

**AN ORDINANCE OF THE CITY COUNCIL APPROVING AMENDMENT OF THE ZONING CLASSIFICATION OF APPROXIMATELY TEN POINT FOUR-FOUR (10.44) ACRES, LOCATED AT 688 SOUTH KANSAS AVENUE, FROM AGRICULTURAL (AG) AND MEDIUM DENSITY SINGLE-FAMILY RESIDENTIAL (R1-M) TO MEDIUM DENSITY SINGLE-FAMILY RESIDENTIAL (R1-M)**

**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**, James Nathan LLC applied for (“Application”) an amendment to the Zoning Code and Official Zoning Map rezoning certain real property consisting of approximately 10.44 acres located at 688 South Kansas Avenue in Republic, Missouri (the “Property”), from its current zoning designation of Agricultural (AG) and Medium Density Single-Family Residential (R1-M) to Medium Density Single-Family Residential (R1-M); and

**WHEREAS**, the City set a public hearing on the Application before the Planning and Zoning Commission (“PZ Commission”) for February 10, 2025; and

**WHEREAS**, on January 22, 2025, pursuant to Republic Municipal Code § 405.980, the City published notice of the time and date for the public hearing on the Application in the *Greene County Commonwealth*, a newspaper of general circulation in the City, such notice being at least fifteen (15) days before the public hearing; and

**WHEREAS**, pursuant to Republic Municipal Code § 405.980, the City gave notice of the public hearing on the Application to the record owners of all properties located within 185 feet of the Property, consistent with the information shown by the Greene County Assessor’s Office; and

**WHEREAS**, the PZ Commission conducted the public hearing on February 10, 2025 at which all interested persons and entities were afforded the opportunity to present evidence or statement, and after which the PZ Commission rendered written findings of fact and submitted those along with its recommendations to the Council; and

**WHEREAS**, the PZ Commission, by a vote of 7 Ayes to 0 Nays, recommended approval of the Application; and

**WHEREAS**, the Application was submitted to the City Council for first read at its regular meeting on February 18, 2025 and second read at its regular meeting on March 4, 2025, after which the Council voted to approve the Application 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 to reflect the rezoning of the real property consisting of approximately 10.44 acres located at 688 South Kansas Avenue in Republic, Missouri, more fully described in the legal description herein below, from the zoning designation of Agricultural (AG) and Medium Density Single-Family Residential (R1-M) to Medium Density Single-Family Residential (R1-M):

A TRACT OF LAND LOCATED IN THE NORTH ONE-HALF (N1/2) OF GOVT. LOT 2 OF THE NORTHWEST FRACTIONAL QUARTER (NW.FR. 1/4) OF SECTION 30, TOWNSHIP-28-NORTH (T-28-N), RANGE-23-WEST (R-23-W) OF THE FIFTH PRINCIPAL MERIDIAN, COMPRISING OF ALL THE NORTH 5 ACRES OF THE SOUTH 12 ACRES OF THE WEST 25 ACRES OF SAID N1/2 - L2 - NW.FR.1/4 OF SECTION 30 AND ALL OF LOT 2 AND LOT 3 OF "830 WEST" (A SUBDIVISION FOUND IN THE GREENE COUNTY, MISSOURI RECORDER'S OFFICE IN PLAT BOOK AAA, PAGE 665) MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT AN EXISTING IRON PIN CAPPED "LS-2006" MARKING THE NORTHWEST CORNER OF SAID SECTION 30; THENCE S.02°02'10"W., ALONG THE WEST LINE OF THE NORTH ONE-HALF (N1/2) OF LOT 2, OF THE NORTHWEST FRACTIONAL QUARTER (NW FR1/4) OF SAID SECTION 30, A DISTANCE OF 714.69 FEET FOR THE POINT OF BEGINNING; THENCE S.87°13'41"E., AND ALONG THE SOUTH LINE OF ANGELBROOK ESTATES (A SUBDIVISION FOUND IN GREENE COUNTY, MISSOURI RECORDER'S OFFICE IN PLAT BOOK ZZ, AT PAGE 299), A DISTANCE OF 845.03 FEET TO AN EXISTING 1/2" IRON PIN SET BY LS-1872; THENCE N.02°03'17"E., ALONG THE EAST LINE OF SAID SUBDIVISION, A DISTANCE OF 487.70 FEET TO AN EXISTING IRON PIN SET AND CAPPED "PLS-2260" AT THE NORTHWEST CORNER OF LOT 2 OF SAID 830 WEST S/D; THENCE S.87°40'40"E., ALONG NORTH LOT LINE, A DISTANCE OF 215.79 FEET TO AN EXISTING IRON PIN SET AND CAPPED "PLS-2260" AT THE NORTHEAST CORNER OF SAID LOT; THENCE S.02°01'58"W., ALONG THE EAST LINE OF SAID "830 WEST" S/D, A DISTANCE OF 1083.95 FEET TO AN EXISTING ALUM MONUMENT; THENCE S.49°16'56"W. ALONG THE NORTHWESTERLY RIGHT-OF-WAY LINE OF THE RAILROAD, A DISTANCE OF 27.50 FEET TO AN IRON PIN SET AND CAPPED "PLS-2260" BEING ON THE SOUTH LINE OF SAID N1/2-L2-NW.FR.1/4; THENCE N.87°39'48"W., A DISTANCE OF 196.31 FEET TO AN EXISTING 5/8" IRON PIN; THENCE N.02°07'46"E., A DISTANCE OF 358.67 FEET TO AN EXISTING 1/2" IRON PIN ALSO SET BY LS-1872; THENCE N.87°17'03"W., A DISTANCE OF 845.12 FEET TO A POINT ON THE SAID WEST LINE OF THE NW. FR1/ 4; THENCE N.02°02'10"E., ALONG SAID WEST LINE, A DISTANCE OF 257.13 FEET TO THE POINT OF BEGINNING.

ALL BEING IN GREENE COUNTY, MISSOURI AND CONTAINING 10.44 ACRES, MORE OR LESS. SUBJECT TO EASEMENTS, COVENANTS, AND RIGHTS-OF-WAY OF RECORD, IF ANY.

- 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 above are 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 \_\_\_\_\_, 2025.

**Attest:**

Eric Franklin, Mayor

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Laura Burbridge, City Clerk

**Approved as to Form:**

A handwritten signature in blue ink, appearing to read 'M. McCullough', is written over a horizontal line.

Megan McCullough, City Attorney

**Final Passage and Vote:**