

ORDINANCE 67253 INTRODUCED BY: ALDERMAN LEWIS REED

1 An ordinance recommended by the Board of Public Service to vacate public surface rights for
2 vehicle, equestrian and pedestrian travel in 1) A portion of 18th St. Street beginning at Chouteau and
3 extending northwardly $\cong 483.135' \pm 103.435'$ to a point. 2) An irregular portion of Papin beginning
4 at 18th St. and extending eastwardly $\cong 45.545' \pm 103$. 3) An irregularly shaped portion of Papin
5 beginning at 17th St. and extending westwardly to a point in the City of St. Louis, Missouri, as
6 hereinafter described, in accordance with Charter authority, and in conformity with Section 14 of
7 Article XXI of the Charter and imposing certain conditions on such vacation.

8 **BE IT ORDAINED BY THE CITY OF ST. LOUIS AS FOLLOWS:**

9 **SECTION ONE:** The public surface rights of vehicle, equestrian and pedestrian travel,
10 between the rights-of-way of:

11
12 A tract of land being the north-south part of vacated 18th Street west of Block 453
13 and 454 of the City of St. Louis, Missouri, and being more particularly described as
14 follows:

15
16 Beginning at the southwest corner of City Block 454 of the City of
17 St. Louis, Missouri and the north line of Chouteau (80'W) Avenue;
18 thence north 77 degrees 04 minutes 50 seconds west, along said north
19 line 80.00 feet to the west line of vacated 18th Street; thence north 13
20 degrees 08 minutes 34 seconds east along said west line 586.57 feet;
21 thence leaving said west line along a curve to the left having a radius
22 of 523.01 feet a distance of 212.43 feet; thence south 19 degrees 18
23 minutes 46 seconds east, 10.76 feet to the east line of vacated 18th
24 Street; thence south 13 degrees 08 minutes 34 seconds west along
25 said east line, 379.70 feet to the point of beginning and containing
26 0.8472 acres.

27
28 A tract of land being in the east-west 50' wide vacated Papin Street and part of Lot 5
29 and Lot 6 of City Block 454 and part of original Papin (50'W) Street (vacated) and
30 being more particularly described as follows:

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32 Commencing at the southwest corner of Block 454, City of St.
33 Louis, Missouri and the north line of Chouteau (80'W) Avenue and
34 the east line of 18th Street; thence along said east line, north 13

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1 degrees 08 minutes 34 seconds east, 280.69 feet to the point of
2 beginning; thence continuing along said east line, north 13 degrees
3 08 minutes 34 seconds east, 50.89 feet to the north line of vacated
4 Papin (50'W) Street; thence along curve to the left having a radius
5 of 432.51 feet and a length of 29.38 feet to the west line of relocated
6 18th Street (now Truman Boulevard width varies); thence south 19
7 degrees 18 minutes 46 seconds east, 56.11 feet to the south line of
8 vacated Papin (50'W) Street; thence along said south line along a
9 curve to the right having a radius of 483.37 feet and a length of 59.71
10 feet to the point of beginning and containing 0.0521 acres.
11

12 A tract of land being in the east-west 50' wide vacated Papin Street south of City
13 Block 453, City of St. Louis, Missouri, and being more particularly described as
14 follows:
15

16 Beginning at the southeast corner of City Block 453 and the north
17 line of vacated Papin (50'W) Street; thence along a curve to the left
18 having a radius of 335.00 feet and a length of 162.47 feet along the
19 north line of relocated Papin (50'W) Street to the east line of
20 relocated 18th Street (now Truman Boulevard varying width); thence
21 north 60 degrees 55 minutes 19 seconds west, 29.61 feet; thence
22 north 19 degrees 18 minutes 46 seconds west, 21.00 feet to the north
23 line of vacated Papin (50'W) Street; thence along a curve to the right
24 having a radius of 484.23 feet and a length of 86.84 feet; thence
25 south 77 degrees 01 minutes 26 seconds east, 109.33 feet to the point
26 of beginning and containing 0.0750 acres.
27

28 are, upon the conditions hereinafter set out, vacated.
29

30 **SECTION TWO:** Vacated area will be used to realign 18th St. and accommodate the
31 extension of Truman Parkway north of Chouteau. AmerenUE's ownership of the property resulting
32 from the vacations will also provide for additional employee/visitor parking, green space and better
33 security.

34 **SECTION THREE:** All rights of the public in the land bearing rights-of-way traversed by
35 the foregoing conditionally vacated streets, are reserved to the City of St. Louis for the public
36 including present and future uses of utilities, governmental service entities and franchise holders,

1 except such rights as are specifically abandoned or released herein.

2 **SECTION FOUR:** The owners of the land may, at their election and expense remove the
3 surface pavement of said so vacated streets provided however, all utilities within the rights-of-way
4 shall not be disturbed or impaired and such work shall be accomplished upon proper City permits.

5 **SECTION FIVE:** The City, utilities, governmental service entities and franchise holders
6 shall have the right and access to go upon the land and occupation hereof within the rights-of-way
7 for purposes associated with the maintenance, construction or planning of existing or future
8 facilities, being careful not to disrupt or disturb the owners interests more than is reasonably
9 required.

10 **SECTION SIX:** The owner(s) shall not place any improvement upon, over or in the area(s)
11 vacated without: 1) lawful permit from the Building Division or Authorized City agency as
12 governed by the Board of Public Service; 2) obtaining written consent of the utilities, governmental
13 service entities and franchise holders, present or future. The written consent with the terms and
14 conditions thereof shall be filed in writing with the Board of Public Service by each of the above
15 agencies as needed and approved by such Board prior to construction.

16 **SECTION SEVEN:** The owners may secure the removal of all or any part of the facilities
17 of a utility, governmental service entity or franchise holder by agreement in writing with such
18 utilities, governmental entity or franchise holder, filed with the Board of Public Service prior to the
19 undertaking of such removal.

20 **SECTION EIGHT:** In the event that granite curbing or cobblestones are removed within
21 the vacated area, the Department of Streets of the City of St. Louis must be notified. Owner(s) must
22 have curbing cobblestones returned to the Department of Streets in good condition.

23 **SECTION NINE:** This ordinance shall be ineffective unless within three hundred sixty
24 (360) days after its approval, or such longer time as is fixed by the Board of Public Service not to

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1 exceed three (3) days prior to the affidavit submittal date as specified in the last section of this
2 ordinance, the owner(s) of the area to be vacated must fulfill the following monetary requirements, if
3 applicable, as specified by the City of St. Louis Agencies listed below. All monies received will be
4 deposited by these agencies with the Comptroller of the City of St. Louis.

- 5 1) CITY WATER DIVISION to cover the full expenses of removal and/or relocation of
6 Water facilities, if any.
- 7 2) CITY TRAFFIC AND TRANSPORTATION DIVISION to cover the full expense of
8 removal, relocation and/or purchase of all lighting facilities, if any. All street signs must
9 be returned.
- 10 3) CITY STREET DEPARTMENT to cover the full expenses required for the adjustments
11 of the City's alley(s), sidewalk(s) and street(s) as effected by the vacated area(s) as
12 specified in Sections Two and Eight of the Ordinance.

13 **SECTION TEN:** An affidavit stating that all of the conditions be submitted to the Director
14 of Streets for review of compliance with conditions 365 days (1 year) from the date of the signing
15 and approval of this ordinance. Once the Director of Streets has verified compliance, the affidavit
16 will be forwarded to the Board of Public Service for acceptance. If this affidavit is not submitted
17 within the prescribed time the ordinance will be null and void.