

BILL NO. 19-019

ORDINANCE NO. 4811

FIRST READING 08.06.2019

SECOND READING 08.20.2019

AN ORDINANCE OF THE CITY OF HANNIBAL APPROVING AND ACCEPTING THE AMENDED FINAL PLAT OF OAK SPRING SUBDIVISION, A SUBDIVISION LYING IN THE PART OF THE SOUTHEAST QUARTER OF THE NORTHWEST QUARTER OF SECTION 36, TOWNSHIP 57 NORTH, RANGE 5 WEST OF THE FIFTH PRINCIPAL MERIDIAN, MARION COUNTY, MISSOURI

WHEREAS, the owners of the property known as Oak Spring Subdivision, have submitted an Amended Final Subdivision Plat, and

WHEREAS, Due to grades and proximity to an existing house, a portion of Oak Spring Drive need to be adjusted, moving it 14 feet to the East, and

WHEREAS, the Planning and Zoning Commission held a meeting on July 18, 2019, reviewed the changes of the Amended Final Plat and favorably recommended approval, and

WHEREAS, the Oak Spring Subdivision will entail approximately 41 residential lots, on 48.5-acre tract of land with the lots ranging from 1/2 acre to a little over 3 acres, and

WHEREAS, the Final Plat has been favorably approved by the City's Consulting Engineer.

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

SECTION ONE: The Final Plat of Oak Spring Subdivision is approved, describing the said subdivision as a tract of land lying in part of the Southwest Quarter of Section 23, township 57 North, Range 5 West of the Fifth Principal Meridian, in the City of Hannibal, Marion County, Missouri and being more fully described as follows to wit:

A tract of land lying in a part of the Southeast Quarter of the Northwest Quarter of Section 36, Township 57 North, Range 5 West of the Fifth Principal Meridian, Marion County, Missouri and being more fully described as follow to wit:

Beginning at the Southwest Corner of the Southeast Quarter of the Northeast Quarter of the Northwest Quarter of said Section 36, run North 01 Degrees 11 Minutes and 03 Seconds East along the West Line of said Quarter Quarter Section 75.47 feet to the proposed North Right-of-Way of Marion County Route #268; Thence Southeasterly along said proposed North Right-of-Way and along a 16.175 Degree Curve to the left, having a central angle of 15 Degrees 28 Minutes and 41 Seconds, a length of 95.69 feet; Thence South 81 Degrees 35 Minutes and 41 Seconds East along said proposed North Right-of-Way 65.71 feet; Thence South 08 Degrees 24 Minutes and 19 Seconds West leaving said proposed North Right-of-Way 41.36 feet to the South line of the Southeast Quarter of the Northwest Quarter of said Section 36; Thence

North 89 Degrees 23 Minutes and 55 Seconds West along said South line 152.16 feet to the point of beginning, containing 0.19 acres, more or less.

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

SECTION THREE: This subdivision the 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 to amend such zoning. Further, that the land encompassed by this subdivision currently lies within the present 5th Ward of the City of Hannibal. Said Ward shall remain, and no action taken herein shall be considered to modify or amend such Ward or Precinct designation.

SECTION FOUR: 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 FIVE: It hereby is declared to the intention of the City Council that each part, portion and sub-portion of this Ordinance shall be separate and severable from each 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 have been unlawful or unconstitutional, the remaining parts, portions and sub-portions shall be and remain in full force and effect.

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

Adopted this 20th day of August, 2019.

Approved this 20th day of August, 2019.


James R. Hark, Mayor

ATTEST:


Angelica N. Zerbonia, MMRC, CMO- City Clerk