

December 8, 1998

BILL NO. 1075

A BILL TO BE KNOWN AS ORDINANCE NO. 1063

AN ORDINANCE ANNEXING CERTAIN PROPERTY OWNED BY THE STATE OF MISSOURI; COUNTY OF PIKE; CHARLENE C. McCUNE AND TAPLEY McCUNE; SHIRLEY M. FORGY AND CHARLES C. FORGY; AND VELMA BIRKHEAD INTO THE CITY OF BOWLING GREEN, MISSOURI AND AMENDING THE CITY ZONING DISTRICT MAP AND CHAPTER 42 OF THE BOWLING GREEN, MISSOURI CITY CODE TO PROVIDE THE ZONING OF SAID PROPERTY AS INDUSTRIAL (E-1) PURSUANT TO THEIR PETITION SEEKING VOLUNTARY ANNEXATION PURSUANT TO SECTION 71.012 R.S.Mo.

*Ordinance Attached*

BE IT ORDAINED by the Board of Aldermen of the City of Bowling Green, Missouri

as follows, to-wit:

#### SECTION I

A verified Petition, signed by all of the owners of the real estate herein described requesting voluntary annexation of said real estate into the City of Bowling Green, Missouri, was filed with the city on the 27th day of August, 1998; and,

#### SECTION II

The Board of Aldermen find that said real estate is contiguous and compact to the present corporate limits of the City of Bowling Green, Missouri as that term is described, defined and interpreted by the statutes and case law of the State of Missouri; and,

#### SECTION III

A public hearing, in accordance with Section 71.012 R.S.Mo. concerning the matter, was held on the 14th day of September, 1998 pursuant to notice by publication not less than fourteen (14), nor more than sixty (60) days after the Petition was received, and the hearing was held not less than seven (7) days after notice of the hearing was published in *The Bowling Green Times* and the *Louisiana Press-Journal*, newspapers of general circulation, qualified to publish legal matters in Pike County, Missouri; and,

#### SECTION IV

No written objections to the proposed annexation were filed with the Board of Aldermen or the City Clerk of the City of Bowling Green, Missouri within fourteen (14) days after the public hearing; and,

#### SECTION V

The Board of Aldermen finds and determines that the annexation is reasonable and necessary to the proper development of the city and that the city has the ability to furnish normal municipal services to the area to be annexed within a reasonable time, such reasonable time being considered to be a period of three (3) years hereafter.

#### SECTION VI

Therefore, the City of Bowling Green, Missouri hereby extends its corporate limits to include, and the following described real estate is hereby annexed into the City of Bowling Green, Missouri, and to provide zoning of said property as Industrial (B-1), to-wit:

All of that portion of U.S. Highway #54 lying in Sections 22 and 27 Township 53 North Range 3 West and beginning where said Hwy. #54 intersects with the West line of County Road 43 and with the South line of Hwy. #54, said point lying in Section 27; thence run North to the North right-of-way line of Hwy. #54; thence run along and with the North right-of-way line of Hwy. #54 to a point on the East line of the Southwest one-fourth of the Southwest one-fourth of the Southwest one-fourth of the Southwest Quarter of Section 22; thence run South to the South line of Old Hwy. #54 that was conveyed to the County of Pike in Book 322 page 9365 and thence West to the place of beginning. A portion of County road 43 being 50' wide and beginning 1,320 South of where the Northeast corner of Section 21 and the Northwest corner of Section 22 intersects; thence continue Southerly to a point on the South right-of-way line of U.S. Highway #54, said point lying in Section 27 Township 53 North Range 3 West and the point of ending. A portion of Old U.S. Highway #54 being 100' wide that lies West of the city limits of Bowling Green and being a portion of said highway as referred to in Book 322 page 9365 from the State of Missouri to the County of Pike being a part of Section 22, 23, 26 and 27 in Township 53 North Range 3 West, Pike County, Missouri, with the centerline described as follows, to-wit: Beginning at the Northwest corner of Lot 9 of James M. Moseley's subdivision of the Southeast one-fourth of the Southwest Quarter of Section 23 Township 53 North Range 3 West; thence run South 230' to point on the North right-of-way line of Hwy. #54; thence run in a Northeasterly direction 230' along and with the North right-of-way line; thence run South a distance of 50' for the point of beginning of the centerline of Hwy. #54 herein and thence continue along and with said centerline of Hwy. #54 in a Westerly direction to a point on the East line of the Northwest one-fourth of the Northwest Quarter of Section 27 Township 53 Range 3 West that intersects with New U.S. Highway #54 and the point of ending.

A tract of land lying in the Southwest Quarter of the Southwest Quarter of Section 22, Township 53 North, Range 3 West, Pike County, Missouri and

being more fully described as follows, to-wit: From the Southwest corner of said Section 22; run thence North 00 degrees 45 minutes and 19 seconds East along the West line of said Section 22 a distance of 462.21 feet to the true point of beginning; thence continue North 00 degrees 45 minutes and 19 seconds East along said West line 857.78 feet; thence South 89 degrees 50 minutes and 05 seconds East 1339.43 feet to a stone; thence South 01 degrees 01 minutes and 32 seconds West 698.82 feet to the northerly right-of-way of U.S. Route #54; thence along said right-of-way South 41 degrees 14 minutes and 29 seconds West 14.19 feet; thence South 63 degrees 59 minutes and 02 seconds West 323.54 feet; thence South 73 and 56 minutes West 233.24 feet; thence South 85 degrees 54 minutes and 49 seconds West 420.13 feet; thence North 89 degrees 42 minutes and 30 seconds West 296.63 feet; thence North 41 degrees 13 minutes and 46 seconds West 120.10 feet; thence North 89 degrees 42 minutes and 30 seconds West 19.13 feet to the true point of beginning containing 27.35 acres, more or less, except that portion now being used for public road purposes and subject to easements and right-of-ways now of record as per survey 80-4110 of Harold R. Crane, Registered Land Surveyor #1111 Missouri as made during May 1980. The Northwest one-fourth of the Southwest one-fourth and the Southwest one-fourth of the Northwest one-fourth of Section 22 Township 53 North Range 3 West.

And the corporate boundaries of the said City of Bowling Green, Missouri are hereby altered so as to encompass the above-described tract of land lying adjacent, contiguous and compact to the present corporate limits.

#### **SECTION VII**

The City Clerk of the City of Bowling Green, Missouri is hereby ordered to cause three (3) certified copies of this ordinance to be filed with the Clerk of Pike County, Missouri, who is also the statutory election authority for the City of Bowling Green, Missouri.

#### **SECTION VIII**

All Ordinances in conflict herewith or to the same effect hereof are hereby ordered repealed.

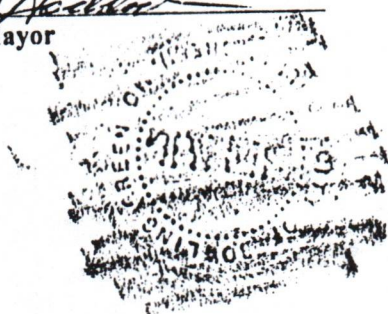
This Ordinance to be in full force and effect from and after its date of passage and approval.

This Ordinance PASSED this 7<sup>th</sup> day of December, 1998.

Barbara Allison  
Barbara ALLISON City Clerk

This Ordinance APPROVED this 8<sup>th</sup> day of December, 1998.

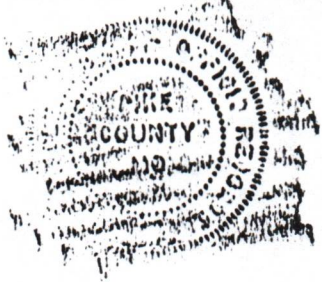
Boyd A. Haddock  
Boyd Haddock, Mayor



STATE OF MISSOURI }  
COUNTY OF PIKE } s.s.

IN THE RECORDER'S OFFICE.

I, **Sherry McCarty**, Circuit Clerk and Ex-Officio Recorder of Pike County, do hereby certify that the within instrument of writing on the 9<sup>th</sup> day of December, A. D., 19 98 at 9 o'clock 50 minutes A. M., duly filed for record in this office and is Recorded in the Records of this office in Book 325 Page 4517.



IN WITNESS WHEREOF I have hereunto my hand and affixed my official seal at Bowling Green, Missouri, this 9<sup>th</sup> day of December, 19 98  
Sherry McCarty Circuit Clerk & Ex-Officio Recorder  
By Carol Shade Deputy.

\$27.00 RIBG cash