commencing at the Northwest corner of Lot 8 of Section 19 in the Scipio Tract, thence South 01 degree, 07 minutes and 44 seconds West along the East line of Bay Avenue 515.57 feet to the True Point of Beginning of said line; thence South 56 degrees, 17 minutes and 51 seconds East leaving said East line 375.38 feet; thence South 72 degrees, 29 minutes and 43 seconds East 397.20 feet; thence South 28 degrees, 32 minutes and 29 seconds East 273.98 feet; thence South 00 degrees, 27 minutes and 03 seconds West 747.16 feet; thence South 39 degrees, 58 minutes and 31 seconds West 74.81 feet; thence South 04 degrees, 54 minutes and 41 seconds West 534.11 feet to the Point of Termination of said line on the North line of Palmyra Road. Also with the above described being subject to other easements and rights-of-way of record or not of record, if any.