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**AN ORDINANCE VACATING A PORTION OF VALLEY PLACE ROAD EAST OF NORTH SECOND STREET AND WEST OF NORTH MAIN STREET WITHIN THE CITY OF DE SOTO, JEFFERSON COUNTY, MISSOURI**

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**WHEREAS**, there is a tract of land which is known as Valley Place Road, which generally runs east and west between North Second Street and North Main Street in the City of De Soto; and

**WHEREAS**, the City of De Soto has completed a city storm water project over and through the roadway known as Valley Place Road; and

**WHEREAS**, the City of De Soto is the owner of the real estate that adjoins the section of Valley Place Road as described in this ordinance, bordering said road to the north, which property is identified as Parcel Number 17-7.0-35.0-3-025-006 in the land records of Jefferson County, Missouri; and

**WHEREAS**, Victory Church is the owner of the real estate that adjoins the section of Valley Place Road as described in this ordinance, bordering said road to the south, which property is identified as Parcel Number 17-7.0-35.0-3-033-001 in the land records of Jefferson County, Missouri; and

**WHEREAS**, the City intends to vacate that street as described in this ordinance as platted within the records of the Jefferson County Recorder of Deeds Office; and

**WHEREAS**, this street is now useless to the effective movement of vehicular traffic and this portion of Valley Place Road leads to no other streets, alleys or roadways; and

**WHEREAS**, the City of De Soto, Missouri has the power to vacate streets and revert that property to the owners of adjacent lots of the streets pursuant to Section 88.637 RSMo. and Section 405.080 of the City of De Soto, Missouri's ordinances; and

**WHEREAS**, the City Council of the City of De Soto, Missouri believes that the requested vacation would be in the best interest of the City.

**NOW, THEREFORE, BE IT ORDAINED AND ESTABLISHED BY THE CITY COUNCIL OF THE CITY OF DE SOTO, MISSOURI, AS FOLLOWS:**

**SECTION 1.** That portion of Valley Place Road from North Second Street to North Main Street, which borders property currently owned by the City of De Soto identified in the records of the Jefferson County Recorder of Deeds Office as Parcel ID #17-7.0-35.0-3-025-006, to the north of the roadway in question, and which borders property currently owned by Victory Church identified in the records of the Jefferson County Recorder of Deeds Office as Parcel ID #17-7.0-35.0-3-033-001, to the south of the roadway in question, is henceforth vacated pursuant to the provisions of Section 88.637 RSMo. and Section 405.080 of the City of DeSoto, Missouri's ordinances and should revert to the owners of the adjacent lots of that street with those owners being identified as City of De Soto and Victory Church with the northern half of the street reverting to the City of De Soto and the

southern half of the street reverting to Victory Church.

**SECTION 2.** The portion of Valley Place Road that is being vacated by this ordinance will retain in perpetuity an easement over any public utilities that exist within the current right of way.

**SECTION 3.** If any section, sentence, clause or portion of this ordinance is held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed as a separate, distinct and independent provision and such holding shall not affect the validity of the remaining portions thereof.

**SECTION 4.** This ordinance shall be in full force and effect from and after the date of its passage.

**SECTION 5.** This ordinance shall not be codified.

READ BY TITLE ONLY TWO (2) TIMES, COPIES OF THE PROPOSED ORDINANCE HAVING BEEN AVAILABLE FOR PUBLIC INSPECTION PRIOR TO THE TIME THE BILL WAS UNDER CONSIDERATION BY THE CITY COUNCIL, AND PASSED BY THE CITY COUNCIL OF THE CITY OF DE SOTO, MISSOURI, THIS 16 DAY OF January, 2024.

MAYOR Mathew Smith

ATTEST:

[Signature]  
CITY CLERK

