

AN ORDINANCE ANNEXING TO THE CITY OF CUBA, MISSOURI, AN UNINCORPORATED AREA CONTIGUOUS TO THE EXISTING CORPORATE LIMITS AFTER PUBLIC HEARING PURSUANT TO SECTION 71.012, REVISED STATUTES OF MISSOURI (STUBBLEFIELD PROPERTY).

Recitals:

- A. A petition requesting annexation (Petition), properly verified and signed by the owners of all fee interest of record in an area of real estate (Property) contiguous to the existing corporate limits of the City of Cuba, Missouri, (City) was duly presented to the Board of Alderman of the City (Board).
- B. The Board scheduled a public hearing concerning the proposed annexation for July 20, 2021 at 6:05 o'clock p.m., said hearing being neither less than fourteen (14) nor more than sixty (60) days after the Petition was received.
- C. Said hearing was continued due to concern of some citizens receiving their notices late in the mail until August 3, 2021.
- D. Notice of the hearing was published according to law and the hearing was held not less than seven (7) days after notice of the hearing was published in the Cuba Free Press, a newspaper of general circulation in the City qualified to publish legal matters.
- E. On the date and at the time aforesaid, the hearing was held and evidence was presented regarding the proposed annexation.
- F. No written or oral objection to the proposed annexation was made at the hearing or filed with the Board not later than fourteen (14) days after the public hearing.

ACCORDINGLY, IT IS HEREBY ORDAINED BY THE BOARD OF ALDERMEN FOR THE CITY OF CUBA, MISSOURI, AS FOLLOWS:

Section 1. The Board after the hearing found that (a) the annexation of the Property is reasonable and necessary to the proper development of the City, (b) the City has the ability to furnish normal municipal services to the Property within a reasonable time after said annexation becomes effective, (c) it is necessary that the City be able to impose its police power and enforce its ordinances with respect to the Property for prevention of crime and for promotion of the general public health and welfare of the City and its inhabitants, (d) the normal municipal services now furnished by the City consist of police and fire protection, including enforcement of City ordinances, and electric, water and sewer services, and (e) the personnel and equipment are available to provide such services immediately or within a reasonable time after annexation.

Section 2. The corporate limits of the City are extended to include the Property situated in Crawford County, Missouri, described on the attached Exhibit "A". Said property shall be annexed to the City zoned R1 which is consistent with the City's comprehensive plan and the overall nature of the area annexed.

Section 3. The City Clerk is ordered to file three (3) certified copies of this ordinance with the County Clerk of Crawford County, Missouri.

Section 4. The City Clerk is directed to forward to the Director of Revenue of the State of Missouri by United States Registered mail, a certified copy of this Ordinance and map of the City of Cuba, Missouri, clearly showing the territory added thereto by this ordinance.

Section 5. This Ordinance shall become effective upon the date of filing of three (3) certified copies of this Ordinance with the County Clerk of Crawford County, Missouri, which date shall be inserted in this Ordinance in the following space: _____.

READ TWO TIMES AND PASSED BY THE BOARD OF ALDERMEN OF THE CITY OF CUBA, MISSOURI, THIS ____ DAY OF _____, 2015.

CODY LEATHERS, MAYOR

Attest:

LAINIE GARBO, CITY CLERK
(City Seal)

Approved this _____ day of _____, 2021.

CODY LEATHERS, MAYOR

Attest:

LAINIE GARBO, CITY CLERK
(City Seal)

Approved as to the form.
WILLIAMS, ROBINSON, RIGLER & BUSCHJOST, P.C.

By: _____

Lance B. Thurman, #51214
901 North Pine Street, Fourth Floor
Post Office Box 47
Rolla, Missouri 65402
(573) 341-2266

ATTORNEYS FOR THE CITY OF CUBA, MISSOURI

Alderman	Vote on First Reading On _____, 2021	Vote on Second Reading On _____, 2021
Kevin Copling		
Sam Black		
Dave Honea		
Warren Graddy		
Curtis Holt		
Jeff Bouse		

Exhibit "A"

A fractional part of Lot 17 of RIDGETOP ESTATES, Crawford County, Missouri, and, a fractional part of the Northwest Quarter of the Northeast Quarter of Section 36, Township 39 North, Range 5 West of the 5th P.M. described as follows: Beginning at the Southwest Corner of Lot 17 of said RIDGETOP ESTATES; thence North 1°15'20" East, 1507.44 feet, and, North 1°19'10" East, 396.78 feet, all along the West line of said Lot 17 to the southeasterly right of way of U.S. Interstate 44; thence North 64°00'40" East, 812.81 feet, and, North 83°02'10" East, 158.57 feet, and, North 63°23'20" East, 505.95 feet, and, North 63°30'10" East, 196.94 feet, all along said southeasterly right of way to the Section Line; thence South 89°25'10" East, 211.48 feet along said Section Line to the northwest corner of a parcel described in Crawford County Deed Records at Instrument No. 202003484; thence South 1°41'10" West, 583.76 feet along the West line of said Instrument No. 202003484 parcel to its southwest corner; thence South 89°13'20" East, 61.50 feet along the South line of said Instrument No. 202003484 parcel to the northwest corner of a parcel described in Crawford County Deed Records at Instrument No. 202003553; thence South 1°46'00" West, 266.52 feet along the West line of said Instrument No. 202003553 parcel; thence North 89°15'30" West, 439.96 feet; thence South 67°32'30" West, 1384.76 feet; thence South 1°15'20" West, 1217.61 feet to the North right of way of Holly Lane; thence South 89°50'30" West, 60.02 feet along said North right of way to the point of beginning.

Subject to Restrictions as recorded in Book 421, at Page 705 of the Deed Records of Crawford County, Missouri.