

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF REPUBLIC, MISSOURI, AMENDING THE ZONING CODE AND OFFICIAL MAP BY CHANGING THE CLASSIFICATION OF APPROXIMATELY 14.04 ACRES FROM PLANNED DEVELOPMENT DISTRICT (PDD) TO GENERAL COMMERCIAL (C-2), LOCATED AT THE 600 BLOCK OF WEST CIVIC BOULEVARD

WHEREAS, the City of Republic, Missouri, (“City” or “Republic”) is a municipal corporation and Charter City located in Greene County, Missouri, being duly created, organized, and existing under the laws of the State of Missouri; and

WHEREAS, an application for an amendment to the Zoning Code and Official Zoning Map to rezone real estate located at the 600 Block of West Civic Boulevard, and comprising approximately 14.04 acres from Planned Development District (PDD) to General Commercial (C-2), was submitted to the City’s BUILDS Department by Wilmoth Oil Company LLC (“Applicant”); and

WHEREAS, the City did thereafter submit said application to the Planning and Zoning Commission, which did set December 6, 2021, as the date a public hearing would be held on such application and proposed amendment; and

WHEREAS, a notice of the time and date of the public hearing was given by publication on November 17, 2021, in the Greene County Commonwealth, a newspaper of general circulation in the City, such notice being at least fifteen (15) days before the date set for the public hearing; and

WHEREAS, the City gave notice of such public hearing to the record owners of all properties within the area proposed to be rezoned and within 185 feet of the property proposed to be rezoned; and

WHEREAS, a public hearing was conducted by the Planning and Zoning Commission on December 6, 2021, after which the Commission rendered written findings of fact on the proposed amendment and rezoning and, thereafter, submitted the same, together with its recommendations, to the Council; and

WHEREAS, the Planning and Zoning commission, by a vote of 5 Ayes to 0 Nay, recommended the approval of such application for rezoning; and

WHEREAS, the application for rezoning and to amend the Zoning Code and Official Zoning Map was submitted to the City Council at its regular meeting on January 4, 2021, after which the City Council did proceed to vote to rezone such property and amend the Zoning Code accordingly.

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

Section 1: The Zoning Code and Official Zoning Map are hereby amended insofar as the same relates to a certain tract of realty located at the 600 Block of West Civic Boulevard, and comprising approximately fourteen acres and four hundredths of an acre from Planned Development District (PDD) to General Commercial (C-2), such tract being more fully described as follows:

ALL OF TRACT 2 OF THE MINOR SUBDIVISION OF COX-DAVIS SUBDIVISION FILED IN RECORD BOOK 2021, AT PAGE 037510-21, IN THE RECORDER'S OFFICE, GREENE COUNTY, MISSOURI, LOCATED IN SECTION THIRTY (30), TOWNSHIP TWENTY-EIGHT (28) NORTH, RANGE TWENTY-THREE (23) WEST, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT THE EXISTING MONUMENT AT THE SOUTHEAST CORNER OF THE NORTHWEST 1/4 OF SAID SECTION 30: THENCE, N87°34'46"W, ALONG THE SOUTH LINE OF SAID NORTHWEST 1/4, A DISTANCE OF 30.24 FEET TO A SET 1/2" IRON PIN WITH A CAP STAMPED "WLS LSC 370", SAID POINT.

BEING ON THE APPARENT WEST RIGHT-OF-WAY LINE OF ILLINOIS AVENUE, AND THE POINT OF THE BEGINNING; THENCE CONTINUING N87°34' 46" W, ALONG SAID SOUTH LINE, SAID LINE ALSO BEING THE NORTH LINE OF LAKESIDE ESTATES ADDITION, AND LAKESIDE ESTATES SECOND ADDITION, BOTH BEING RECORDED SUBDIVISIONS IN THE CITY REPUBLIC, GREENE COUNTY, MISSOURI, A DISTANCE OF 1294.30 FEET TO AN EXISTING STONE, SAID POINT BEING THE SOUTHWEST CORNER OF THE SOUTHEAST 1/4 OF SAID NORTHWEST 1/4 ; THENCE N87°25'23"W, ALONG THE SOUTH LINE OF THE SOUTHWEST 1/4 OF SAID NORTHWEST 1/4 , A DISTANCE OF 144.66 FEET TO AN EXISTING 5/8" IRON PIN WITH A CAP STAMPED "LS241D", SAID POINT BEING ON THE PROPOSED SOUTHERLY RIGHT-OF-WAY LINE OF FRISCO BOULEVARD; THENCE, ALONG SAID PROPOSED SOUTHERLY RIGHT-OF-WAY LINE FOR THE FOLLOWING TWO (2) DESCRIBED COURSES; THENCE, N49°17'04" E, A DISTANCE OF 1135.37 FEET, TO A SET 1/2" IRON PIN WITH A CAP STAMPED "WLS LSC 370", AND A POINT OF CURVATURE TO THE RIGHT; THENCE, ALONG SAID CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 19.00 FEET, AND ARC DISTANCE OF 29.82 FEET A CENTRAL ANGLE OF 89°56'18", ALONG A CHORD BEARING S85°44'44"E, A CHORD DISTANCE OF 26.86 FEET TO A SET 1/2" IRON PIN WITH A CAP STAMPED "WLS LSC 370" ON THE APPARENT WEST RIGHT-OF-WAY LINE OF ILLINOIS AVENUE; THENCE, ALONG SAID APPARENT WEST RIGHT-OF-WAY LINE FOR THE FOLLOWING SEVEN(7) DESCRIBED COURSES; THENCE, S40°46'35" E, A DISTANCE OF 361.29 FEET TO A SET 1/2" IRON PINE WITH A CAP STAMPED "WLC LSC 370", AND A POINT OF CURVATURE TO THE RIGHT; THENCE, ALONG SAID CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 19.00 FEET, AN ARC DISTANCE OF 29.85 FEET, A CENTRAL ANGLE OF 89°59'59", ALONG A CHORD BEARING S04°13'35"W, A CHORD DISTANCE OF 26.87 FEET, TO A SET 1/2" IRON PIN WITH A CAP STAMPED "WLS LSC 370": THENCE, S40°46'35" E, A DISTANCE OF 50.00 FEET TO A SET 1/2" IRON PIN WITH A CAP STAMPED "WLC LSC 370", AND A POINT OF NON-TANGENT CURVATURE TO THE RIGHT; THENCE, ALONG SAID NON-TANGENT CURVE TO THE RIGHT, SAID CURVE HAVING A RADIUS OF 19.00 FEET; AN ARC DISTANCE OF 29.85 FEET, A

CENTRAL ANGLE OF 90°00'53", ALONG A CHORD BEARING S85°47'01"E, A CHORD DISTANCE OF 26.87 FEET TO A SET 1/2" IRON PIN WITH A CAP STAMPED "WLS LSC 370"; THENCE S40°46'35"E, A DISTANCE OF 295.70 FEET TO A SET 1/2" IRON PIN WITH A CAP STAMPED "WLS LSC 370", AND A POINT OF CURVATURE TO THE RIGHT; THENCE, ALONG SAID CURVE TO THE RIGHT, SAID CURVE HAVING A RADUS OF 270.00 FEET, AN ARC DISTANCE OF 200.98 FEET, A CENTRAL ANGLE OF 42°38'57", ALONG CHORD BEARING S19°27'10"E, A CHORD DISTANCE OF 196.37 FEET; THENCE, S01°52'19"W, A DISTANCE OF 50.49 FEET TO THE POINT OF BEGINNING.

Section 2: In all other aspects other than those herein amended, modified, or changed, the Zoning Code and Official Zoning Map shall remain the same and continue in full force and effect.

Section 3: The whereas clauses are hereby specifically incorporated herein by reference.

Section 4: This Ordinance shall take effect and be in force from and after its passage as provided by law.

PASSED AND APPROVED at a regular meeting of the City Council of the City of Republic, Missouri, this _____ day of _____, 20____.

Matt Russell, Mayor

Attest:

Laura Burbridge, City Clerk

DocuSigned by:
Damon Phillips
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12/8/2021

Approved as to Form: _____

Final Passage and Vote: _____