

BILL NO. 24-56

ORDINANCE NO. _____

AN ORDINANCE VACATING THE CITY'S INTEREST IN
A PORTION OF NORTH WEST END BOULEVARD RIGHT
OF WAY ADJACENT TO 689 HIGHLAND DRIVE, IN
THE CITY OF CAPE GIRARDEAU, MISSOURI

WHEREAS, the City Council has received a request to vacate an approximately twenty foot wide part of North West End Boulevard Right of Way adjacent to 689 Highland Drive, in the City of Cape Girardeau, Missouri; and

WHEREAS, a public hearing was held on May 20, 2024, at which time all interested parties were afforded the opportunity to speak in favor of or in opposition to the proposed vacation of the Right of Way; and

WHEREAS, at least ten days notice of the time and place of this hearing was published in a newspaper of general circulation in the City; and

WHEREAS, the City Council has determined that the Right of Way in question is not necessary or needed for any of the purposes for which it was dedicated and established; and

WHEREAS, it is in the public interest that the Right of Way be vacated.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CAPE GIRARDEAU, MISSOURI, AS FOLLOWS:

ARTICLE 1. The City Council hereby finds that it is in the public interest that this Right of Way be vacated.

ARTICLE 2. The City's interest in the Right of Way located in the following described real estate:

TRACT 1

THAT PART OF OUT LOT 38 OF U.S.P. SURVEY NO. 2199, ALL IN TOWNSHIP 31 NORTH, RANGE 14 EAST, OF THE FIFTH PRINCIPAL MERIDIAN IN THE COUNTY OF CAPE GIRARDEAU, THE STATE OF MISSOURI, DESCRIBED AS FOLLOWS:

COMMENCE AT THE NORTHWEST CORNER OF LOT 5 OF THE WEST HIGHLAND PLACE SUBDIVISION AS RECORDED IN DEED BOOK 4,

PAGE 28 OF THE COUNTY LAND RECORDS, IN THE CITY AND COUNTY OF CAPE GIRARDEAU, STATE OF MISSOURI, THENCE SOUTH 06°20'14" WEST, 3.65 FEET TO A POINT ON THE EAST RIGHT-OF-WAY OF NORTH WEST END BLVD, SAID POINT BEING THE POINT OF BEGINNING; THENCE LEAVING SAID POINT NORTH 83°12'06" WEST, 22.08 FEET; THENCE NORTH 25°37'16" WEST, 120.00 FEET; THENCE NORTH 30°52'15" EAST, 26.72 FEET; THENCE SOUTH 24°11'46" EAST, 146.63 FEET TO THE POINT OF BEGINNING AND MORE OR LESS CONTAINING 0.06 ACRES.

is hereby vacated.

ARTICLE 3. This ordinance shall be in full force and effect ten days after its passage and approval.

PASSED AND APPROVED THIS _____ DAY OF _____, 2024.

Stacy Kinder, Mayor

ATTEST:

Bruce Taylor, Deputy City Clerk



)

) SS.

)

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal, at my office in Cape Girardeau, Missouri, the day and year first above written.

My Commission Expires:

Notary Public