

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, VACATING A PORTION OF THE RIGHT OF WAY OF VALLEY VIEW DRIVE.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH, AS FOLLOWS:

Section 1. That the Board of Aldermen of the City of Osage Beach, do hereby find and declare that a petition was filed with the City Planner of the City of Osage Beach from Ted Ave requesting that the portion of the road described as follows be vacated:

Part of a platted roadway as shown on the plat of Valley View Estates, a subdivision as recorded in Plat Book 82 at Page 3, Camden County, Missouri, described as follows:  
Commencing at a ½ inch rebar which marks the Southeast corner of Lot 1 of said Valley View Estates at the westerly right-of-way of Osage Beach Parkway South, thence North 31°10'24" East along said right-of-way, a distance of 7.59 feet; thence on a curve to the right, said curve having a radius of 1003.90 feet, a chord bearing North 32°21'14" East for 37.13 feet, an arc length of 37.13 feet to the centerline of said platted roadway and the Point of Beginning of the vacation herein described; thence leaving said right-of-way and following said centerline, North 59°56'00" West, a distance of 18.65 feet; thence on a curve to the right, said curve having a radius of 108.94 feet, a chord bearing North 31°39'26" West for 103.21 feet, an arc length of 107.53 feet to the present easterly right-of-way of Valley Drive; thence leaving said centerline and following said right-of-way, North 31°54'02" East, a distance of 64.03 to the intersection of the northerly right-of-way of said platted roadway; thence leaving said easterly right-of-way of present Valley Drive and following said platted northerly right-of-way on a curve to the left, said curve having a radius of 88.94 feet, a chord bearing South 13°39'04" East for 128.56 feet, an arc length of 143.69 feet; thence North 33°09'41" East, a distance of 10.01 feet; thence South 59°57'10" East, a distance of 20.32 feet, returning to the westerly right-of-way of said Osage Beach Parkway South; thence leaving said northerly right-of-way and following said westerly right-of-way on a curve to the left, said curve having a radius of 1003.9 feet, a chord bearing South 34°16'45" West for 30.08 feet, an arc length of 30.08 feet to the Point of Beginning. Containing 2906.73 Square Feet or 0.07 Acres.

Section 2. That the Board of Aldermen finds that the City of Osage Beach Planning Commission has fully approved adoption of this Ordinance.

Section 3. That the vacation of the road will not adversely affect adjacent properties or property owners in the immediate vicinity and is of no further use to the City.

Section 4. That the right-of-way described in Section 1 be and the same is hereby vacated.

Section 5. That the City Clerk of Osage Beach, Missouri, be and is hereby authorized and directed to acknowledge this ordinance as deeds are acknowledged, and to cause this ordinance to be filed for record in the Recorder's Office in Camden County, Missouri.

Section 6. All ordinances or parts of ordinances in conflict with this ordinance are, in so much as they conflict with this ordinance, hereby repealed.

Section 7. That this Ordinance shall be in full force and effect from and after its date of passage.

READ FIRST TIME: June 6, 2019

READ SECOND TIME: June 20, 2019

I hereby certify that Ordinance No. 19.40 was duly passed on June 20, 2019, by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes: 6      Nays: 0      Abstentions: 0      Absent: 0

This Ordinance is hereby transmitted to the Mayor for his signature.

June 20, 2019  
Date

Tara Berreth  
Tara Berreth, City Clerk

Approved as to form:

Edward B. Rucker  
Edward B. Rucker, City Attorney

I hereby APPROVE Ordinance No. 19.40.

John Olivarri  
John Olivarri, Mayor

June 20, 2019  
Date

ATTEST:

Tara Berreth  
Tara Berreth, City Clerk

ACKNOWLEDGEMENT

STATE OF MISSOURI            )  
COUNTY OF CAMDEN        )

On this 20 day of June, 2019, before, the undersigned Notary Public, personally appeared, Tara Berreth, to me known, who being duly sworn, did say that she is the City Clerk of the City of Osage Beach, Missouri, a municipal corporation, and that the seal affixed to the foregoing Ordinance is the municipal seal of the City of Osage Beach,, and that said Ordinance was signed and sealed in behalf of said corporation by authority of its Board of Aldermen, and said Tara Berreth acknowledge said Ordinance to be the free act and deed of said municipality.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at my office in Osage Beach, Missouri, the day and year last written above.

Notary Public  
*Dorothy Urlicks*  
Dorothy Urlicks

Seal:

DOROTHY URLICKS  
Notary Public - Notary Seal  
STATE OF MISSOURI  
Comm. Number 14515244  
Camden County  
My Commission Expires: July 7, 2022