

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 175-21

AN ORDINANCE

vacating a portion of the Burnside Drive street right-of-way and associated utility easements within Eastport Centre Plat 2-A; directing the City Clerk to have a copy of this ordinance recorded; accepting a conveyance for utility purposes located adjacent to Bull Run Drive; directing the City Clerk to have the conveyance recorded; 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 finds and determines that a portion of the Burnside Drive street right-of-way, more particularly described as follows, is in excess and surplus to the needs of the City and is hereby vacated:

ALL THE RIGHT-OF-WAY OF BURNSIDE DRIVE LYING BETWEEN LOT 11 AND LOT 12 OF EASTPORT CENTRE PLAT 2-A, A SUBDIVISION IN THE CITY OF COLUMBIA, BOONE COUNTY, MISSOURI, AS SHOWN BY THE PLAT THEREOF RECORDED IN PLAT BOOK 39, PAGE 78, RECORDS OF BOONE COUNTY, MISSOURI, LOCATED IN THE NORTHEAST QUARTER OF SECTION 10, TOWNSHIP 48 NORTH, RANGE 12 WEST, COLUMBIA, BOONE COUNTY, MISSOURI, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EAST QUARTER CORNER OF SECTION 10, TOWNSHIP 48 NORTH, RANGE 12 WEST, AS SHOWN BY SAID EASTPORT CENTRE PLAT 2-A; THENCE WITH THE SOUTH LINE OF SAID EASTPORT CENTRE PLAT 2-A, N88°59'10"W, 107.15 FEET TO THE POINT OF BEGINNING;

THENCE FROM THE POINT OF BEGINNING, CONTINUING N88°59'10"W, 66.05 FEET; THENCE LEAVING SAID SOUTH LINE, N1°04'30"W, 14.02 FEET; THENCE 119.87 FEET ALONG A 227.00-FOOT RADIUS CURVE TO THE LEFT, SAID CURVE HAVING A CHORD, N16°12'10"W, 118.48 FEET; THENCE N31°19'50"W, 218.11 FEET; THENCE 160.22 FEET ALONG A 293.00-FOOT RADIUS CURVE TO THE RIGHT, SAID CURVE HAVING A CHORD, N15°39'55"W, 158.23 FEET; THENCE N0°00'00"E, 175.21 FEET;

THENCE 47.12 FEET ALONG A 30.00-FOOT RADIUS CURVE TO THE LEFT, SAID CURVE HAVING A CHORD, N45°00'00"W, 42.43 FEET TO THE SOUTH RIGHT-OF-WAY LINE OF BULL RUN DRIVE AS SHOWN BY SAID EASTPORT CENTRE PLAT 2-A; THENCE WITH SAID SOUTH LINE EXTENDED, N90°00'00"E, 126.00 FEET; THENCE LEAVING SAID SOUTH RIGHT-OF-WAY LINE, 47.12 FEET ALONG A 30.00-FOOT RADIUS NON-TANGENT CURVE TO THE LEFT, SAID CURVE HAVING A CHORD, S45°00'00"W, 42.43 FEET; THENCE S0°00'00"E, 175.21 FEET; THENCE 124.13 FEET ALONG A 227.00-FOOT RADIUS CURVE TO THE LEFT, SAID CURVE HAVING A CHORD, S15°39'55"E, 122.59 FEET; THENCE S31°19'50"E, 218.11 FEET; THENCE 154.72 FEET ALONG A 293.00-FOOT RADIUS CURVE TO THE RIGHT, SAID CURVE HAVING A CHORD, S16°12'10"E, 152.93 FEET; THENCE S1°04'30"E, 16.43 FEET TO THE POINT OF BEGINNING AND CONTAINING 1.10 ACRES.

SECTION 2. The City Council finds and determines that certain utility easements located between Lots 11 and 12 within Eastport Centre Plat 2-A, more particularly described as follows, are in excess and surplus to the needs of the City and are hereby vacated:

TWO TRACTS OF LAND TWENTY (20) FEET WIDE ADJACENT TO THE RIGHT-OF-WAY OF BURNSIDE DRIVE ON LOT 11 AND LOT 12 OF EASTPORT CENTRE PLAT 2-A, A SUBDIVISION IN THE CITY OF COLUMBIA, BOONE COUNTY, MISSOURI, AS SHOWN BY THE PLAT THEREOF RECORDED IN PLAT BOOK 39, PAGE 78, RECORDS OF BOONE COUNTY, MISSOURI, LOCATED IN THE NORTHEAST QUARTER OF SECTION 10, TOWNSHIP 48 NORTH, RANGE 12 WEST, COLUMBIA, BOONE COUNTY, MISSOURI, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

TRACT 1

THE TWENTY (20) FOOT UTILITY EASEMENT ALONG THE EAST SIDE OF SAID LOT 11, EXCEPT THE NORTH TWENTY (20) FEET AND THE SOUTH TWENTY (20) FEET;

TRACT 2

THE TWENTY (20) FOOT UTILITY EASEMENT ALONG THE WEST SIDE OF SAID LOT 12, EXCEPT THE NORTH TWENTY (20) FEET AND THE SOUTH TWENTY (20) FEET;

SECTION 3. The City Clerk is hereby authorized and directed to cause a copy of this ordinance to be recorded in the office of the Recorder of Deeds of Boone County, Missouri.

SECTION 4. The following conveyance to the City of Columbia, Missouri, a municipal corporation is hereby accepted:

Grant of Easement for Utility purposes from EquipmentShare.com, Inc., dated May 25, 2021, as set forth in "Exhibit A" attached hereto and incorporated by reference.

SECTION 5. The City Clerk is hereby authorized and directed to have the conveyance set forth in Section 4. hereof recorded in the office of the Boone County Recorder of Deeds.

SECTION 6. This ordinance shall be in full force and effect from and after its passage.

PASSED this _____ day of _____, 2021.

ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor