

BILL NO. 15-016

ORDINANCE NO. 4697

FIRST READING 06-02-2015

SECOND READING 06-16-2015

**AN ORDINANCE APPROVING AND ACCEPTING THE PLAT OF FETTE  
SUBDIVISION FIRST ADDITION, A SUBDIVISION LYING IN LOT 5 OF  
SECTION 18 AND LOTS 5, 6, 7 & 8 OF SECTION 19, IN THE SCIPIO TRACT,  
TOWNSHIP 57 NORTH, RANGE 4 WEST, IN THE CITY OF HANNIBAL,  
MARION COUNTY, MISSOURI**

WHEREAS, the owners of the property known as Fette Subdivision First Addition, having duly submitted the plat of said subdivision to the Planning and Zoning Commission of said city, and said Commission had at its meeting dated May 21, 2015, recommended that said Fette Subdivision First Addition be approved by the City Council and,

WHEREAS, the plat and plans for improvements have been approved by the Acting City Engineer or representative of the City of Hannibal.

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

**SECTION ONE:** That the plat of Fette Subdivision First Addition, describing said subdivision as a tract of land lying in Lot 5 of Section 18 and in Lots 5, 6, 7, & 8 of Section 19, in the Scipio Tract, Township 57 North, Range 5 West, in the City of Hannibal, Marion County, Missouri and being more fully described as follows to wit:

*BEGINNING AT A FOUND 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 718.59 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; THENCE 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 23 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; THENCE SOUTH 00 DEGREES, 59 MINUTES AND 31 SECONDS WEST 1064.01 FEET TO A FOUND 5/8" IRON PIN; THENCE SOUTH 00 DEGREES, 59 MINUTES AND 31 SECONDS WEST 468.65 FEET TO A FOUND 5/8" IRON PIN; THENCE SOUTH 04 DEGREES, 54 MINUTES AND 41 SECONDS WEST 535.57 FEET TO A FOUND 5/8" IRON PIN ON THE NORTH RIGHT-OF-WAY OF PALMYRA ROAD; THENCE WESTERLY ALONG SAID RIGHT-OF-WAY AND ALONG A 4.006 DEGREE CURVE TO THE LEFT HAVING A CENTRAL ANGLE OF 02 DEGREES, 32 MINUTES AND 54 SECONDS, AN ARC LENGTH OF 63.61 FEET AND A CHORD OF NORTH 65*

*DEGREES, 41 MINUTES AND 51 SECONDS WEST 63.61 FEET TO A 5/8" IRON PIN; THENCE NORTH 04 DEGREES, 54 MINUTES AND 41 SECONDS EAST LEAVING SAID RIGHT-OF-WAY 533.41 FEET TO A 5/8" IRON PIN; THENCE NORTH 39 DEGREES, 58 MINUTES AND 31 SECONDS EAST 120.65 FEET TO A 5/8" IRON PIN; THENCE NORTH 00 DEGREES, 27 MINUTES AND 03 SECONDS EAST 125.55 FEET TO A 5/8" IRON PIN; THENCE NORTH 89 DEGREES, 32 MINUTES AND 25 SECONDS WEST 529.20 FEET TO A FOUND IRON PIPE ON THE EAST LINE OF HAMLIN HEIGHTS SUBDIVISION; THENCE NORTH 00 DEGREES, 41 MINUTES AND 30 SECONDS EAST ALONG SAID EAST LINE 903.10 FEET TO A 5/8" IRON PIN; THENCE SOUTH 89 DEGREES, 39 MINUTES AND 58 SECONDS WEST LEAVING SAID EAST LINE AND ALONG THE NORTH LINE OF SAID SUBDIVISION 303.88 FEET TO A FOUND IRON PIPE; THENCE NORTH 01 DEGREE, 07 MINUTES AND 44 SECONDS EAST LEAVING SAID NORTH LINE 753.00 FEET TO A FOUND STONE MARKING THE NORTHWEST CORNER OF LOT 8 OF SECTION 19 IN SAID SCIPIO TRACT; THENCE NORTH 00 DEGREES, 51 MINUTES AND 36 SECONDS EAST ALONG THE WEST LINE OF LOT 5 OF SECTION 18 IN SAID SCIPIO TRACT 655.89 FEET TO THE POINT OF BEGINNING, CONTAINING 53.5 ACRES, MORE OR LESS, WITH THE ABOVE DESCRIBED BEING SUBJECT TO THAT PORTION NOW BEING USED FOR PUBLIC ROAD PURPOSES AND SUBJECT TO OTHER EASEMENTS AND RIGHTS-OF-WAY OF RECORD OR NOT OF RECORD, IF ANY, AND HAVE CAUSED THE SAME TO BE SURVEYED, PLATTED AND SUBDIVIDED INTO LOTS 1 THRU 74 AND LOT A FOR THE PURPOSE OF CONVEYING THE SAME, AND SAID TRACT AS SO SUBDIVIDED SHALL HENCEFORTH BE KNOWN AS "FETTE SUBDIVISION" WITH ALL LOTS BEING SUBJECT TO EASEMENTS AND RIGHTS-OF-WAY OF RECORD OR NOT OF RECORD, IF ANY.*

**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 by the owners of said land.

**SECTION THREE:** That from and after the adoption, and approval of this ordinance, the City Clerk is hereby authorized and directed to cause a copy of this plat to be duly recorded in the office of the recorder of deeds of Marion County, Missouri and a copy also to be filed in the office of the City Clerk of said City, with costs for such recording to be assessed to and paid by the owners of said subdivision.

**SECTION FOUR:** All expenses in connection with the approval and acceptance of this ordinance are hereby deemed to be at the expense of the proprietors.

**SECTION FIVE:** That the land of this subdivision is currently zoned A-One and Two Family zoning district, pursuant to the zoning regulations of the City of Hannibal, Missouri. Said zoning shall remain, and no action taken herein shall be considered to modify or amend such zoning. Further, that the land encompassed by this subdivision currently lies within the present 2<sup>nd</sup> Ward and 1<sup>st</sup> Precinct of the City of Hannibal. Said Ward and Precinct shall remain, and no action taken herein shall be considered to modify or amend such Ward or Precinct designation.

**SECTION SIX:** That the City Council of the City of Hannibal does by this ordinance accept said subdivision as a subdivision of the City of Hannibal, Missouri, and declare it to be part of the City of Hannibal, Missouri.

**SECTION SEVEN:** It hereby is declared to 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 EIGHT:** All ordinances and parts of ordinances in conflict with this ordinance, in so far as they conflict, are hereby repealed.

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

Adopted this 16<sup>th</sup> day of June, 2015.

Approved this 16<sup>th</sup> day of June, 2015.

  
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Roy G. Hark, Mayor

**ATTEST:**

  
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Angelica N. Vance, MRCC - City Clerk