

AN ORDINANCE ACCEPTING A CERTAIN TRACT OF LAND IN THE CITY OF RICHMOND HEIGHTS, MISSOURI, ST. LOUIS COUNTY, MISSOURI FOR THE USE AS A PUBLIC RIGHT-OF-WAY TO BE DESIGNATED AS AN EXTENSION OF EXISTING STREET KNOWN AS BANNEKER AVENUE.

WHEREAS, Quiktrip Corporation, by Alan Renner, has requested that the City of Richmond Heights, Missouri accept the dedication of property to use for a public Right- of- Way; and

WHEREAS, the Council of the City of Richmond Heights, Missouri finds and deems it in the best interest of the city to receive this tract of land to allow the extension of an existing street known as Banneker Avenue.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF RICHMOND HEIGHTS, MISSOURI, as follows:

SECTION 1. That the street with all its proposed improvements located as indicated on the Site Plan attached hereto as Exhibit A, is hereby accepted by the City of Richmond Heights, Missouri.

SECTION 2. Further, this certain tract of land is particularly described as follows:

A tract of land being part of Lot 57, of Rannell's Subdivision of Rannell's Home Farm a subdivision filed in Plat Book 9 pages 30 and 31 of the St. Louis City (formerly County Records) and also being part of SFMC's Boundary Adjustment Plat a Subdivision filed for Record in Plat Book 347 page 488 of the St. Louis County Land Records, St. Louis County Missouri and being described as follows:

Beginning at the Southeast corner of said SFMC's Boundary Adjustment Plat as previously mentioned, said corner being on the North Right of Way line of Elinore Avenue 50 feet wide), thence North 89 degrees 57 minutes 28 seconds West along the North line of said Elinore Avenue a distance of 50.00 feet to a point; thence leaving said North line North 00 degrees 11 minutes 07 seconds East a distance of 140.00 feet to a point on the North line of said SFMC's Boundary Line Adjustment Plat; thence South 89 degrees 57 minutes 28 seconds East along said North line a distance of 50 feet to the Northeast corner of said Boundary Adjustment Plat; thence leaving said North line South 00 degrees 11 minutes 07 seconds West along the East line of said Subdivision a distance of 140.00 feet to the place of beginning and containing 7002 square feet more or less.

Subject to Easements, Restrictions and Covenants of Record if any.

SECTION 3. That it is hereby found and determined that the acceptance of the above mentioned property is necessary in order to insure the proper and orderly growth of this area in the City of Richmond Heights, Missouri.

SECTION 4. All ordinances or parts of ordinance in conflict with this ordinance are hereby repealed.

SECTION 5. It is hereby declared to be the intention of the City Council that each and every part, section and subsection of this Ordinance shall be separate and severable from each and every other part, section and subsection hereof and that the City Council intends to adopt each said part, section and subsection separately and independently of any other part, section and subsection. In the event that any part of this Ordinance shall be determined to be or to have been unlawful or unconstitutional, the remaining parts, sections and subsections shall be and remain in full force and effect.

SECTION 6. This ordinance shall be in full force and effect on the 31st day after its passage as provided by law.

PASSED and SIGNED this 5th day of August, 2013.

JAMES J. BECK
MAYOR

ATTEST:

PATRICIA S. VILLMER
DEPUTY CITY CLERK

APPROVED AS TO FORM:

KENNETH J. HEINZ
CITY ATTORNEY

First reading: July 15, 2013
Second reading: August 5, 2013

