

Introduced by Treece

First Reading 3-21-22

Second Reading 4-4-22

Ordinance No. 024981

Council Bill No. B 92-22A

AN ORDINANCE

approving the Preliminary Plat of "Legacy Farms" located on the west side of Sinclair Road and approximately 700 feet south of Nifong Boulevard; setting forth a condition for approval to have a development agreement executed and delivered to the City to establish public infrastructure obligations; authorizing the City Manager to execute a development agreement; directing the City Clerk to have the development agreement 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 hereby approves the Preliminary Plat of "Legacy Farms," as certified and signed by the surveyor on February 21, 2022, a subdivision located on the west side of Sinclair Road and approximately 700 feet south of Nifong Boulevard, containing approximately 383.38 acres upon the condition that the width of the sidewalks in Note 20 on said Preliminary Plat be amended from six feet (6') wide to eight feet (8') wide and that such eight foot (8') wide sidewalks are required to be reflected on any future final plat submitted for approval. Approval of such Preliminary Plat, as amend, hereby confers upon the subdivider the following rights for a period of five (5) years from the date of this approval:

- (A) The terms and conditions under which the preliminary plat was given approval shall not be changed except as required by subsection (C);
- (B) The subdivider may submit on or before the expiration date a final plat for the whole or any part of the subdivision for approval;
- (C) Each final plat for land included in the preliminary plat application shall comply with any new technical or engineering standards or requirements adopted by Council between the date of the preliminary plat approval and the date of each final plat application for land included in the preliminary plat;
- (D) If the subdivider fails to submit a combined total of one-fourth (1/4) of the preliminarily approved lots (in either a single or multiple) final plats before the

expiration date, the preliminary plat approval shall expire and be of no force or effect; and

- (E) The Director of Community Development may grant a one (1) year extension to the expiration date if no change to a City ordinance would require a change in the plat. An appeal from an adverse decision by the Director on preliminary plat extension shall be made to the Council. Any subsequent extension(s) on preliminary plat expiration date shall be made to Council for a specified period on such terms and conditions as the Council may approve.

SECTION 2. Prior to the issuance of permits for development of the property, or approval of any Final Plat of this Subdivision, and in no event later than August 1, 2022, Legacy Land Development, LLC shall acquire title to the property and shall execute and deliver to the City a development agreement to establish public infrastructure obligations associated with the construction of the subdivision that is in substantial conformance with the terms and conditions as shown on "Attachment A" attached hereto and made a part of this ordinance.


SECTION 3. The City Manager is hereby authorized to execute a development agreement with Legacy Land Development, LLC that is in substantial conformance with the terms and conditions as shown on "Attachment A."

SECTION 4. The City Clerk is authorized and directed to have the development agreement recorded in the office of the Boone County Recorder of Deeds.

SECTION 5. This ordinance shall be in full force and effect from and after its passage.

PASSED this 4th day of April, 2022.

ATTEST:




City Clerk



Mayor and Presiding Officer

APPROVED AS TO FORM:



City Counselor