

BILL NO. 15-008

ORDINANCE NO. 4689

FIRST READING 03.03.15

SECOND READING 03.17.15

AN ORDINANCE REZONING, 2200 PALMYRA RD, KNOWN AS A TRACT OF LAND LYING IN AND BEING A PART OF LOTS 5, 6, & 7 OF SECTION 19, IN THE SCIPIO TRACT, TOWNSHIP 57 NORTH, RANGE 4 WEST, IN THE CITY OF HANNIBAL, MARION COUNTY, MISSOURI, FROM A-ONE AND TWO FAMILY TO B-MULTIPLE FAMILY ZONING DISTRICT AND AMENDING THE CITY'S ZONING MAP ACCORDINGLY

WHEREAS, an application to rezone 2200 Palmyra Rd, known as a tract of land lying in and being a part of Lots 5, 6, & 7 of Section 19, in the Scipio Tract, Township 57 North, Range 4 West, in the City of Hannibal by Scott & Jean Meyer, and

WHEREAS, the applicant requests a change in zoning of said property from A-One and Two Family to B-Multiple Family zoning district in the City of Hannibal, and

WHEREAS, the rezoning of said property will not cause undue burden to the congestion of streets, safety and security from fire, negatively impact health and general welfare, impede adequate lighting and air, contribute to the overcrowding of land, unduly concentrate population, impact features of historical significance, hinder adequate provision of transportation, water, sewerage, schools, parks, or other public requirements, and

WHEREAS, pursuant to Chapter 13.07 of the City Charter, notices were sent to all owners of property adjacent to or lying within 185 feet of the subject tract, and

WHEREAS, pursuant to Chapter 13.09 of the City Charter, notices were published in a newspaper fifteen (15) days in advance of the public hearing, and

WHEREAS, the Planning and Zoning Commission held its public hearing on February 19, 2015 at 4:00 P.M. to consider the application for rezoning, and

WHEREAS, the Planning and Zoning Commission had 3 commissioners present representing a quorum with a vote of 2 in favor and 1 opposed to the rezoning, recommended it to the City Council to rezone 2200 Palmyra Rd, known as a tract of land lying in and being a part of Lots 5, 6, & 7 of Section 19, in the Scipio Tract, Township 57 North, Range 4 West, in the City of Hannibal, Marion County, Missouri from A-One and Two Family to B-Multiple Family, and

WHEREAS, the Hannibal City Council held its public hearing on March 3, 2015 at 6:30 P.M. to consider the application for rezoning.

NOW THEREFORE, BE IT ORDAINED, BY THE CITY COUNCIL OF THE CITY OF HANNIBAL, MISSOURI TO-WIT:

SECTION ONE. The City Council of the City of Hannibal hereby rezones 2200 Palmyra Rd, known as a tract of land lying in and being a part of Lots 5, 6, & 7 of Section 19, in the Scipio Tract, Township 57 North, Range 4 West, in the City of Hannibal, Marion County, Missouri and being more fully described as follows to wit:

Commencing at a found aluminum monument marking the Northeast corner of Section 19, Township 57 North, Range 4 West, thence North 88 degrees, 23 minutes and 36 seconds West along the North line of said Section 225.02 feet to a found 5/8" iron pin; thence South 00 degrees, 59 minutes and 31 seconds West leaving said North line 1064.01 feet to a found 5/8" iron pin; thence North 87 degrees, 41 minutes and 56 seconds West 793.16 feet to a 5/8" iron pin; thence South 00 degrees, 41 minutes and 30 seconds West 591.41 feet to a 5/8" iron pin marking the Northwest corner of said Lot 1 and the True Point of Beginning; thence South 89 degrees, 32 minutes and 25 seconds East 529.20 feet to a 5/8" iron pin; thence South 00 degrees, 27 minutes and 03 seconds West 125.55 feet to a 5/8" iron pin; thence South 39 degrees, 58 minutes and 31 seconds West 120.65 feet to a 5/8" iron pin; thence South 04 degrees, 54 minutes and 41 seconds West 533.41 feet to a 5/8" iron pin on the North line of Palmyra Road; thence Westerly along said North line and along a 4.006 degree curve to the left having a central angle of 10 degrees, 12 minutes and 00 seconds, an arc length of 254.61 feet and a chord of North 72 degrees, 04 minutes and 18 seconds West 254.27 feet to a 5/8" iron pin; thence North 04 degrees, 29 minutes and 49 seconds East leaving said North line 181.02 feet to a 5/8" iron pin; thence North 80 degrees, 15 minutes and 49 seconds West 185.55 feet to a 5/8" iron pin; thence North 00 degrees, 41 minutes and 30 seconds East 463.62 feet to the Point of Beginning, containing 6.5 Acres, more or less, with the above described being subject to easements and rights-of-way of record or not of record, if any.

SECTION TWO. Said property shall enjoy all rights and privileges granted within the B-Multiple Family zoning.

SECTION THREE. The Acting City Engineer or his designee is hereby directed to revise the City's zoning map accordingly.

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 adoption and approval.

Adopted this 17th day of March, 2015.

Approved this 17th day of March, 2015.



Roy G. Hark, Mayor

ATTEST:



Angelica N. Vance, MRCC - City Clerk