

**NODAWAY COUNTY
RECORDER OF DEEDS**

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Instr. # 20180746
Book: 967 Page: 135

COUNCIL BILL NO 2018'32

ORDINANCE NO. 8065

**AN ORDINANCE AUTHORIZING THE DECLARATION OF SURPLUS
PROPERTY AND ABANDONEMENT OF EXCESS RIGHT-OF-WAY
LOCATED AT THE SOUTHWEST CORNER OF SOUTH MAIN STREET AND
CAREFREE DRIVE, MARYVILLE, MISSOURI**

WHEREAS, Fountain Park Partners, LLC, A Missouri Limited Liability Company has requested the abandonment of excess right-of-way located at the southwest corner of South Main Street and Carefree Drive; and,

WHEREAS, the application has been reviewed by the Director of Public Works under Section 545.400 of the Municipal Code of Maryville; and,

WHEREAS, the City Council has determined said right-of-way is surplus property and desire to abandon said right-of-way under Section 545.420 of the Municipal Code of Maryville.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF MARYVILLE, MISSOURI; as follows:

SECTION 1: the City Council of the City of Maryville, Missouri, has declared the right-of-way located at the southwest corner of South Main Street and Carefree Drive, as surplus property with no present or future value to the City of Maryville.

SECTION 2: the City Council of the City of Maryville, Missouri, hereby abandons the right-of-way located at the southwest corner of South Main Street and Carefree Drive, more specifically described in the attached "Exhibit A", and directs the City Clerk to record the abandonment ordinance in the Recorder's Office of Nodaway County, Missouri.


SECTION 3: This Ordinance shall be in full force and effect from and after its passage and approval.

PASSED AND ADOPTED by the City Council this 12th day of March, 2018.



Jason McDowell, Mayor

ATTEST:



Sheila Smail, City Clerk

"EXHIBIT A"

Beginning at the Northeast Corner of Lot A of Replat of Lot Four (4), Fountain Park Subdivision as recorded in Plat Cabinet 2 Sleeve 6 with the Nodaway County Recorder of Deeds; thence along East Line of said Lot, South 22 degrees 43 minutes 54 seconds East 153.82 feet; thence departing said Lot, North 01 degrees 46 minutes 08 seconds East 139.54 feet; thence North 87 degrees 49 minutes 27 seconds West 63.80 feet to the point of beginning.

The above described tract of land contains 0.10 acres, more or less, inclusive of Business Highway 71 (South Main Street) right-of-way and is subject to recorded and unrecorded easements, restrictions and right-of-ways.