

1
2 **BOARD BILL #35**

**INTRODUCED BY
ALDERWOMAN PHYLLIS YOUNG**

3 **AN ORDINANCE, AUTHORIZING AND DIRECTING THE MAYOR**
4 **AND COMPTROLLER OF THE CITY OF ST. LOUIS, TO GRANT A**
5 **NON-EXCLUSIVE DRIVEWAY EASEMENT TO THE TREASURER OF**
6 **THE CITY OF ST. LOUIS ACTING IN HIS CAPACITY AS SUPERVISOR**
7 **OF PARKING METERS ENCUMBERING A CERTAIN PARCEL OF**
8 **REAL ESTATE BELONGING TO THE CITY OF ST. LOUIS LOCATED**
9 **IN LOT 28 OF SOUTH TUCKER BOULEVARD IN CITY BLOCK 206**
10 **AND CONTAINING A SEVERABILITY CLAUSE.**

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

12 **SECTION ONE. Authorization to Grant Easement.** The Mayor and Comptroller are
13 hereby authorized and directed to grant an easement for the benefit of the Treasurer of the City
14 of St. Louis, Acting in his capacity as Supervisor of the Parking Meters which encumbers certain
15 real estate belonging to the City of St. Louis and more fully described as follows, to-wit:

16 Lot 28 in Block 206 of the City of St. Louis and described as follows:

17
18 CB 206 South Tucker Boulevard
19 83 ft. 6 inches x 112 ft. 6 inches, Henry Chouteau Addition
20 Lot 28
21

22 **SECTION TWO. Authorization to Enter into Non-Exclusive Driveway**
23 **Easement.** The Mayor and Comptroller are authorized to enter into the Non-Exclusive
24 Driveway Easement, substantially in the form attached hereto as Exhibit A (the
25 “Driveway Easement”). The Mayor and Comptroller are hereby authorized and directed
26 to execute and deliver the Driveway Easement, in such form and with such changes,

Date: April 25, 2008
Page 1 of 2
Board Bill # 35

Introduced by Alderwoman Phyllis Young

1 modifications or completions thereof, not inconsistent with the provisions of this
2 Ordinance, as the Mayor and Comptroller shall approve and the signatures of the Mayor
3 and Comptroller shall be conclusive as to the approval of such changes, modifications, or
4 completions.

5 **SECTION THREE. Further Authority.** The Mayor and the Comptroller and
6 other appropriate City officials are hereby authorized and directed to take such further
7 actions and execute and deliver such other documents, certificates and instruments as
8 may be necessary or desirable to carry out the grant of the easement and the intent of this
9 Ordinance.

10 **SECTION FOUR. Severability.** The sections of this Ordinance shall be
11 severable. In the event that any section of this Ordinance is found by a court of
12 competent jurisdiction to be unconstitutional, the remaining sections of this Ordinance
13 shall remain valid, unless the Court finds the valid sections of this Ordinance are so
14 essentially and inseparably connected with, and do depend upon, the void section, that it
15 cannot be presumed that the Board of Aldermen would have enacted the valid sections
16 without the void ones; or unless the court finds the valid sections, standing alone, are
17 incomplete and incapable of being executed in accordance with the legislative intent.

18 374649

EXHIBIT A

Form of Driveway Easement