

BILL NO. 23-005

ORDINANCE NO. 4923

FIRST READING 03.07.2023

SECOND READING 03.21.2023

AN ORDINANCE OF THE CITY OF HANNIBAL VACATING A TRACT OF LAND KNOWN AS PERSHING STREET, WHICH IS PART OF SHEPHERD PLACE EXTENDED, CITY OF HANNIBAL, MARION COUNTY, MISSOURI

WHEREAS, a portion of Pershing Street a tract lying adjacent to and north of lots 37, 38, 39, 40, 41 and 42 was previously dedicated to the public use for said street purposes, and such tract was accepted for such purpose by the City of Hannibal, at the time of platting of Shepard's Place Extended subdivision to the City of Hannibal, and

WHEREAS, certain adjacent property owners have requested that the City abandon such tract of ground, and

WHEREAS, the city has determined that such property is not required for street purposes, and the City does not intend to develop it for such purposes, and

WHEREAS, the City does not object to the vacation, nor do any utility companies including the Board of Public Works and Liberty Utilities, and

WHEREAS, the vacation request was heard at the Planning and Zoning meeting on January 19, 2023, and

WHEREAS, the vacation request was reviewed and approved by the Planning and Zoning Commissioners, and

WHEREAS, Planning and Zoning Commissioners unanimously approved the vacation request be heard by City Council.

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

SECTION ONE: The Council hereby vacates and abandons a tract of land beginning at a 5/8" iron pin marking the Northwest Corner of Lot 39 of Shepherd Place Extended; thence South 59 degrees, 10 minutes and 47 seconds West along the South line of Pershing Street 47.13 feet to a 5/8" iron pin marking the Northeast Corner of Lot 38 of said Shepherd Place Extended; thence South 80 degrees, 18 minutes and 01 second West along said South line 154.74 feet to a 5/8" iron pin; thence North 14 degrees, 58 minutes and 48 seconds West leaving said South line 40.17 feet to a 5/8" iron pin on the South right-of-way of U.S. Route #36; thence North 80 degrees, 18 minutes and 01 second East along said right-of-way 165.09 feet to a found right-of-way marker; thence North 59 degrees, 33 minutes and 53 seconds East along said right-of-way 48.68 feet to a found right-of-way marker; thence South 88 degrees, 19 minutes and 51 seconds East along

said right-of-way 149.04 feet to a found right-of-way marker marking the Southwest Corner of Lot 25 of said Shepherd Place Extended; thence South 88 degrees, 44 minutes and 56 seconds East leaving said right-of-way and along the North line of said Pershing Street 51.16 feet to a found 5/8" iron pin marking the Southeast Corner of said Lot 25; thence South 01 degree, 22 minutes and 28 seconds West leaving said North line 39.99 feet to a 5/8" iron pin marking the Northeast Corner of Lot 42 of said Shepherd Place Extended; thence North 88 degrees, 44 minutes and 56 seconds West along the South line of said Pershing Street 200.52 feet to the Point of Beginning, containing 16,159 Square Feet, more or less, with the above described being subject to easements and rights-of-way of record or not of record, if any. As per survey #2022-007706 of Jason D. Janes, Missouri Professional Land Surveyor #2004017826 during December of 2022.


SECTION TWO: Notwithstanding the provisions of Section One, the City specifically reserves a right of way and easement for all utility purposes running within the confines of the said abandoned property, stating that no person shall place any structure, sign or any other improvement, permanent or temporary within the confines of said area without the express written consent of the City.

SECTION THREE: That this ordinance shall be recorded in the Land Records of Marion County at the expense of the requesting party.

SECTION FOUR: All ordinances in conflict herewith are hereby repealed.

Adopted this 21st day of March 2023.

Approved this 21st day of March 2023.


James R. Hark, Mayor
Michael J. Dobson, Mayor Pro Tem

ATTEST:

Melissa Cogdal, Deputy City Clerk