

AN ORDINANCE OF THE CITY OF PORTAGE DES SIOUX, MISSOURI, CHANGING ZONING ON PORTIONS OF THE PROPERTY OWNED BY CAMCOR PROPERTIES, LLC.

WHEREAS, THE FEE OWNER OF CAMCOR PROPERTIES, LLC IS REQUESTING THAT PORTIONS OF PROPERTY LOCATED WITHIN THE CITY OF PORTAGE DES SIOUX, MISSOURI BE ZONED COMMERCIAL; AND

WHEREAS, THE BOARD OF ALDERMEN HAS AGREED, AFTER GOING OVER THE PLANS AND HOLDING THREE (3) PUBLIC HEARINGS TO CONSIDER ANY QUESTIONS OR OBJECTIONS, TO COMPLY WITH THIS REQUEST; AND

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF PORTAGE DES SIOUX, MISSOURI, AS FOLLOWS;

SECTION I

CAMCOR PROPERTIES, LLC HAVING REQUESTED THAT PORTIONS OF PROPERTY OWNED BY THEM AND LOCATED WITHIN A FIRST CLASS COUNTY OF ST. CHARLES WITHIN THE CITY LIMITS OF PORTAGE DES SIOUX, MISSOURI, HEREAFTER KNOWN AS 'THE TREATY OF PORTAGE' BE ZONED COMMERCIAL.

SECTION II

THE FOLLOWING DESCRIBED TRACTS SHALL HEREAFTER BE ZONED COMMERCIAL PROPERTY:

'EXHIBIT A'  
DESCRIPTION FOR LOTS 1, 2 AND 3

A TRACT OF LAND IN PART OF AND SITUATED IN US SURVEY'S 136 AND 172 OF THE PORTAGE DES SIOUX COMMON FIELDS, TOWNSHIP 48 NORTH, RANGE 6 EAST, ST. CHARLES COUNTY MISSOURI, BEING ALSO KNOWN AS LOTS 1, 2 AND 3 OF THE TREATY OF PORTAGE AND FURTHER DESCRIBED AS FOLLOWS: COMMENCING AT A FOUND RAILROAD SPIKE AT THE INTERSECTION OF THE WEST LINE OF THE TOWN OF PORTAGE DES SIOUX AS RECORDED IN SURVEYOR'S PLAT BOOK 10 PAGE 20 OF THE ST. CHARLES COUNTY LAND RECORDS OFFICE, ST. CHARLES, MISSOURI, AND THE CENTER LINE OF PORTAGE ROAD, SAID RAILROAD SPIKE ALSO BEING LOCATED SOUTH 22°07'49" WEST A DISTANCE OF 463.56 FEET FROM THE NORTH LINE OF COMMONFIELD STREET (33' WIDE) FROM WHICH A FOUND STONE WITH CROSS BEARS 0.95 FEET WEST, THENCE WESTERLY ALONG THE CENTER LINE OF PORTAGE ROAD NORTH 68°00'00" WEST A DISTANCE 685.00 FEET TO A SET

RAILROAD SPIKE FROM WHICH A SET 24 INCH CONCRETE MONUMENT (TYPICAL) BEARS NORTH 22°05'40" EAST A DISTANCE OF 854.92 FEET TO THE POINT OF BEGINNING OF THE TRACT HEREIN DESCRIBED: THENCE NORTH 22°05'40" EAST A DISTANCE 873.89 FEET TO A CONCRETE MONUMENT, SAID MONUMENT BEING LOCATED ON THE SOUTH LINE OF SECOND STREET 50.00 FEET WIDE THENCE CONTINUING IN A EASTERLY DIRECTION ALONG THE SOUTH LINE OF SECOND STREET SOUTH 60°25'32" EAST A DISTANCE OF 357.00 FEET TO A SET CONCRETE MONUMENT, THENCE DEPARTING FROM SAID SECOND STREET. SOUTH 23°19'00" WEST A DISTANCE 170.70 FEET TO A SET CONCRETE MONUMENT, THENCE SOUTH 62°33'31" EAST A DISTANCE OF 286.03 FEET TO A POINY FROM WHICH A FOUND IRON PIPE BEARS SOUTH 70°59' EAST 1.9 FEET, THENCE SOUTH 22°07'49" WEST A DISTANCE OF 305.43 FEET TO A REBAR, THENCE NORTH 62°33'45" WEST A DISTANCE OF 294.47 FEET TO A REBAR, THENCE SOUTH 23°33'57" WEST A DISTANCE OF 50.11 FEET TO A REBAR, THENCE SOUTH 62°33'45" EAST A DISTANCE OF 345.94 FEET TO A CONCRETE MONUMENT, THENCE SOUTH 22°07'49" WEST A DISTANCE OF 269.11 FEET TO A REBAR, THENCE NORTH 68°00'00" A DISTANCE OF 685.56 FEET TO THE POINT OF BEGINNING.

'EXHIBIT B'  
DESCRIPTION FOR LOT 5

A TRACT OF LAND IN PART OF AND SITUATED IN US SURVEY'S 136 AND 172 OF THE PORTAGE DES SIOUX COMMON FIELDS, TOWNSHIP 48 NORTH, RANGE 6 EAST, ST. CHARLES COUNTY, MISSOURI, BEING ALSO KNOWN AS LOT 5 OF THE TREATY OF PORTAGE AND FURTHER DESCRIBED AS FOLLOWS: COMMENCING AT A FOUND RAILROAD SPIKE AT THE INTERSECTION OF THE WEST LINE OF THE TOWN OF PORTAGE DES SIOUX AS RECORDED IN SURVEYOR'S PLAT BOOK 10 PAGE 20 OF THE ST. CHARLES COUNTY LAND RECORDS OFFICE, ST. CHARLES, MISSOURI, AND THE CENTER LINE OF PORTAGE ROAD, SAID RAILROAD SPIKE ALSO BEING LOCATED SOUTH 22°07'49" WEST A DISTANCE OF 463.56 FEET FROM THE NORTH LINE OF COMMONS FIELD STREET (33' WIDE) FROM WHICH A FOUND STONE WITH CROSS BEARS 0.95 FEET WEST, THENCE WESTERLY ALONG THE CENTER LINE OF PORTAGE ROAD NORTH 68°00'00" WEST A DISTANCE 685.00 FEET TO A SET RAILROAD SPIKE FROM WHICH A SET 24 INCH CONCRETE MONUMENT (TYPICAL) BEARS NORTH 22°05'40" EAST A DISTANCE OF 25.00, THENCE FROM SAID SET RAILROAD SPIKE SOUTH 68°00'00" EAST A DISTANCE OF 300.02 FEET TO A REBAR. THENCE SOUTH 68°00'00" EAST A DISTANCE OF 360.00 FEET TO A REBAR, THENCE NORTH 22°07'49" EAST A DISTANCE OF 286.00 FEET TO A REBAR, THENCE NORTH 68°00'00" WEST A DISTANCE OF 360.00 FEET TO A REBAR, THENCE SOUTH 22°07'49" WEST A DISTANCE OF 286.00 FEET TO THE POINT OF BEGINNING.

SECTION III

ALL FEES CHARGED BY ST. CHARLES COUNTY RECORDER OF DEEDS CONCERNING THIS ZONING CHANGE ARE TO BE REIMBURSED TO THE CITY OF PORTAGE DES SIOUX BY THE OWNERS OF CAMCOR PROPERTIES, LLC.

SECTION IV

ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT WITH THIS ORDINANCE OR WITH ANY OF ITS PROVISIONS ARE, TO THE EXTENT OF SUCH CONFLICT, HEREBY REPEALED.

SECTION V

THIS ORDINANCE SHALL TAKE EFFECT AND BE IN FULL FORCE FROM AND AFTER ITS PASSAGE AND APPROVAL BY THE MAYOR AND THE BOARD OF ALDERMEN. THE ABOVE DESCRIBED CHANGE IS TO INCORPORATED WITHIN THE CITY FORTHWITH, AND THE CITY CLERK IS HEREBY TO NOTIFY THE ST. CHARLES COUNTY ASSESSOR'S AND RECORDER'S OFFICES.

PASSED AND APPROVED THIS 13<sup>th</sup> DAY OF September, 2010.

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MARK D. WARNER, MAYOR

ATTEST: \_\_\_\_\_

SUZIE A. CISSELL, CITY CLERK

CITY SEAL