

Recording Date: 5/31/2018
Instr #: 20181171
Book: 970
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BILL NO. 2018'69

ORDINANCE NO. 8098

AN ORDINANCE ANNEXING CERTAIN REAL ESTATE, KNOWN AS SOUTH COUNTRY CLUB DRIVE, OWNED BY THE CITY OF MARYVILLE, MISSOURI

WHEREAS, there was presented to the City Council of the City of Maryville, Missouri, on the 23rd day of April, 2018 a verified petition, requesting voluntary annexation and signed by the owners of all the interest of record in all tracts of real property located within the area proposed for annexation, said area being situate in Nodaway County, State of Missouri; and,

WHEREAS, the City Council held a public hearing concerning said annexation on the 14th day of May, 2018, and caused notice of said hearing to be published in the Maryville Daily Forum on the 26th day of April 2018, said publications being evidenced by the publisher's Affidavits of Publication which are attached hereto as Exhibit "A" and made a part hereof by reference; and,

WHEREAS, at said public hearing, evidence regarding the proposed annexation was presented by the persons entitled to present such evidence; and

WHEREAS, written objection to the proposed annexation, representing at least five percent of the qualified voters of the City or two qualified voters of the area sought to be annexed if the same contains two qualified voters, was not filed with the City Council of Maryville, Missouri; and

WHEREAS, the City Council of Maryville, Missouri, hereby finds that the proposed annexation is reasonable and necessary to the proper development of the City and the City has the ability to furnish normal municipal services to the area to be annexed within a reasonable time.


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

SECTION 1: The City limits of the City of Maryville, Missouri, are hereby extended to include the territory described above, the new boundary lines to which the corporate limits of the City of Maryville, Missouri, are now extended and incorporate the area being described as set out in attachment identified as "Exhibit B".

SECTION 2: That the Clerk of the City of Maryville, Missouri, is hereby authorized and directed to prepare three certified copies of this ordinance and to file said certified copies with the Clerk of the County of Nodaway, State of Missouri.

SECTION 3: That this Ordinance shall be in full force and effect from and after its passage and adoption.

PASSED AND ADOPTED this 30th day of May, 2018.



Rachael Martin, Mayor

Attest:



Sheila Smail, City Clerk



EXHIBIT A
(Ordinance No. 8098)

AFFIDAVIT OF PUBLICATION

April 26, 2018

NOTICE OF PUBLIC HEARING PETITION FOR ANNEXATION

NOTICE IS HEREBY GIVEN that a public hearing will be held before the City Council of the City of Maryville, Missouri, on Monday, May 14, 2018 at 7:00 p.m. at City Hall, 415 North Market Street, Maryville, Missouri, concerning a proposed annexation of territory to the City of Maryville, Missouri, pursuant to a petition requesting annexation and signed by the owners of all fee interest of record in all tracts of real property located within the area proposed to be annexed, said are being situate in the County of Nodaway, State of Missouri, to-wit:

Commencing at the Northwest Corner of Section 19, Township 64 North, Range 35 West, Nodaway County, Missouri; thence along Section Line, South 01 degrees 32 minutes 05 seconds West 90.38 feet to the Point of Beginning; thence along the Southern right-of-way of Highway 46, North 80 degrees 02 minutes 45 seconds East 30.84 feet to the Northwest Corner of Westridge Estates-Plat 1; thence along the West Line of Westridge Estates-Plat 1, Plat 2, and Plat 3, South 01 degrees 05 minutes 20 seconds West 1257.25 feet intersecting the North Line of Ridgeline Estates; thence along perimeter of Ridgeline Estates the following courses and distances: North 88 degrees 39 minutes 18 seconds West 10.00 feet; thence South 01 degrees 32 minutes 05 seconds West 951.07 feet to the Southwest


STATE OF MISSOURI)
COUNTY OF NODAWAY) SS.

I, Phil Cobb

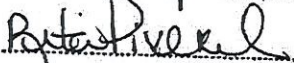
being duly sworn according to law, state that I am Publisher of the Maryville Daily Forum, a daily newspaper of general circulation in the County of Nodaway where located; which newspaper has been admitted to the Post Office as second class matter in the City of Maryville, Missouri, the city of publication; which newspaper has been published regularly and consecutively for a period of three years and has a list of bonafide subscribers voluntarily engaged as such who have paid or agreed to pay a stated price for a subscription for a definite period of time, and that such newspaper has complied with the provisions of Section 493.050, Revised Statutes of Missouri 1986. The affixed notice appeared in said newspaper in the following consecutive issues:

1st	Insertion Vol.	<u>108</u>	No. <u>17</u>	<u>26</u>	day of <u>Apr</u>	<u>20</u>	<u>18</u>
2nd	Insertion Vol.		No.		day of	20	
3rd	Insertion Vol.		No.		day of	20	
4th	Insertion Vol.		No.		day of	20	
5th	Insertion Vol.		No.		day of	20	
6th	Insertion Vol.		No.		day of	20	
7th	Insertion Vol.		No.		day of	20	
8th	Insertion Vol.		No.		day of	20	
9th	Insertion Vol.		No.		day of	20	
10th	Insertion Vol.		No.		day of	20	
11th	Insertion Vol.		No.		day of	20	
12th	Insertion Vol.		No.		day of	20	
13th	Insertion Vol.		No.		day of	20	
14th	Insertion Vol.		No.		day of	20	
15th	Insertion Vol.		No.		day of	20	
16th	Insertion Vol.		No.		day of	20	
17th	Insertion Vol.		No.		day of	20	
18th	Insertion Vol.		No.		day of	20	
19th	Insertion Vol.		No.		day of	20	
20th	Insertion Vol.		No.		day of	20	

Publication Fee \$ 127.00


Publisher

Subscribed and sworn to before me this 26 day of Apr, 20 18


Notary Public

My commission expires March 20, 2020
Received of City of Maryville - S. Country Club the sum

of \$ RITA PIVERAL for publishing the attached notice.
Notary Public - Notary Seal
STATE OF MISSOURI
Nodaway County
Commission # 12414670
My Commission Expires: 03-20-2020

OVER

EXHIBIT A (Cont.)
(Ordinance No. 8098)

Corner of Ridgeline Estates being the Northwest Corner of a tract of land surveyed by Adam Teale, PLS 2004001336 and recorded in Survey Book 5, Page 324 with the Nodaway County Recorder of Deeds; thence along West line of said survey, South 01 degrees 32 minutes 05 seconds West 390.00 feet; thence along Quarter Section Line, North 88 degrees 47 minutes 39 seconds West 30.00 feet to the West Quarter Corner Section 19, thence departing said line, North 88 degrees 47 minutes 39 seconds West 30.00 feet; thence North 01 degrees 32 minutes 05 seconds East 2586.42 feet; thence along the Southern right-of-way of Highway 46, North 80 degrees 02 minutes 45 seconds East 30.61 feet to the point of beginning.

The above described tract of land contains 3.72 acres, more or less, inclusive of public road right-of-way and is subject to recorded and unrecorded easements, restrictions and right-of-ways.

At said public hearing, any interested person, corporation or political subdivision may present evidence regarding the proposed annexation.

Sheila Smail
City Clerk

EXHIBIT B
(Ordinance No. 8098)

Commencing at the Northwest Corner of Section 19, Township 64 North, Range 35 West, Nodaway County, Missouri; thence along Section Line, South 01 degrees 32 minutes 05 seconds West 90.38 feet to the Point of Beginning; thence along the Southern right-of-way of Highway 46, North 80 degrees 02 minutes 45 seconds East 30.84 feet to the Northwest Corner of Westridge Estates-Plat 1; thence along the West Line of Westridge Estates-Plat 1, Plat 2, and Plat 3, South 01 degrees 05 minutes 20 seconds West 1257.25 feet intersecting the North Line of Ridgeline Estates; thence along perimeter of Ridgeline Estates the following courses and distances: North 88 degrees 39 minutes 18 seconds West 10.00 feet; thence South 01 degrees 32 minutes 05 seconds West 951.07 feet to the Southwest Corner of Ridgeline Estates being the Northwest Corner of a tract of land surveyed by Adam Teale, PLS 2004001336 and recorded in Survey Book 5, Page 324 with the Nodaway County Recorder of Deeds; thence along West line of said survey, South 01 degrees 32 minutes 05 seconds West 390.00 feet; thence along Quarter Section Line, North 88 degrees 47 minutes 39 seconds West 30.00 feet to the West Quarter Corner Section 19, thence departing said line, North 88 degrees 47 minutes 39 seconds West 30.00 feet; thence North 01 degrees 32 minutes 05 seconds East 2586.42 feet; thence along the Southern right-of-way of Highway 46, North 80 degrees 02 minutes 45 seconds East 30.61 feet to the point of beginning.

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