

AN ORDINANCE OF THE CITY COUNCIL VACATING A DRAINAGE EASEMENT LOCATED IN HANKINS FARM SUBDIVISION

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, pursuant to its Charter authority and applicable provisions of the Code of Ordinances of the City of Republic, the City Council possesses authority to vacate easements and other public interests in land by ordinance when consistent with applicable law; and

WHEREAS, the City is requesting the vacation of a drainage easement located in the Hankins Farm Subdivision (“Proposed Vacated Area”); and

WHEREAS, the City of Republic (“Applicant”) submitted an application to vacate the Proposed Vacated Area (“Application”) to the Planning and Zoning Commission (“P&Z Commission”), which then set a public hearing on the Application for January 12, 2026; and

WHEREAS, on February 18, 2026, at least fifteen (15) days before the public hearing, the City published notice of the time and date of the public hearing in the *Greene County Commonwealth*, a newspaper of general circulation in the City; and

WHEREAS, the City gave notice of the public hearing to the record owners of all properties within 185 feet of the Proposed Vacated Area, including all those adjacent to the Proposed Vacated Area; and

WHEREAS, the P&Z Commission conducted the public hearing on January 12, 2026, at which all interested parties were afforded the opportunity to present evidence or statements; and

WHEREAS, the P&Z Commission, by a vote of 7 Ayes to 0 Nays, recommended approval of the Application, and provided such recommendation along with its written findings of fact to the Council; and

WHEREAS, having now reviewed the Application upon first and second read at its regular meeting on January 20, 2026 in accord with the provisions of City Charter Section 3.10(f), the Council finds all requirements for the Application are met and approves vacation of the Proposed Vacated Area as requested in the Application.

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

Section 1: The drainage easement located in the Hankins Farm Subdivision, more fully described in the Legal Description contained herein below, is hereby vacated, and the public drainage easement rights previously held by the City are hereby released and extinguished. The underlying fee interest shall remain vested in the current fee owner(s) of the property burdened by the easement, as reflected in the applicable recorded plat and property records, in accordance with Missouri law.

The Proposed Vacated Area contains approximately 3,910 square feet, more or less, as described below.

ALL THAT PART OF LOTS ONE AND TWO OF HANKINS FARM, AS SHOWN ON THE PLAT RECORDED IN PLAT BOOK "AAA" AT PAGE 943 OF THE GREENE COUNTY DEED RECORDS, AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCING AT THE NORTHEAST CORNER OF LOT ONE OF SAID HANKINS FARM; THENCE, SOUTH 82°46'51" WEST, ALONG AND WITH THE NORTH LINE OF SAID LOT ONE, A DISTANCE OF 29.83 FEET TO THE EAST LINE OF A PLATTED DRAINAGE EASEMENT; THENCE, SOUTH 14°20'40" EAST, ALONG AND WITH SAID EAST LINE, A DISTANCE OF 159.70 FEET; THENCE, SOUTH 27°30'46" EAST, CONTINUING ALONG AND WITH SAID EAST LINE, A DISTANCE OF 98.84 FEET TO THE NORTH LINE OF AN EXISTING SANITARY SEWER EASEMENT AS DESCRIBED IN BOOK 2006 PAGE 61785-06; THENCE, SOUTH 67°29'15" WEST, ALONG AND WITH SAID NORTH LINE, A DISTANCE OF 6.39 FEET; THENCE, SOUTH 57°27'34" WEST, CONTINUING ALONG AND WITH SAID NORTH LINE, A DISTANCE OF 8.67 FEET; THENCE, NORTH 27°30'46" WEST, LEAVING SAID NORTH LINE, A DISTANCE OF 100.78 FEET; THENCE, NORTH 14°20'40" WEST, A DISTANCE OF 163.31 FEET TO THE NORTH LINE OF THE AFOREMENTIONED LOT ONE; THENCE, NORTH 82°46'51" EAST, ALONG AND WITH SAID NORTH LINE, A DISTANCE OF 15.12 FEET TO THE POINT OF BEGINNING.

Section 2: The City Clerk is hereby directed to record a certified copy of this Ordinance together with the legal description contained herein and any associated exhibits with the Recorder of Deeds for Greene County, Missouri.

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

Section 4: The provisions of this Ordinance are severable, and if any provision hereof is declared invalid, unconstitutional, or unenforceable, such determination shall not affect the validity of the remainder of this Ordinance.

Section 5: 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 _____, 2026.

Attest:

Eric Franklin, Mayor

Laura Burbridge, City Clerk

Approved as to Form:

 Digitally signed by Justin
Rogers
Date: 2026.03.10 14:02:13
-05'00'

Justin T. Rogers, City Attorney

Final Passage and Vote: