

ORDINANCE NO. 4054

AN ORDINANCE PROVIDING FOR THE ANNEXATION OF LAND WITHIN THE CORPORATE LIMITS OF THE CITY OF CLINTON, MISSOURI.

WHEREAS, Pursuant to RSMo 71.012, Mauricio Tormen did request that certain land be annexed within the Corporate limits of the City of Clinton; and

WHEREAS, the Clinton Planning Commission did hold a public hearing on April 5, 2021, which was not less than fourteen (14) days nor more than sixty (60) days after receipt of the petition, and after providing for notice of the hearing in a newspaper of general circulation authorized to publish legal notices; and

WHEREAS, the Clinton Planning Commission did, on April 5, 2021, recommend approval of the annexation request, with the property to be zoned R-1 Single Family Residential, by a vote of 4 Ayes, 0 Nays and 3 Absent; and

WHEREAS, all statutory requirements have been met;

NOW THEREFORE BE IT ORDAINED by the City Council of Clinton, Missouri as follows:

Section 1: The City Council of Clinton, Missouri determines that the annexation requested is reasonable and necessary to the proper development of the City and the City has the ability to furnish normal municipal services to the area within a reasonable time.

Section 2: The City of Clinton hereby annexes into the corporate limits of the City of Clinton the property commonly known as 1302 North Vansant Road, which is legally described as follows:

Lot Eight (8), Prairie View Estates, a subdivision in Henry County, Missouri.
Subject to easements, restrictions and reservations of record, if any.

Section 3: The City of Clinton hereby accepts a Deed Restriction, pertaining to future street and curb/ gutter improvements, recording said document as an encumbrance on the current property owners and all future owners of the property.

Section 4: The property shall be zoned R-1 Single Family Residential.

Section 5: All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 6: This ordinance shall be effective immediately upon its passage and approval as provided by law.

RESTRICTIVE COVENANT TO RUN WITH THE LAND

WHEREAS, Mauricio Tormen, Grantor/Grantee herein, whose address is: 6506 W 51st Street, Mission, KS 66202, is the owner of real estate legally described herein;

WHEREAS, Mauricio Tormen has petitioned the City of Clinton to annex the real estate legally described herein into the City of Clinton, Missouri; and

NOW, THEREFORE, BE IT AGREED by Mauricio Tormen, as follows:

1. Mauricio Tormen hereby agrees to place this restrictive covenant to run with the land and specifically upon the following-described real estate:

**Lot Eight, Prairie View Estates, a subdivision in Henry County, Missouri.
Subject to easements, restrictions and reservations of record, if any.**

2. Mauricio Tormen agrees at such time as the then present owner of the above-described real estate are notified by the City of Clinton that the portion of Vansant Road, which is located within the City Limits of Clinton, Missouri, running adjacent and contiguous to the above-described real estate will be improved by a curb and guttering, then and in that event, within sixty (60) days after such notification, the then present landowner shall begin to either cause curb and guttering to be installed on that portion of Vansant Road, or shall pay to have curb and guttering installed on that portion of Vansant Road.

3. Mauricio Tormen hereby agrees and states that this Restrictive Covenant shall run with the land and be binding upon any and all subsequent landowners.

ALL ENTERED INTO THIS 15 DAY OF April, 2021.

[Handwritten signature]

Mauricio Tormen

STATE OF KANSAS

} SS

COUNTY OF JOHNSON

On this 15th day of April, 2021, before me personally appeared Mauricio Tormen, to me known to be the person or persons described in and who executed the foregoing instrument, and acknowledge that he/she/they executed the same as his/her/their free act and deed.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal, at my office the day and year first above written.

[Handwritten signature]

NOTARY PUBLIC

My commission expires: 07-05-2022



BILL NO. 2021-02

Read for the first time this 6th day of April, 2021.

Read a second time and approved this 20th day of April, 2021.



President Pro Tem Wilson
Presiding Officer

ATTEST:

Ayes – 8: Gene Henry, Cameron Jackson,
Carla Moberly, Rick Pereles, Becky Raysik,
Ken Scott, Debbie Smith, Daniel Wilson

Nays -0



Wendee Seaton, City Clerk



Greg Lowe, Mayor

