

PLANNING AND ZONING

Chapter 24

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**ARTICLE I
ACCEPTANCE OF PLATS**

Sec. 24-1. Dedication of High Street.

The dedication of High Street, in Steen's First Subdivision of the City of Iberia, Miller County, Missouri, or so much thereof as may lie within the corporate limits of the City of Iberia, Missouri, as shown in the plat of said subdivision recorded in the recorder's office of Miller County, Missouri, on March 15, 1968, and being of a width of forty (40) feet, be and the same hereby is accepted and approved.

(a) That High Street, to a width of forty feet, be, and the same hereby is, open and declared to be one of the public streets of the City of Iberia, Missouri, as to all of that part which lies within the corporate limits of the City of Iberia, Missouri.

(b) The name of said street is hereby officially changed from High Street to South High Street. (1975 Code)

Secs. 24-2 to 24-20. Reserved.

CROSS REFERENCES:

Buildings, Ch. 5; Parks and Recreation, Ch. 18; Streets and Sidewalks, Ch. 20; Utilities, Ch. 23.

STATE LAW REFERENCES:

- 1. Zoning all cities, towns and villages, see RSMo. §89.010 to §89.144.**
- 2. Planning, all municipalities, see RSMo. §89.00 and §89.320.**

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**ARTICLE II
PUBLIC LAND TRANSFER**

Sec. 24-21. Conveyance of real estate to William L and Edna I. Chauvin.

Conveyance of certain real estate to William L. and Edna I. Chauvin as described below:

A tract of land lying within the City Limits of the Town of Iberia, in Section 24 and Section 25, Township 39 North, Range 13 West in Miller County, Missouri, described by metes and bounds as follows: From an existing stone which marks the Northwest corner of Section 30, Township 39 North, Range 12 West run North 85 degrees 38 minutes West 198.17 feet to a stone; thence South 24 degrees 47 minutes West 109.9 feet to an iron pin; thence South 88 degrees 30 minutes East 26.0 feet to an iron pin; thence south 37 degrees 00 minutes West 78.5 feet to an iron pin; thence South 53 degrees 00 minutes East 26.42 feet to an iron pin; thence south 39 degrees 54 minutes West 117.11 feet to an iron pin; thence North 57 degrees 03 minutes West 90.0 feet; thence South 39 degrees 54 minutes West 143.0 feet to the point of beginning; thence North 39 degrees 54 minutes East 143.0 feet; thence South 57 degrees 03 minutes East 90.0 feet to an iron pin; thence North 39 degrees 54 minutes East 117.11 feet to an iron pin; thence North 53 degrees 00 minutes West 26.42 feet to an iron pin; thence North 37 degrees 00 minutes East 78.5 feet to an iron pin; thence North 88 degrees 30 minutes West 76.0 feet to an iron pin; thence North 24 degrees 47 minutes East 109.9 feet to an iron pin; thence North 62 degrees 58 minutes West 346.37 feet to an iron pin; thence South 38 degrees 56 minutes West to a point on the North line of Gardner Street extended which bears North 55 degrees 14 minutes West from the point of beginning; thence South 55 degrees 14 minutes East along the North Line of said Gardner Street extended to the point of beginning.

(a) It is the judgment of the Board of Aldermen of the City of Iberia, Missouri, that the above described property is no longer needed for municipal purposes and in fact the City should divest itself of this property. However, agreement of purchasers to pave Gardner Street shall survive execution of the deed.

(b) An option to purchase the described property has previously been granted to J. & V. Construction and subsequently assigned to William L. Chauvin and Edna I. Chauvin, husband and wife, and the Board of Aldermen of the City of Iberia have determined that it would be in the best interest of the City to sell the above described property since the offer is found to be the best price obtainable for said property.

(c) The Board of Aldermen of the City of Iberia, Missouri, hereby authorize and direct the Mayor and City Clerk of the City of Iberia to execute and deliver good and sufficient deed of conveyance conveying the above described property to William L. Chauvin and Edna I. Chauvin, husband and wife, upon the payment of the purchase price

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and upon fulfillment of the terms and conditions set out in said option as may be required by the Board of Aldermen of the City of Iberia, Missouri. As approved by the Board of Aldermen of the City of Iberia on this 24th day of February, 1986. (1975 Code)

Secs. 24-22 to 24-40. Reserved.

**ARTICLE III
VACATING STREETS AND ALLEYS**

Sec. 24-41. Vacating an alley and part of Canyon Street.

All that part of Canyon Street lying East of David Street and the first alley North of Canyon Street which lies East of David Street be and the same are hereby vacated, reserving however, unto the City of Iberia and assigns utilities easements across and through the vacated alley. (1975 Code)

Sec. 24-42. Vacating a portion of a public alley lying east and west between Lots D and E of T. D. Garner's (Sen.) Second Addition.

(a) The Board of Aldermen of the City of Iberia, Missouri hereby declares it necessary, reasonable and proper to discontinue as a right of way for a public alley and forever vacate the following described portion of said alley in said City, subject to the reservation in the City of the easement mentioned in subsection (b) of this Section.

That alley running generally east and west and lying between Lots D and E of T. D. Garner's (Sen.) Second Addition to the Town of Iberia, Missouri.

(b) All of that portion of the above vacated property is hereby retained as a perpetual easement or right of way for the construction, maintenance, repair, relocation and operation of waterlines, sanitary sewers, surface water drainage, and all public utility facilities.

(c) The statutory right of reversion in the owners of the abutting property is hereby confirmed, subject to the easement expressly reserved in subsection (b) of this Section, as is provided by the laws of the State of Missouri. (Ord. 1990-)

Sec. 24-43. Vacating a portion of a public alley located between Block Numbers 7 and 8 in Lombar's 2nd Addition.

(a) The Board of Aldermen of the City of Iberia, Missouri hereby declares it necessary, reasonable and proper to discontinue as a right of way for a public alley and forever vacate the following described portion of said alley in said City, subject to the reservation in the City of the easement mentioned in subsection (b) of this Section.

That part of the alley located between the South or (Southeasterly) half of Lombar's Second Addition to the town (now City) of Iberia, Missouri, and more particularly described as follows:

Beginning at the South corner of the southeasterly half of Lot 4, Block 8, said corner is located on the Northwesterly boundary of St. Louis Street; thence along the Northwesterly boundary of said St. Louis Street in a Southwesterly

direction 12 feet, to the East corner of Lot 1 Block 7; thence in a Northwesterly direction along the Southeasterly half of the Northeasterly boundary of said Lot 1; thence across said alley, in a Northeasterly direction, 12 feet, to the West corner of the Southeasterly half of said Lot 4; thence in a Southeasterly direction along the Southeasterly half of the Southwesterly boundary of said Lot 4, to the point of beginning.

(b) All of that portion of the above vacated property is hereby retained as a perpetual easement or right of way for the construction, maintenance, repair, relocation and operation of waterlines, sanitary sewers, surface water drainage, and all public utility facilities.

(c) The statutory right of reversion in the owners of the abutting property is hereby confirmed subject to the easement expressly reserved in subsection (b) of this Section, as is provided by the laws of the State of Missouri. (Ord. 1990-3)

Sec. 24-44. Vacating a portion of a public alley located between Lots 4 and 6 of Lombard's 2nd Division, 1st Addition and between Lots 1, 2 and 7, 8 of Felix Gardner's Addition.

(a) The board of Aldermen of the City of Iberia, Missouri hereby declares it necessary, reasonable and proper to discontinue as a right of way for a public alley and forever vacate the following described portion of said alley in said City, subject to the reservation in the City of the easement mentioned in subsection (b) of this Section.

That part of an alley running Northwesterly by Southeasterly and lying between Lots 4 and 5 of Lombard's 2nd Division, 1st Addition between Lots Four (4) and Five (5) of Lombard's 2nd Division 1st Addition and Lots 1, 2 and 7, 8 of Felix Gardner's Addition, City of Iberia, Missouri.

(b) All of that portion of the above vacated property is hereby retained as a perpetual easement or right of way for the construction, maintenance, repair, relocation and operation of waterlines, sanitary sewers, surface water drainage, and all public utility facilities.

(c) The statutory right of reversion in the owners of the abutting property is hereby confirmed subject to the easement expressly reserved in subsection (b) of this Section, as is provided by the laws of the State of Missouri. (Ord. 1990-4)

Sec. 24-45. Vacating a portion of a public alley located between Block Numbers 1 and 2, in T. D. Garners Sr. 2nd Addition.

(a) The board of Aldermen of the City of Iberia, Missouri hereby declares it necessary, reasonable and proper to discontinue as a right of way for a public alley and forever vacate the following described portion of said alley in said City, subject to the reservation in the City of the easement mentioned in subsection (b) of this Section.

That part of the alley lying between Block 1 and Block 2 of T. D. Garners Sr. 2nd Addition to the Town (now City) of Iberia, Missouri, and more particularly described as follows:

Running East and West, 40 feet, Harper Street, lying between Block 1 and Block 2 of T. D. Garners Sr. 2nd Addition.

(b) All of that portion of the above vacated property is hereby retained as a perpetual easement or right of way for the construction, maintenance, repair, relocation and operation of waterlines, sanitary sewers, surface water drainage, and all public utility facilities.

(c) The statutory right of reversion in the owners of the abutting property is hereby confirmed subject to the easement expressly reserved in subsection (b) of this Section, as is provided by the laws of the State of Missouri. (Ord. 1994-3)

Sec. 24-46. Vacating an alley in Block 3 of George Johnson's Addition and part of David Street.

(a) The Board of Aldermen of the City of Iberia, Missouri hereby declares it necessary, reasonable and proper to discontinue as a right of way for a public alley and street forever vacate the following described portion of said alley and street in said City, subject to the reservation in the City of the easement mentioned in subsection (b) of this Section.

That part of the alley lying between Block Three and Four (3, 4); and Five and Six (5,6) of George Johnson's Addition and that part of David Street which lies West of Highway 17 and East of Block 3 of George Johnson's Addition to the town (now City) of Iberia, Missouri, and more particularly described as follows:

Running East and West, 240 feet, 12 foot Alley, lying between Block Three and Four (3, 4); and Five and Six (5,6) of George Johnson's Addition and all that part of David Street which lies West of Highway 17 and East of Block 3 of George Johnson's Addition.

(b) All of that portion of the above vacated property is hereby retained as a perpetual easement or right of way for the construction, maintenance, repair, relocation and operation of waterlines, sanitary sewers, surface water drainage, and all public utility facilities.

(c) The statutory right of reversion in the owners of the abutting property is hereby confirmed subject to the easement expressly reserved in subsection (b) of this Section, as is provided by the laws of the State of Missouri. (Ord. 1997-4)

Sec. 24-47. Vacating an alley in Block One of J. F. Jones Addition and part of Canyon Street

(a) The Board of Aldermen of the City of Iberia, Missouri hereby declares it necessary, reasonable and proper to discontinue as a right of way for a public alley and street forever vacate the following described portion of said alley and street in said City, subject to reservation in the City of the easement mentioned in subsection (b) of this Section.

The part of the alley lying between Lots 3 & 4 and 5 & 6 of Block One (1) of J. F. Jones Addition and that part of Canyon Street that lies West of Hwy 17 between Lots 7 & 8 of Block Three (3) of George Johnson's Addition and Lots 1 & 2 of Block One (1) of J. F. Jones Addition.

(b) All of that portion of the above vacated property is hereby retained as perpetual easement or right of way for the construction, maintenance, repair, relocation, and operation, of waterlines, sanitary sewers, surface water drainage and all public facilities.

(c) The statutory right of reversion in the owners of the abutting property is hereby confirmed, subject to the easement expressly reserved in subsection (b) of this Section, as is provided by the laws of the State of Missouri. (Ord. 2000-1)

Sec. 24-48. Vacating a portion of Thompson Street.

(a) The Board of Aldermen of the City of Iberia, Missouri hereby declares it necessary, reasonable and proper to discontinue as a right of way for a public street and vacate the following described portion of said street in said City, subject to reservation in the City of the easement mentioned in subsection (b) of this Section.

Description to vacate parts of Jones and Thompson Street as follows:

Beginning at the west corner of Block 6 of said Lombar's 2nd Addition, which is also on the northeasterly line of said Jones Street and the southeasterly line of St. Louis Street; thence along the southeasterly lines of Block 6, 5, 4 of said Lombar's 2nd Addition and the alleys between said blocks, in a southeasterly direction, 402 feet, to the south corner of said Block 4; thence along the southeasterly line of said Block 4; across the southeasterly end of Normal Street and along the southeasterly line of Block 3 of said Lombar's 2nd Addition in a northeasterly direction 520 feet to the east corner of said Block 3; thence along an extension of the northeasterly line of Block 3 in a southeasterly direction, 47 feet, to the southeasterly line of said Thompson Street; thence along the southeasterly line of said Thompson Street, in a southwesterly direction, 560 feet to the southern most corner of said Thompson Street and the southwesterly line of said Jones Street, in a northwesterly direction 449 feet, to the north corner of Tract E of said Lombar's 2nd Addition; thence along the southeasterly line of said St. Louis Street, across the northwesterly end of said Jones Street, in a northeasterly direction, 40 feet, to the point of beginning.

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(b) All of that portion of the above vacated property is hereby retained as perpetual easement or right of way for the construction, maintenance, repair, relocation, and operation, of waterlines, sanitary sewers, surface water drainage and all public facilities.

(c) The statutory right of reversion in the owners of the abutting property is hereby confirmed, subject to the easement expressly reserved in subsection (b) of this Section, as is provided by the laws of the State of Missouri. (Ord. 2000-2)

Secs. 24-49 to 24-70. Reserved.

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