

FIRST REGULAR SESSION
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 562
92ND GENERAL ASSEMBLY

Reported from the Committee on Economic Development, Tourism and Local Government, March 13, 2003, with recommendation that the Senate Committee Substitute do pass and be placed on the Consent Calendar.

TERRY L. SPIELER, Secretary.

1829L.02C

AN ACT

To authorize the conveyance of property owned by the state at the Missouri Eastern Correctional facility in the County of St. Louis to the City of Pacific.

Be it enacted by the General Assembly of the State of Missouri, as follows:

Section 1. 1. The governor is hereby authorized and empowered to sell, transfer, grant, and convey all interest in fee simple absolute in property owned by the state at the Missouri Eastern Correctional facility in the County of St. Louis to the City of Pacific. The property to be conveyed is more particularly described as follows:

A tract of land in part of section 8, township 43 north, range 3 east in St. Louis County Missouri, commencing at the northeast corner of the Eureka Fire Protection District training facility as recorded in Plat Book 350 page 811 of the St. Louis County land records; thence south 33 degrees 53 minutes 14 seconds east a distance of 86.14 feet to the point of beginning of the tract herein described; thence south 38 degrees 27 minutes 08 seconds west a distance of 93.53 feet to a point; thence south 51 degrees 32 minutes 52 seconds east a distance of 80.00 feet to a point; thence north 38 degrees 27 minutes 08 seconds east a distance of 20.19 feet to a point; thence along a curve to the right having a radius of 35.00 feet, an arc length of 65.77 feet and a delta of 107 degrees 40 minutes 01 seconds to a point; thence north 33 degrees 53 minutes 14 seconds west a distance of 131.83 feet to the point of beginning containing 6,988 square feet as calculated by Marler Surveying Company Inc., in February 2003.

An easement strip being 10.0 feet in width, affecting part of the plat of the Eureka Fire Protection District training facility, being in section 8, township 43 north, range 3 east, as recorded in Plat Book 350 page 811 of the St. Louis County land records office, more particularly described as follows:

Commencing at the northeast corner of the aforesaid plat, thence south 33 degrees 53 minutes 14 seconds east a distance of 86.14 feet to a point; thence south 38 degrees 27 minutes 08 seconds west a distance of 93.53 feet to a point; thence south 51 degrees 32 minutes 52 seconds east a distance of 80.00 feet to a point; thence north 38 degrees 27 minutes 08 seconds east 10.56 feet to the point of beginning of aforesaid easement; thence south 12 degrees 47 minutes 05 seconds east a distance of 560.24 feet to a point on the southern line of the aforesaid plat, being north 38 degrees 27 minutes 00 seconds east a distance of 26.70 feet of the southwestern corner of the aforesaid plat;

and additionally such trunk sewer line and related sewer facilities commencing in and from such tract of land, traversing said easement, and extending continuously into and within State Route Old Highway 66 (Business Loop I-44) westerly into the City limits of the City of Pacific and extending thence to and within right-of-way of the City of Pacific and terminating at Lift Station NO. 1 of the City of Pacific, as such facilities were installed pursuant to a certain sewer agreement between the City of Pacific and the Missouri Department of Social Services dated October 23, 1979, as amended, and as hereinafter may be more fully described.

and such additional appurtenances or related property as may be necessary to accomplish the transfer of the described sewer facilities.

2. In conjunction with the transfer of property and sewer facilities authorized in subsection 1 of this section, the Missouri department of corrections and the Missouri department of transportation are hereby further authorized to consent to a municipal boundary adjustment to include within the jurisdictional boundaries of the City of Pacific the public property and rights-of-way described in this subsection. Notwithstanding any provision to the contrary, the jurisdictional boundary adjustment of public property authorized in this subsection may be effected by submission of a petition by each affected public agency to the city and shall be effective upon adoption of an ordinance by the city approving such boundary adjustment. The property subject to the boundary adjustment authorized by this subsection may include the Missouri Eastern Correctional Center property and all such public property and right-of-way containing the sewer facilities subject to subsection 1 of this section, and including such portions of State Route Old Highway 66 (Business Loop I-44) from the existing boundary of the City of Pacific to the eastern line of the Missouri Eastern Correctional Center property.

3. The commissioner of administration shall set the terms and conditions for the sale as the commissioner deems reasonable. Such terms and conditions may

include, but are not limited to, the number of appraisals required, the time, place, and terms of the sale.

4. The attorney general shall approve the form of the instrument of conveyance.

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