

Introduced by _____ Loveless _____

First Reading _____ 01/20/2004 _____ Second Reading _____ 02/02/2004 _____

Third Reading _____ 02/16/2004 _____

Ordinance No. _____ 017988 _____ Council Bill No. _____ B 19-04A _____

AN ORDINANCE

extending the corporate limits of the City of Columbia, Missouri, by annexing property located on the south side of Clearview Drive, north of the present city limits; directing the City Clerk to give notice of the annexation; placing the property annexed in District PUD-6; and fixing the time when this ordinance shall become effective.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. The City Council hereby finds that a verified petition was filed with the City on November 25, 2003, requesting the annexation of land which is contiguous and compact to the existing corporate limits of the City and which is described in Section 4 of this ordinance. This petition was signed by John R. Payne, President of Payne Enterprises, Inc., the owner of the fee interest of record in the land proposed to be annexed. A public hearing was held concerning this matter on January 20, 2004. Notice of this hearing was published more than seven days prior to the hearing in two newspapers of general circulation qualified to publish legal matters. At the public hearing all interested persons, corporations and political subdivisions were permitted to present evidence regarding the proposed annexation.

SECTION 2. The Council determines that the annexation is reasonable and necessary to the proper development of the City and that the City has the ability to furnish normal municipal services to the area to be annexed within a reasonable time.

SECTION 3. The Council determines that no written objection to the proposed annexation has been filed within fourteen days after the public hearing.

SECTION 4. The City Council hereby extends the city limits by annexing the land described in Section 1-11.124 of the Code of Ordinances of the City of Columbia, Missouri, which is hereby added to Chapter 1 of the City Code and which reads as follows:

Section 1-11.124. February, 2004 Extension of Corporate Limits.

The corporate limits of the City of Columbia shall include the following land:

A tract of land located in the Southwest quarter of Section 24, Township 49 North, Range 13 West, Boone County, Missouri; Being part of Clearview Subdivision as recorded in Plat Book 10 at Page 77, and of Clearview Subdivision Plat 2 as recorded in Plat Book 10 at Page 93 of the records of Boone County and more particularly described as follows:

Beginning at the Southeast corner of Lot 8 of Clearview Subdivision as shown in Plat Book 10, Page 77 of the records of Boone County; Thence N0°49'00"E, 125.00 feet to the south right-of-way of Clearview Drive; Thence along said right-of-way, S89°11'00"E, 160.00 feet to the west line of Clearview Subdivision Plat 2; Thence along a curve to the left, 209.44 feet, said curve having a chord N60°49'00"E, 200.00 feet; Thence along a curve to the right, 26.13 feet, said curve having a chord N35°48'25"E, 26.10 feet to the northwest corner of lot 19, Clearview Subdivision Plat 2; Thence S31°02'30"E, 123.33 feet; Thence N57°00'50"E, 60.00 feet to the Southwest corner of lot 20; Thence S89°11'00"E , 510.00 feet to the West corner of lot 55 of Clearview Plat 3 as recorded in Plat Book 10, at Page 108; Thence along the West line of lot 55, S28°50'55"E, 201.40 feet to the Southwest corner of lot 54 of Clearview Subdivision Plat 3; Thence along the South line of Clearview Subdivision Plat 2, N89°11'00"W, 1072.79 feet to the point of beginning and containing 3.87 acres.

SECTION 5. The City Clerk is hereby authorized and directed to cause three certified copies of this ordinance to be filed with the Clerk of Boone County, Missouri. The City Clerk is further authorized and directed to forward to the Missouri Department of Revenue, by registered or certified mail, a certified copy of this ordinance and a map of the City clearly showing the area annexed to the City.

SECTION 6. The property described in Section 4 is in the Second Ward.

SECTION 7. The Zoning District Map established and adopted by Section 29-4 of the Code of Ordinances of the City of Columbia, Missouri, is hereby amended so that the property described in Section 4 will be zoned and become a part of District PUD-6 (a Planned Unit Development having a development density not exceeding six dwelling units per acre). The property may be used for all permitted uses in District R-1 and single family attached town homes. The Statement of Intent, marked "Exhibit A" is attached to and made a part of this ordinance.

SECTION 8. This ordinance shall be in full force and effect from and after its passage.

PASSED this 16th day of February, 2004.

ATTEST:

Sheela Amin
City Clerk

Darwin Hindman
Mayor and Presiding Officer

APPROVED AS TO FORM:

Fred Boeckmann
City Counselor