

INTRODUCED BY: Councilmember Aleta Klein

DATE: August 8, 2022

BILL NO. 9477

ORDINANCE NO. 7194

**AN ORDINANCE VACATING AND SURRENDERING A PORTION OF THE
BARBY LANE RIGHT-OF-WAY.**

WHEREAS, Barby Lane is a public street located within the City of University City, in St. Louis County, Missouri; and

WHEREAS, due notice of a public hearing on the vacation of a portion of said public street, to be held by the City Council of the City of University City on September 12, 2022 at 6:30 p.m., was duly published in the St. Louis Countian, a newspaper of general circulation within said City, on August 28, 2022; and

WHEREAS, said public hearing was held at the time and place specified in said notices, and all comments concerning said vacation were duly heard and considered by the City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF UNIVERSITY CITY, MISSOURI, AS FOLLOWS:

Section 1. A portion of the Barby Lane right-of-way in the City of University City, in St. Louis County, Missouri, and all of the City of University City's rights, title and interest therein is hereby vacated, surrendered and quitclaimed, but reserving all public utility easements, if any; said property is more specifically described as follows:

A TRACT OF LAND LOCATED WITHIN THE EXISTING RIGHT-OF-WAY OF BARBY LANE (VARIABLE WIDTH), LOCATED IN SECTION 8, TOWNSHIP 45 NORTH, RANGE 6 EAST OF THE FIFTH PRINCIPAL MERIDIAN, CITY OF UNIVERSITY CITY, ST. LOUIS COUNTY, MISSOURI AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

BEGINNING AT THE SOUTHEASTERN CORNER OF LOT 5 IN BLOCK 5 OF "DELPRICE", A SUBDIVISION ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 41, PAGE 20 OF THE ST. LOUIS COUNTY, MISSOURI RECORDS, SAID CORNER BEING LOCATED ON THE NORTHERN RIGHT-OF-WAY OF BARBY LANE (VARIABLE WIDTH); THENCE PROCEEDING ALONG THE EASTERN LINE OF LOTS 4 AND 5 IN BLOCK 5 OF SAID "DELPRICE" SUBDIVISION, NORTH 00°56'50" EAST, 53.25 FEET TO THE SOUTHWESTERN CORNER OF A TRACT OF LAND CONVEYED TO CHARLES DEUTSCH & COMPANY BY INSTRUMENT RECORDED IN DEED BOOK 17126 PAGE 1719 OF THE ST. LOUIS COUNTY, MISSOURI RECORDS; THENCE CONTINUING ALONG THE NORTHERN RIGHT-OF-WAY OF SAID BARBY LANE, AND THE SOUTHERN LINE OF SAID CHARLES DEUTSH & COMPANY TRACT, SOUTH 89°37'08" EAST, 49.78 FEET TO A POINT OF CURVATURE LOCATED ON THE SOUTHEASTERN CORNER OF SAID CHARLES DEUTSCH & COMPANY TRACT,

SAID CORNER ALSO BEING THE SOUTHWESTERN CORNER OF LOT 15 OF "BARBY LANE", A SUBDIVISION ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 61, PAGE 30 OF THE ST. LOUIS COUNTY, MISSOURI RECORDS; THENCE CONTINUING ALONG THE NORTHERN RIGHT-OF-WAY OF SAID BARBY LANE, AND THE SOUTHERN LINES OF LOTS

14 AND 15 OF SAID "BARBY LANE" SUBDIVISION, THE FOLLOWING COURSES, DISTANCES, AND CURVES: THENCE ALONG AN ARC TO THE RIGHT, AN ARC LENGTH OF


61.55 FEET, A RADIUS OF 50.00 FEET, THE CHORD OF WHICH BEARS SOUTH 54°21'16" EAST, 57.74 FEET TO A POINT OF REVERSE CURVATURE; THENCE ALONG AN ARC TO THE LEFT, AN ARC LENGTH OF 30.77 FEET, A RADIUS OF 25.00 FEET, THE CHORD OF WHICH BEARS SOUTH 54°21'16" EAST, 28.87 FEET TO A POINT OF TANGENCY; THENCE SOUTH 89°37'08" EAST, 90.69 FEET TO THE SOUTHEASTERN CORNER OF SAID LOT 14, SAID CORNER BEING LOCATED ON THE WESTERN LINE OF ADJUSTED LOT 4 OF "McKNIGHT PLACE ASSISTED LIVING BOUNDARY ADJUSTMENT PLAT 2", A SUBDIVISION ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 365, PAGE 7 OF THE ST. LOUIS COUNTY, MISSOURI RECORDS; THENCE ALONG THE WESTERN LINE OF ADJUSTED LOT 3 AND ADJUSTED LOT 4 OF SAID "McKNIGHT PLACE ASSISTED LIVING BOUNDARY ADJUSTMENT PLAT 2", SOUTH 00°22'52" WEST, 50.00 FEET TO A POINT LOCATED ON THE NORTHERN LINE OF LOT 26 OF "BOSCHERT'S ADDITION TO CLAYTON", A SUBDIVISION ACCORDING TO THE PLAT THEREOF RECORDED IN PLAT BOOK 9, PAGE 37 OF THE ST. LOUIS COUNTY, MISSOURI RECORDS, SAID POINT BEING LOCATED ON THE SOUTHERN RIGHT-OF-WAY OF SAID BARBY LANE; THENCE ALONG THE SOUTHERN RIGHT-OF-WAY OF SAID BARBY LANE AND THE NORTHERN LINE OF SAID LOT 26, NORTH 89°37'08" WEST, 26.31 FEET TO A POINT; THENCE LEAVING SAID SOUTHERN RIGHT-OF-WAY AND THE NORTHERN LINE OF SAID LOT 26 THE FOLLOWING COURSES AND DISTANCES: NORTH 00°22'52" EAST, 38.65 FEET TO A POINT; THENCE NORTH 89°37'08" WEST, 15.00 FEET TO A POINT; THENCE NORTH 00°22'52" EAST, 8.10 FEET TO A POINT; THENCE NORTH 89°37'08" WEST, 170.40 FEET TO THE POINT OF BEGINNING, AND CONTAINING 6,579 SQUARE FEET OR 0.151 ACRES MORE OR LESS.

Section 2. Said right-of-way is further described and shown hachured on the attached Right-of-Way Vacation Plat, marked "Exhibit A" and incorporated herein by this reference thereto.

Section 3. The City Clerk is hereby directed to have this ordinance recorded in the office of the Recorder of Deeds of St. Louis County, Missouri.

Section 4. This ordinance shall take effect and be in force from and after its passage as provided by law.

PASSED and ADOPTED this 27th day of September, 2022.



MAYOR

ATTEST:

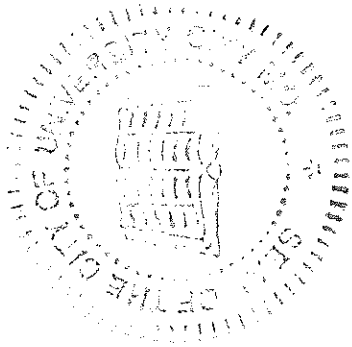


CITY CLERK

CERTIFIED TO BE CORRECT AS TO FORM:



CITY ATTORNEY



"EXHIBIT A"

DATE: 02/10/2022

ORDER NUMBER: 19-09-308

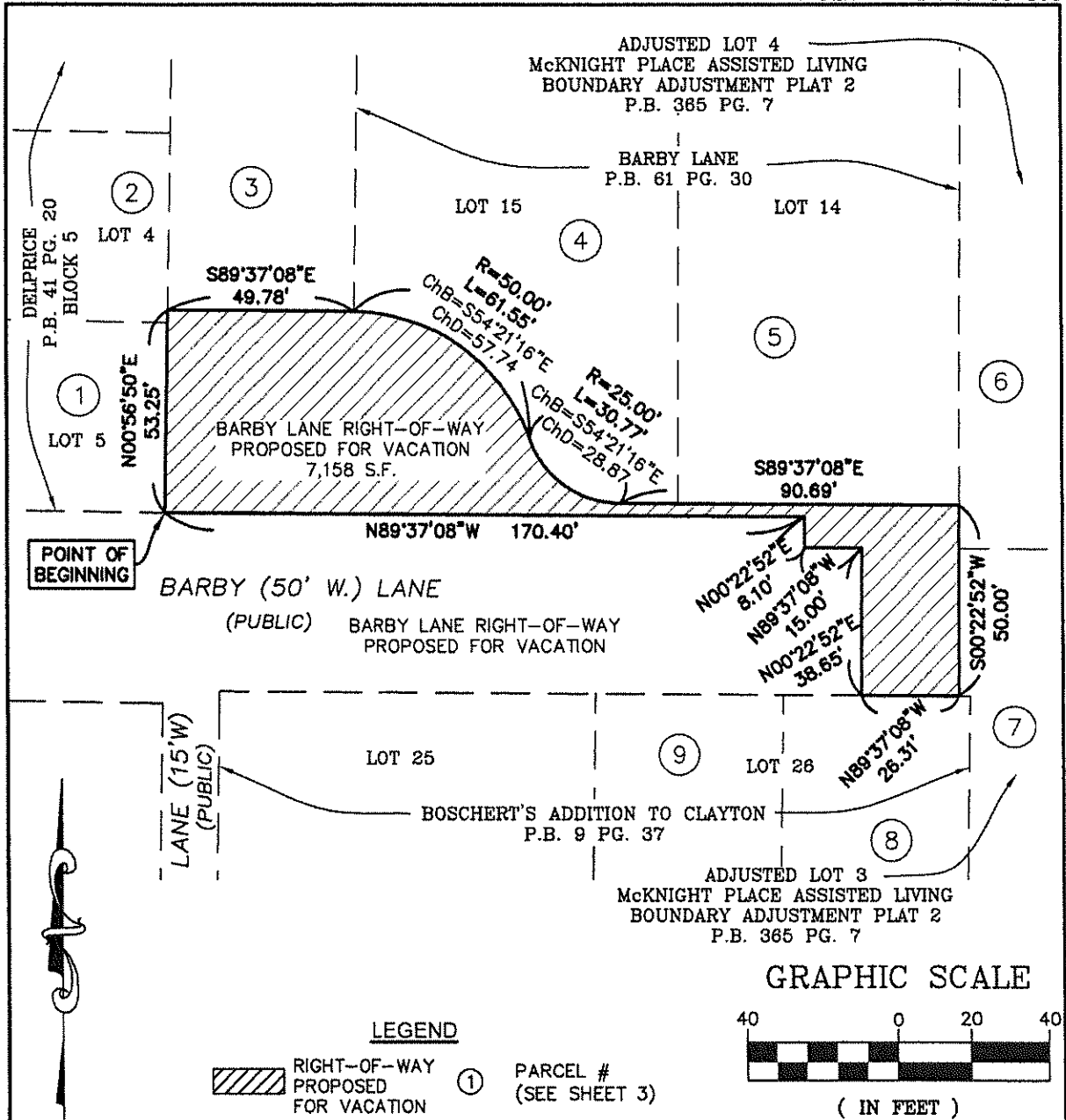


EXHIBIT "B"

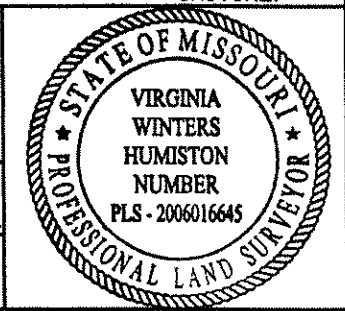
SHEET 2 of 3

INITIAL:

RIGHT OF WAY VACATION PLAT
 VACATION OF A PORTION OF BARBY LANE RIGHT-OF-WAY,
 LOCATED IN SECTION 8, TOWNSHIP 45 NORTH, RANGE 6 EAST
 CITY OF UNIVERSITY CITY, ST. LOUIS COUNTY, MISSOURI

THE STERLING CO.
 5055 NEW BAUMGARTNER ROAD
 ST. LOUIS, MISSOURI 63129
 (314)-487-0440 FAX 487-8944
 Sterling@sterling-eng-sur.com

Virginia W. Humiston 2/10/2022
 Virginia W. Humiston
 MO. REG. P.L.S. # 2006016645



Drawing name: V:11807220 Delmar Mixed Use Development\Drawings\Surveying\Easements\BARBY LANE ROW VACATION.dwg Plotted on: Feb 10, 2022 - 12:28pm Plotted by: gsemon