

St. Louis City Ordinance 63843

FLOOR SUBSTITUTE

BOARD BILL NO. [96] 121

INTRODUCED BY ALDERMAN PHYLLIS YOUNG , MARY ROSS , NANCY WEBER

An ordinance recommended by the Board of Public Service authorizing and directing the Mayor and the Comptroller of the City of Saint Louis (herein called "City) to execute and deliver to Trigen-St. Louis Energy Corporation (herein called the "Company"), its successors and assigns, an easement agreement over property owned by the City and located in the City of Saint Louis as hereinafter described, and containing an emergency clause.

WHEREAS, the Company operates a steam generating plant in the City of Saint Louis (the "Plant") which provides steam heat to various commercial, industrial, and governmental customers including the City; and

WHEREAS, the Company currently uses oil as a fuel for generating steam at the Plant but is desirous of converting to natural gas as its primary fuel; and

WHEREAS, to facilitate the conversion of fuel the Company must install an underground pipe between the plant and a natural gas supplier (the "Pipeline); and

WHEREAS, the City is the owner of certain strips of real property located parallel to the Mississippi River in the City of Saint Louis (the "Property") which the Company is desirous of access and use for the purpose of burying and maintaining the Pipeline; and

WHEREAS, it is deemed to be in the public interest to permit the Company to use the Property for the purpose of burying and maintaining the Pipeline by the granting of an easement; and

WHEREAS, the City is willing to grant an easement to the Company.

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

SECTION ONE. The Mayor and the Comptroller, acting on behalf of the City of Saint Louis, are hereby authorized and directed to execute and deliver to Trigen-St. Louis Energy Corporation, its successors and assigns, all necessary authorization and documentation so as to grant an easement as described

herein. Such authorization and documentation shall include, but not be limited to, an Easement Agreement corresponding substantially to that found in Section Two herein.

SECTION TWO. EASEMENT AGREEMENT

KNOW ALL MEN BY THESE PRESENTS: That the City of Saint Louis, a municipal corporation of the State of Missouri, for and in consideration of not less than Twelve Thousand One Hundred Dollars (\$12,100.00) and other valuable considerations to it in hand paid by Trigen-St. Louis Energy Corporation, a Missouri Corporation, whose address is One Ashley Place, Saint Louis, Missouri, the receipt of which is hereby acknowledged, does hereby give, grant, extend, and confer on the Trigen-Saint Louis Energy Corporation, its agents, successors, and assigns, the exclusive right and easement to build and maintain a natural gas pipeline on the strips of ground more fully described in the attached legal description marked "Exhibit A" and made a part hereof, and to use such additional space adjacent to the easement so granted as may be required for working room during the construction, reconstruction, maintenance, or repair of the aforementioned natural gas pipeline.

Trigen-Saint Louis Energy Corporation, or its designated agents or contractors may, from time to time, enter upon said premises to construct, reconstruct, maintain, or repair the aforesaid natural gas pipeline, appurtenances, and necessary service and/or utility lines. The easements granted hereby are irrevocable and shall continue forever.

IN WITNESS WHEREOF, the said City of Saint Louis has caused these presents to be signed by its Comptroller and Mayor this _____ day of _____, 1996.

BY: BY:

Freeman R. Bosley, Jr. Darlene Green
Mayor Comptroller

ATTEST: Approved as to form:

Gladys Gray Thomas J. Ray
City Register Deputy City Counselor

EXHIBIT A
LEGAL DESCRIPTION

A strip of land of varying width, east of the western line of the Wharf, as Established by Ordinance 5403, and being in the following Blocks of the City of St. Louis, Missouri: 2450, 2506, 2509, 2520, 2526, 2536, 2540, 2541, 661 E, 664 E, 665 E, 668 E, 669 E, 672 E, 2144, 2142, 291, 290, 289, 237, 236, 235, 234, 233, 223, 224, 225, 226, and 227; the centerline thereof being more particularly described as follows: COMMENCING at the point of intersection of the eastern line of property described in deed to Metropolitan St. Louis Sewer District, recorded in Book 8548, Page 571, City of St. Louis Recorder's Office, with the northern line of Ferry Street, 60 feet wide; thence N 23°14'30" W 200.63 feet along the eastern line of said Metropolitan St. Louis Sewer District property, to the point of BEGINNING of the centerline herein described; thence N 66°45'30" E 64.94 feet along the centerline of a 50' wide strip; thence southwardly 684.45 feet along the centerline of a 15' wide strip, along a curve to the right having a radius of 3,000, feet the chord of which bears S 17°17'30" E 682.97 feet; thence S 17°18'25" E 125.04 feet along the centerline of a 15' wide strip, to a line distant 67.50 feet east of and parallel with the western line of the Wharf, measured at right angles thereto; thence S 11°14'20" E 2610.00 feet along the centerline of a 20' wide strip and along said line parallel with the Wharf; thence S 78°45'40" W 21.50 feet along the centerline of a 20' wide strip, to a line distant 46.00 feet east of and parallel with the western line of the Wharf; thence S 11°14'20" E 286.70 feet along the centerline of a 92' wide strip and along said line parallel with the Wharf, to the northern line of the McKinley Bridge, 100' wide strip, as described in deed to the City of Venice, Illinois, recorded in Book 7887, Page 425, City of St. Louis Recorder's Office; thence S 78°58'10" W 10.00 feet along the northern line of said McKinley Bridge, 100' wide strip, to a line distant 36.00 feet east of and parallel with the western line of the Wharf; thence S 11°14'20" E 100.00 feet along the centerline of a 50' wide strip and along said line parallel with the Wharf, to the southern line of said McKinley Bridge, 100' wide strip; thence S 78°58'10" W 21.00 feet along the southern line of said McKinley Bridge, 100' wide strip, to a line distant 15.00 feet west of and parallel with the western line of the Wharf; thence S 11°14'20" E 867.13 feet along the centerline of a 30' wide strip and along said line parallel with the western line of the Wharf, to a point distant N 11°14'20" W 100.00 feet from its intersection with the eastern prolongation of the northern line of Angelrodt Street, 40 feet wide; thence N 78°45'40" E 21.00 feet along the centerline of a 30' wide strip, to a line distant 36.00 feet east of and parallel with the western line of the Wharf, measured at right angles thereto; thence S 11°14'20" E 96.09 feet along the centerline of a 72' wide strip and along said line parallel with the western line of the Wharf, to a point in the northern line of said Angelrodt Street, distant N 68°12'40" E 36.62 feet from its intersection with the western line of the Wharf; thence S

11o14'20" E 1410.59 feet along the centerline of a 72' wide strip and along said line parallel with the western line of the Wharf, as Established north of Dock Street, and its southern prolongation, to a point in the eastern prolongation of the northern line of Branch Street, 50 feet wide, distant N 68o22'20" E 161.29 feet from its intersection with the western line of the Wharf, as Established south of Dock Street; thence N 68o22'20" E 12.88 feet along the eastern prolongation of the northern line of said Branch Street; thence in a generally southwardly direction along the centerline of a 20' wide strip, the following courses & distances: S 14o10'46" E 1841.51 feet, S 8o33' 10" E 175.91 feet, S 1o28'00" E 70.83 feet and S 16o23'40" E 104.10 feet, to a point in the eastern prolongation of the northern line of North Market Street, 100 feet wide, distant N 68o23'30" E 144.85 feet from its intersection with the western line of the Wharf; thence along the centerline of a 20' wide strip, the following courses and distances: S 16o23'40" E 80.50 feet, S 9o51' 40" E 606.67 feet, S 7o04'05" E 338.13 feet, to a point in the eastern prolongation of the southern line of Madison Street, 60 feet wide, distant N 68o24'20" E 60.89 feet from its intersection with the western line of the Wharf; thence S 13o09'51" E 1400.00 feet along the centerline of a 25' wide strip; thence S 13o09' 51" E 746.54 feet and S 9o54'00" E 213.07 feet along the centerline of a 30' wide strip, to the northern line of property described as Parcel 3, in deed to McKinley Iron, Inc., recorded in Book 1002 M, Page 655, City of St. Louis Recorder's Office; thence S 9o14'49" E 439.38 feet along the centerline of a 30' wide strip, to the southern line of said McKinley Iron property, being a point in the eastern prolongation of the northern line of Mullanphy Street, 58.87 feet wide, distant N 83o33'30" E 49.57 feet from its intersection with the western line of the Wharf; thence S 9o14' 49" E 8.73 feet and S 47o09'30" E 127.94 feet along the centerline of a 30' wide strip; thence along the centerline of a 20' wide strip, the following course and distances: S 4o52'00" E 556.17 feet, S 5o00'17" E 127.18 feet, S 5o35'00" E 212.66 feet, S 0o12'20" E 123.61 feet, S 5o4'40" E 97.04 feet, S 12o21'50" E 114.64 feet, S 5o00'40" E 167.57 feet, S 8o02'35" E 111.17 feet, S 37o53'30" E 48.19 feet, and S 12o20'30" E 141.95 feet, to the point of termination of the herein described centerline and easement, said point being in the southern line of Ashley Street, 60 feet wide, distant N 73o18'20" E 214.17 feet from its intersection with the eastern line of Lewis Street, 50 feet wide.

SECTION THREE. This being an Ordinance relating to the preservation of the public health, it is hereby declared to be an emergency measure as defined by Article IV, Section 20 of the City Charter, and shall become effective immediately upon its passage and approval by the Mayor.

Legislative History

1ST READING	REF TO COMM	COMMITTEE	COMM SUB	COMM AMEND	VOTE
06/14/96	06/14/96	PU	07/10/96		
2ND READING	FLOOR AMEND	FLOOR SUB	VOTE	PERFECTN	PASSAGE
07/12/96				07/19/96	07/19/96
ORDINANCE	VETOED		VETO OVR		EFFECTIVE
63843					