

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 49-13

AN ORDINANCE

vacating an underground utility easement on Lot 15 within Hickman's Addition located on the south side of Walnut Street, west of College Avenue; directing the City Clerk to have a copy of this ordinance 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 finds and determines that a certain underground utility easement on Lot 15 within Hickman's Addition located on the south side of Walnut Street, west of College Avenue, more particularly described as follows:

A tract of land located in the southwest quarter of Section 7 T48N R12W, in Columbia, Boone County, Missouri, being part of Lot 15 in Hickman's Addition to Columbia, Missouri, recorded in book 37 page 521, also being the first tract described by an easement recorded in book 3914 page 14, further described as follows:

Starting at the southwest corner of Lot 15 in Hickman's Addition, recorded in book 37 page 521, thence N 90°00'E 9.0 feet to the point of beginning.

From the point of beginning, thence, leaving the southerly line of said lot, N 0°00'E 10.0 feet; thence N 90°00'E 10.0 feet; thence S 0°00'W 10.0 feet to the southerly line of said Lot; thence N 90°00'W, along said line, 10.0 feet to the point of beginning.

is in excess and surplus to the needs of the City and is hereby vacated.

SECTION 2. The City Clerk is hereby authorized and directed to cause a copy of this ordinance to be recorded in the office of the Recorder of Deeds of Boone County, Missouri.

SECTION 3. This ordinance shall be in full force and effect from and after its passage.

PASSED this _____ day of _____, 2013.

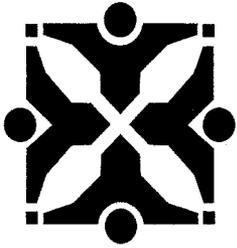
ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor



Source: Community Development - Planning ST

Agenda Item No:

To: City Council
From: City Manager and Staff

A handwritten signature in black ink, appearing to be 'MM'.

Council Meeting Date: Feb 18, 2013

Re: Lot 15, Hickman's Addition - easement vacation (**Case #13-7**)

EXECUTIVE SUMMARY:

A request by Walnut II, LLC to vacate an easement within Lot 15, Hickman's Addition, located on the south side of Walnut Street, west of College Avenue. (Case #13-7)

DISCUSSION:

The applicant requests the vacation of a portion of an underground utility easement on the south side of Lot 15, Hickman's Addition. The proposed vacation includes a 10-ft by 10-ft area abutting the alley, which is no longer needed since the utilities formerly contained in the easement have been relocated to accommodate redevelopment of the site.

City departments have reviewed the request, and all comments have been addressed.

A locator map, copy of the applicant's letter and easement exhibit, and the legal description for the easement to be vacated are attached.

FISCAL IMPACT:

None.

VISION IMPACT:

<http://www.gocolumbiamo.com/Council/Meetings/visionimpact.php>

None.

SUGGESTED COUNCIL ACTIONS:

Approval of the electric easement vacation.

FISCAL and VISION NOTES:					
City Fiscal Impact Enter all that apply		Program Impact		Mandates	
City's current net FY cost	\$0.00	New Program/ Agency?	No	Federal or State mandated?	No
Amount of funds already appropriated	\$0.00	Duplicates/Epands an existing program?	No	Vision Implementation impact	
Amount of budget amendment needed	\$0.00	Fiscal Impact on any local political subdivision?	No	Enter all that apply: Refer to Web site	
Estimated 2 year net costs:		Resources Required		Vision Impact?	No
One Time	\$0.00	Requires add'l FTE Personnel?	No	Primary Vision, Strategy and/or Goal Item #	N/A
Operating/ Ongoing	\$0.00	Requires add'l facilities?	No	Secondary Vision, Strategy and/or Goal Item #	N/A
		Requires add'l capital equipment?	No	Fiscal year implementation Task #	N/A

Engineering Surveys and Services

Consulting Engineers, Geologists, and Land Surveyors
Analytical and Materials Laboratories

1113 Fay Street
Columbia, Missouri 65201
Telephone 573-449-2646
Facsimile 573-499-1499

E-Mail ess@ESS-Inc.com
<http://www.ESS-Inc.com>

January 14, 2013

Mr. Timothy Teddy, Director
City of Columbia
Department of Community Development
P.O. Box 6015
Columbia, MO 65205

Dear Mr. Teddy:

On behalf of Walnut II, LLC, we respectfully request that the first tract described by the underground utility easement recorded in book 3914 page 14, be vacated. This easement describes two tracts which are located on a tract of land at the southwest corner of the intersection of College Avenue and Walnut Street.

This utility easement was requested by the Columbia Water & Light Department, prior to all of the recent construction activity in this area. The building previously located on this tract, has been demolished and construction of new buildings has commenced. This construction has been coordinated with the City, and a new easement is being dedicated, at a more suitable location.

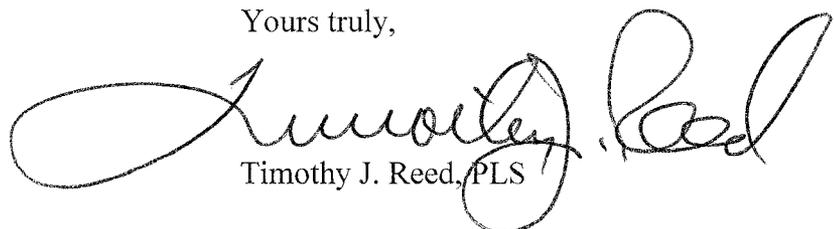
Enclosed is a check in the amount of \$ 280.00, along with a locator map, a map showing the location of the portion of the utility easement to be vacated and a description.

Thank you for your consideration of this request.

If you have any questions, please contact me.

Thank you very much.

Yours truly,



Timothy J. Reed, PLS

enclosures

Boone County Internet Parcel Map

Prepared by the Boone County Assessor's Office, (573) 886-4262



Owner: WALNUT II LLC
 Address: 3301 BERRYWOOD DR STE 103
 Parcel Number: 1711700170010001

Boone County Assessor's Office

OrthoHolz 2011
Map Generated: 1/14/2013 8:51:55 AM

ATTENTION!!

DISCLAIMER; READ CAREFULLY: These maps were prepared for the inventory of real property based on the utilization of deeds, plans, and/or supportive data. In addition, map files are frequently changed to reflect changes in boundaries, lot lines and other geographic features resulting from changes in ownership, development and other causes. The existence, dimension, and location of features, as well as other information, should not be relied upon for any purpose without actual field verification. The County of Boone makes no warranty of any kind concerning the completeness or accuracy of information contained on these

Boone County, Missouri
Unofficial Document

BOONE COUNTY MO FEB 07 2012

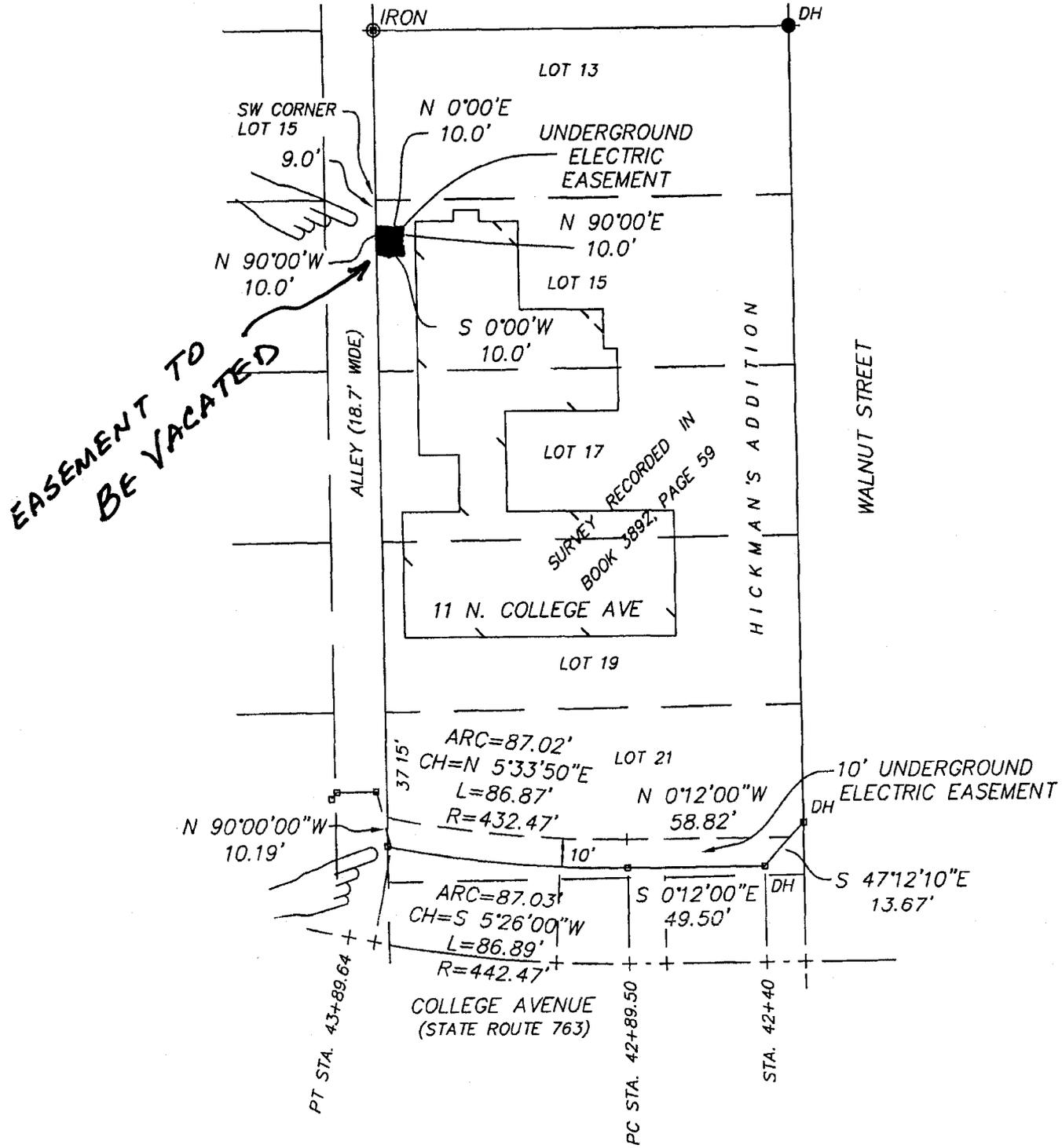


EXHIBIT "A"
UNDERGROUND ELECTRIC EASEMENTS



SCALE 1" = 50 FT

January 14, 2013

Description of Easement to be Vacated

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Timothy J. Reed

1/14/2013