

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, VACATING A PORTION OF THE RIGHT OF WAY FOR THE CITY STREET FORMERLY KNOWN AS 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 Andrew and Jessica Prewitt requesting that the portion of the road described as follows be vacated:

A part of the variable wide right-of-way of Valley View Drive, as shown on the plat of Valley View Estates, a subdivision of record at the Camden County Recorder's Office, as located in part of east half of Government Lot No. 3 of the northwest quarter of Section 6, Township 39 North, Range 15 West, Camden County, Missouri and being more particularly described as follows:

“Commencing at an existing 1-1/2 pipe marking the southwest corner of the east half of Government Lot No. 3 of the northwest quarter of Section 6, Township 39 North, Range 15 West and running South 89 degrees 59 minutes 00 seconds East along and with the south line of the said east half a distance of 1,208.71 feet to a point located on the westerly right-of-way of Osage Beach Parkway South; thence departing the said south line along and with the said westerly right-of-way the following two (2) bearings and distances: (1) North 31 degrees 08 minutes 23 seconds East a distance of 5.65 feet to an existing right-of-way marker marking Sta. 59+96.24 25 feet right and marking the P.C. of a 05 degree 42 minute 37 second degree curve to the right having a radius of 1,003.90 feet and (2) thence along and with the said curve in a northeasterly direction a distance of 5.28 feet to a point located on the southerly right-of-way of Valley View Drive, as shown on the plat of Valley View Estates, for the POINT OF BEGINNING: thence departing the said westerly right-of-way along and with the said southerly right-of-way the following three (3) bearings and distances: (1) North 59 degrees 55 minutes 14 seconds West a distance of 25.11 feet, (2) North 30 degree 04 minutes 46 second East a distance of 10.00 feet to the P.C. of a 44 degree 26 minute 15 second degree curve to the right having a radius of 128.94 feet and (3) thence along and with the said curve in a northwesterly direction a distance of 102.23 feet, said curve having a chord bearing and distance of North 37 degrees 12 minutes 23 seconds West 99.57 feet; thence departing the said southerly right-of-way North 31 degrees 54 minutes 02 seconds East a distance of 30.44 feet to a point located on the centerline of said Valley View Drive, located on a 52 degree 35 minute 46 second degree curve (record plat = 52 degree 36 minute curve and 108.9 feet) to the left having a radius of 108.94 feet ; thence along and with the said centerline the following two (2) bearings and distances: (1) thence along and with the said curve in a southeasterly direction a distance of 107.50 feet to the P.T. of the said curve, said curve having a chord bearing and distance of South 31 degrees 39 minutes 00 seconds East 103.19 feet and (2) thence departing the said curve South 59 degrees 55 minutes 14 seconds East (record plat = South 59 degrees 56 minutes East) a distance of 26.04 feet to a point located on the said westerly right-of-way of Osage Beach Parkway South, located on a 05 degree 42 minute 37 second degree curve to the left having a radius of 1.003.90 feet; thence departing the said centerline in a southwesterly direction a distance of 30.02 feet, said curve having a chord bearing and distance of South 31 degrees 51 minutes 35 seconds West 30.01 feet, returning to the POINT OF BEGINNING.”

Subject to the variable wide right-of-way of Valley View Drive, as shown on the plat of Valley View Estates, the right-of-way of Osage Beach Parkway South and to any other rights-of-way, easements, or restrictions either of record or not.

“Road Vacate” is for identification purposes only and is not part of the above description.

The basis of bearings for the above description is the call of South 89 degrees 50 minutes 00 seconds East along and with the south line of the east half of Government Lot No. 3 of the northwest quarter of Section 6, Township 39 North, Range 15 West, Camden County, Missouri.

Subject to any rights-of-ways, restrictions, reservations, condition easements and

exceptions of record.

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 she 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: April 1, 2021

READ SECOND TIME: April 15, 2021

I hereby certify that Ordinance No. 21.14 was duly passed on April 15, 2021, 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 her signature.

April 15, 2021
Date

Tara Berreth
Tara Berreth, City Clerk

Approved as to form:

Edward B. Rucker
Edward B. Rucker, City Attorney

I hereby APPROVE Ordinance No. 21.14.

John Olivarri
John Olivarri, Mayor

April 15, 2021
Date

ATTEST:

Tara Berreth
Tara Berreth, City Clerk