

1 An ordinance recommended by the Board of Public Service to vacate public surface rights for
2 vehicle, equestrian and pedestrian travel in 1) Papin from Gratiot south to Papin (vacated Ord.
3 46915), and Papin from Grand west to Papin (vacated Ord. 46915). 2) The 15' wide north/south
4 alley and the remaining 165' of the 20' wide east/west alley in City Block 2184 as bounded by
5 Papin, Grand, Chouteau and Prospect (vacated Ord. 46915) 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 parcel of ground in City Block 2184 in the City of St. Louis, Missouri, described
13 as follows:

14
15 Commencing at the point of intersection of the southern right-of-way
16 line of Papin Street, 60 feet wide with the western right-of-way line
17 of Grand Boulevard, 80 feet wide; thence north 75 degrees 00
18 minutes 00 seconds west 150.00 feet along the southern right-of-way
19 line of Papin Street, to eastern line of an alley 15 feet wide to the
20 point of beginning; thence south 15 degrees 29 minutes 30 seconds
21 west 135.00 feet, along the eastern line of alley, 15 feet wide to the
22 point of intersection of the northern line of alley 20 feet wide; thence
23 south 75 degrees 00 minutes 00 seconds east 150 feet, along the
24 northern line of alley 20 feet wide to the point of intersection of the
25 western right-of-way line of Grand Boulevard; thence south 15
26 degrees 29 minutes 30 seconds west 20.00 feet, along the western
27 right-of-way line of Grand Boulevard to the point of intersection of
28 the southern line of alley 20 feet wide; thence north 75 degrees 00
29 minutes 00 seconds west 165.00 feet, along the southern line of alley
30 20 feet wide to the point of intersection of the western line of alley 15
31 feet wide; thence north 15 degrees 29 minutes 30 seconds east 155.00
32 feet, along the western line of alley 15 feet wide to the point of
33 intersection of the southern right-of-way line of Papin Street; thence
34 south 75 degrees 00 minutes 00 seconds east 15.00 feet along the

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1 southern right-of-way line of Papin Street to the point of beginning
2 and containing 5,325 square feet more or less, as prepared by
3 Pitzman Company of Surveyors and Engineers.
4

5 A parcel of ground in City Blocks 2184, 2187-E and 2187-W, in the City of St.
6 Louis, Missouri, described as follows:
7

8 Beginning at the point of intersection of the southern right-of-way
9 line of Gratiot Street, 60 feet wide with the western right-of-way line
10 of the north/south Papin Street, 60 feet wide; thence south 75 degrees
11 00 minutes 00 seconds east 60.00 feet to the point of intersection of
12 the eastern right-of-way line of the north/south Papin Street and the
13 southern right-of-way line of Gratiot Street; thence south 15 degrees
14 29 minutes 30 seconds west 290.23 feet, along the eastern right-of-
15 way line of the north/south Papin Street to point of intersection of the
16 northern right-of-way line of the east/west Papin Street, 60 feet wide;
17 thence south 75 degrees 00 minutes 00 seconds east 150.00 feet,
18 along the northern right-of-way line of the east/west Papin Street, to
19 the point of intersection of the western right-of-way line of Grand
20 Boulevard, 80 feet wide; thence south 15 degrees 29 minutes 30
21 seconds west 60.00 feet, along the western right-of-way line of Grand
22 Boulevard to the point of intersection of the southern right-of-way
23 line of the east/west Papin Street; thence north 75 degrees 00 minutes
24 00 seconds west 210.00 feet, along the southern right-of-way line of
25 the east/west Papin Street, to the point of intersection of the western
26 right-of-way line of the north/south Papin Street; thence north 15
27 degrees 29 minutes 30 seconds east 350.23 feet, along the western
28 right-of-way line of the north/south Papin Street to the point of
29 beginning and containing 29,998 square feet more or less, as prepared
30 by Pitzman Company of Surveyors and Engineers.
31

32 are, upon the conditions hereinafter set out, vacated.

33 **SECTION TWO:** The vacation petitioners are SLLC real Estate II, LLC, SLLC Real
34 Estate III, LLC and St. Louis University. The vacated areas will be used to consolidate property.

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

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1 **SECTION FOUR:** The owners of the land may, at their election and expense remove the
2 surface pavement of said so vacated alleys and street provided however, all utilities within the rights-
3 of-way shall not be disturbed or impaired and such work shall be accomplished upon proper City
4 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 affected 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. Once the Board of Public Service
17 has accepted the affidavit, the Director of Streets will give notice to have the affidavit and mylar
18 recorded. If the affidavit is not recorded within the prescribed time, the ordinance will be null and
19 void.