

BOARD BILL 20 INTRODUCED BY: ALDERWOMAN APRIL FORD GRIFFIN

1 An ordinance recommended by the Board of Public Service to vacate public surface rights for
2 vehicle, equestrian and pedestrian travel in the 15 foot wide “T” shaped alley bounded by
3 Mullanphy, 13th St., Cass and East 14th St. in the City of St. Louis, Missouri, as hereinafter de-
4 scribed, in accordance with Charter authority, and in conformity with Section 14 of Article XXI of
5 the Charter and imposing certain conditions on such vacation.

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

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

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10 A tract of land being all of the east-west alley and all or the north-south alley in
11 Block 599 of the City of St. Louis, Missouri, and including the two 5’ by 5’ cutoffs at
12 the alley intersection and being more particularly described as follows:
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14 Beginning at a point in the eastern line of East Fourteenth Street, 60
15 feet wide, said point being north 15 degrees 05 minutes 00 seconds
16 east 133.75 feet along said eastern line from its intersection with the
17 northern line of Cass Avenue, 80 feet wide; thence continuing
18 northwardly along said eastern line of said Fourteenth Street north 15
19 degrees 05 minutes 00 seconds east 15.00 feet to a point being the
20 northwestern corner of the east-west alley herein described; thence
21 eastwardly along the northern line of said east-west alley south 74
22 degrees 59 minutes 41 seconds east 127.63 feet to its intersection
23 with the western line of the north-south alley herein described, said
24 intersection being subject to the aforementioned 5’ by 5’ cutoff;
25 thence northwardly along said western line of said north-south alley
26 north 15 degrees 03 minutes 51 seconds east 241.12 feet to its
27 intersection with the western line of Thirteenth Street, 98 feet wide,
28 thence southwardly along said western line along a curve to the right
29 having a radius of 291.87 feet an arc distance of 20.17 feet to its
30 intersection with the eastern line of the aforementioned north-south
31 alley; thence southwardly along said eastern line of said north-south
32 alley south 15 degrees 03 minutes 51 seconds west 227.62 feet to its
33 intersection with the aforementioned northern line of the east-west
34 alley herein described, said intersection being subject to the
35 aforementioned 5’ by 5’ cutoff; thence eastwardly along said

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1 northern line of said east-west alley south 74 degrees 59 minutes 41
2 seconds east 89.37 feet to its intersection with the aforementioned
3 western line of said Thirteenth Street; thence southwardly along said
4 western line of said Thirteenth Street south 15 degrees 05 minutes 00
5 seconds west 15.00 feet to the southeastern corner of the east-west
6 alley herein described; thence westwardly along the southern line of
7 said east-west alley north 74 degrees 59 minutes 41 seconds west
8 232.00 feet to the point of beginning and containing in all 6,886.48
9 square feet or 0.1581 acres more or less.

10 are, upon the conditions hereinafter set out, vacated.
11
12

13 **SECTION TWO:** Vacation petitioned by Khaled Salameh, Site Oil, Land Reutilization
14 Authority and City of St. Louis. Vacated area will be used to consolidate property for commercial
15 development.

16 **SECTION THREE:** All rights of the public in the land bearing rights-of-way traversed by
17 the foregoing conditionally vacated alley are reserved to the City of St. Louis for the public
18 including present and future uses of utilities, governmental service entities and franchise holders,
19 except such rights as are specifically abandoned or released herein.

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

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

28 **SECTION SIX:** The owner(s) shall not place any improvement upon, over or in the area(s)
29 vacated without: 1) lawful permit from the Building Division or Authorized City agency as

1 governed by the Board of Public Service; 2) obtaining written consent of the utilities, governmental
2 service entities and franchise holders, present or future. The written consent with the terms and
3 conditions thereof shall be filed in writing with the Board of Public Service by each of the above
4 agencies as needed and approved by such Board prior to construction.

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

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

12 **SECTION NINE:** This ordinance shall be ineffective unless within three hundred sixty
13 (360) days after its approval, or such longer time as is fixed by the Board of Public Service not to
14 exceed three (3) days prior to the affidavit submittal date as specified in the last section of this
15 ordinance, the owner(s) of the area to be vacated must fulfill the following monetary requirements, if
16 applicable, as specified by the City of St. Louis Agencies listed below. All monies received will be
17 deposited by these agencies with the Comptroller of the City of St. Louis.

- 18 1) CITY WATER DIVISION to cover the full expenses of removal and/or relocation of
19 Water facilities, if any.
- 20 2) CITY TRAFFIC AND TRANSPORTATION DIVISION to cover the full expense of
21 removal, relocation and/or purchase of all lighting facilities, if any. All street signs must
22 be returned.
- 23 3) CITY STREET DEPARTMENT to cover the full expenses required for the adjustments
24 of the City's alley(s), sidewalk(s) and street(s) as affected by the vacated area(s) as

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1 specified in Sections Two and Eight of the Ordinance.

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