

1 An ordinance recommended by the Board of Public Service to vacate above surface, surface and
2 sub-service rights for vehicle, equestrian and pedestrian travel in 1) A portion of Second beginning
3 approximately 24 feet north of Brooklyn and continuing 160 feet southwardly to a point
4 approximately 73 feet south of Brooklyn and adjoining City Blocks 238, 239, 249 and 250-S. 2)
5 The 20 foot wide north/south alley in City Block 249 and bounded by Brooklyn, Second, Mound
6 and Broadway. 3) A portion of Eighth beginning approximately 102 feet north of Howard and
7 extending northwardly 327 feet northwardly to a point and adjoining City Blocks 620, 653, 654, and
8 655. 4) A portion of Howard beginning 60 feet west of Eighth and extending 103.15 ± 23.60 feet to
9 Interstate Highway 70 right-of-way and adjoining City Blocks 609 and 653. 5) Ninth from
10 Brooklyn southwardly 363.85 ± 35.11 feet to Interstate Highway 70 right-of-way and adjoining City
11 Blocks 620, 650 and 653. 6) Tenth from Howard northwardly 107.75 ± 7.25 feet to a point and
12 adjoining City Blocks 649 and 650. 7) The 20 foot wide north/south alley in City Block 649 and
13 bounded by Interstate Highway 70, Tenth, Howard and Eleventh. 8) Howard from Tenth to
14 Eleventh and adjoining City Blocks 611 and 649. 9) Eleventh from Mullanphy to Cass and
15 adjoining City Blocks 601 and 602 in the City of St. Louis, Missouri, as hereinafter described, in
16 accordance with Charter authority, and in conformity with Section 14 of Article XXI of the Charter
17 and imposing certain conditions on such vacation.

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

19 **SECTION ONE:** The above surface, surface and sub-surface rights of vehicle, equestrian
20 and pedestrian travel, between the rights-of-way of:

21
22 A tract of land being part of 2nd Street right-of-way (variable width) at the Brooklyn
23 Street right-of-way (forty feet wide), located in Blocks 238, 239, 249 and 250-S of
24 the City of St. Louis, Missouri and being more particularly described as follows:

25
26 Beginning at the intersection of the northerly right-of-way line of said

1 Brooklyn Street with the westerly right-of-way line of said 2nd Street;
2 thence along said westerly right-of-way line, north 14 degrees 52
3 minutes 57 seconds west, a distance of 25.07 feet; thence departing
4 said westerly right-of-way line, north 64 degrees 55 minutes 34
5 seconds east, a distance of 33.53 feet to the easterly right-of-way line
6 of said 2nd Street; thence along said easterly right-of-way line, south
7 14 degrees 52 minutes 57 seconds east, a distance of 160.52 feet;
8 thence departing said easterly right-of-way line, south 61 degrees 29
9 minutes 22 seconds west, a distance of 37.04 feet to the westerly
10 right-of-way line of above said 2nd Street; thence along said westerly
11 right-of-way line, north 14 degrees 52 minutes 57 seconds west, a
12 distance of 73.24 feet to the intersection of said westerly right-of-way
13 line with the southerly right-of-way line of above said Brooklyn
14 Street; thence north 12 degrees 14 minutes 25 seconds west, a
15 distance of 65.08 feet to the point of beginning and containing 5,647
16 square feet or 0.130 acres, more or less.

17
18 A tract of land being a 20 foot wide north-south alley located in Block 249 bounded
19 on the south by Mound Street (fifty-nine feet wide) and bounded on the north by
20 Brooklyn Street (sixty-five feet wide). Located east of Broadway (variable width)
21 and west of Second Street (variable width), City of St. Louis, Missouri, and being
22 more particularly described as follows:

23
24 Commencing at the intersection of the southerly right-of-way line of
25 said Brooklyn Street with the easterly right-of-way line of said
26 Broadway; thence along said southerly right-of-way line, north 74
27 degrees 58 minutes 21 seconds east, a distance of 147.96 feet to the
28 point of beginning, said point being at the intersection of the
29 westerly line of said alley; thence continuing along said southerly
30 right-of-way line, north 74 degrees 58 minutes 21 seconds east, 20.00
31 feet to the intersection of the easterly line of said alley with said
32 southerly right-of-way line; thence along said easterly line, south 14
33 degrees 54 minutes 15 seconds east, a distance of 245.35 feet to a
34 point in the northerly right-of-way line of said Mound Street; thence
35 along said northerly right-of-way line, south 81 degrees 54 minutes
36 26 seconds west, a distance of 20.14 feet to the westerly line of above
37 said alley, thence along said westerly line, north 14 degrees 54
38 minutes 15 seconds west, a distance of 242.92 feet to the point of
39 beginning and containing 4,883 square feet or 0.112 acres, more or
40 less.

41
42 A tract of land being part of the 8th Street right-of-way (variable width), lying north

1 of Howard Street (sixty feet wide) right-of-way and south of the Brooklyn Street
2 (forty feet wide) right-of-way located in Blocks 620, 653, 654 and 655 of the City of
3 St. Louis, Missouri, and being more particularly described as follows:
4

5 Commencing at the intersection of the westerly right-of-way line of
6 said 8th Street with the northerly line of said Howard Street; thence
7 along said westerly right-of-way line, north 13 degrees 12 minutes 14
8 seconds east, a distance of 102.51 feet to the point of beginning of the
9 herein described tract, thence continuing along said westerly line the
10 following courses and distances: north 13 degrees 12 minutes 14
11 seconds east, a distance of 134.22 feet; thence south 76 degrees 38
12 minutes 04 seconds east, a distance of 5.50 feet; thence north 13
13 degrees 12 minutes 14 seconds east, a distance of 192.87 feet to the
14 northerly right-of-way line of said 8th Street; thence along said
15 northerly right-of-way line south 76 degrees 41 minutes 40 seconds
16 east, a distance of 50.06 feet to the easterly right-of-way line of said
17 8th Street, thence along said easterly right-of-way line the following
18 courses and distances: south 13 degrees 16 minutes 12 seconds west,
19 a distance of 76.22 feet; thence south 76 degrees 38 minutes 04
20 seconds east, a distance of 4.82 feet; thence south 13 degrees 15
21 minutes 42 seconds west, a distance of 250.82 feet; thence departing
22 said easterly right-of-way line north 76 degrees 44 minutes 18
23 seconds west, a distance of 60.05 feet to the point of beginning and
24 containing 18,265 square feet or 0.419 acres, more or less.
25

26 A tract of land being part of the Howard Street (sixty feet wide), lying north and east
27 of and adjoining the Missouri Interstate 70 right-of-way (variable width), and west of
28 the 8th Street right-of-way (variable width), located in Blocks 653 and 609 of the City
29 of St. Louis, Missouri, and being more particularly described as follows:
30

31 Beginning at the intersection of the northerly right-of-way line of said
32 Howard Street with the northeasterly right-of-way line of said
33 Missouri Interstate 70, thence along said northerly line, south 76
34 degrees 37 minutes 07 seconds east, a distance of 126.75 feet; thence
35 departing said northerly line, south 13 degrees 22 minutes 53 seconds
36 west, a distance of 60.00 feet to the southerly line of said Howard
37 Street, said line also being the northerly line of said Missouri
38 Interstate 70; thence along said northerly line, north 76 degrees 37
39 minutes 07 seconds west, a distance of 79.56 feet, thence along the
40 northeasterly line of said Missouri Interstate 70, north 24 degrees 47
41 minutes 58 seconds west, a distance of 76.33 to the point of
42 beginning and containing 6.189 square feet or 0.142 acres, more or

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1 less.

2
3 A tract of land being part of the 9th Street right-of-way (variable width) lying north of
4 and adjoining the Missouri Interstate 70 right-of-way (variable width) and south of
5 Brooklyn Street right-of-way (forty feet wide), located in Blocks 620, 650 and 653 of
6 the City of St. Louis, Missouri, and being more particularly described as follows:
7

8 Beginning at the intersection of the easterly right-of-way line of said
9 9th Street with the northeasterly right-of-way line of said Missouri
10 Interstate 70; thence along said northeasterly right-of-way line, north
11 24 degrees 47 minutes 58 seconds west, a distance of 89.33 feet;
12 thence, north 13 degrees 12 minutes 14 seconds east, a distance of
13 328.73 feet to the intersection of said northeasterly right-of-way line
14 with the prolongation of the southerly right-of-way line of said
15 Brooklyn Street; thence along said prolongation, south 76 degrees 38
16 minutes 25 seconds east, a distance of 50.00 feet to the easterly line
17 of said 9th Street; thence along said easterly line the following courses
18 and distance: south 13 degrees 12 minutes 14 seconds west, a
19 distance of 268.73 feet; thence, south 76 degrees 38 minutes 04
20 seconds east, a distance of 5.00 feet; thence south 13 degrees 12
21 minutes 14 seconds west, a distance of 130.23 feet to the point of
22 beginning and containing 18,668 square feet or 0.429 acres, more or
23 less.
24

25 A tract of land being part of 10th Street (sixty feet wide) , lying north of Howard
26 Street (sixty feet wide), located in Blocks 649 and 650 of the City of St. Louis,
27 Missouri, and being more particularly described as follows:
28

29 Beginning at the intersection of the northerly right-of-way line of said
30 Howard Street with the westerly right-of-way line of said 10th Street;
31 thence along said westerly right-of-way line, north 13 degrees 15
32 minutes 08 seconds east, a distance of 100.50 feet to the right-of-way
33 of Missouri Interstate Highway 70 (variable width); thence along said
34 right-of-way line, north 89 degrees 28 minutes 46 seconds east, a
35 distance of 61.73 feet to the easterly right-of-way line of said 10th
36 Street; thence along said easterly right-of-way line, south 13 degrees
37 15 minutes 08 seconds west, a distance of 115.00 feet to the
38 intersection of said easterly right-of-way line with the northerly right-
39 of-way line of said Howard Street; thence north 76 degrees 46
40 minutes 09 seconds west, a distance of 60.00 feet to the point of
41 beginning and containing 6,465 square feet or 0.148 acres, more or
42 less.

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1
2 A tract of land being part of the Howard Street right-of-way (sixty feet wide), and an
3 alley(twenty feet wide), located in Blocks 649 and 611 of the City of St. Louis,
4 Missouri, and being more particularly described as follows:
5

6 Beginning at the intersection of the easterly right-of-way line of 11th
7 Street (sixty feet wide) with the northerly right-of-way line of said
8 Howard Street; thence along said northerly right-of-line, south 76
9 degrees 46 minutes 09 seconds east, a distance of 125.05 feet to the
10 intersection of said northerly right-of-way line with the westerly
11 right-of-way line of said alley; thence along the westerly right-of-way
12 line of said alley, north 13 degrees 12 minutes 32 seconds east, a
13 distance of 313.38 feet; thence departing the westerly right-of-way
14 line of said alley, south 76 degrees 46 minutes 09 seconds east, a
15 distance of 20.00 feet to the easterly right-of-way line of said alley;
16 thence along the easterly right-of-way line of said alley, south 13
17 degrees 12 minutes 32 seconds west, a distance of 313.38 feet to the
18 intersection of said easterly right-of-way line with the northerly right-
19 of-way line of said Howard Street; thence along said northerly right-
20 of-way line, south 76 degrees 46 minutes 09 seconds east, a distance
21 of 125.69 feet to the intersection of said northerly right-of-way line
22 with the westerly right-of-way line of 10th Street (sixty feet wide);
23 thence departing said northerly right-of-way line, south 13 degrees 15
24 minutes 08 seconds west, a distance of 60.00 feet to the intersection
25 of said westerly right-of-way line of said 10th Street with the
26 southerly right-of-way line of said Howard Street; thence along said
27 southerly right-of-way line, north 76 degrees 46 minutes 09 seconds
28 west, a distance of 270.69 feet to the intersection of said southerly
29 right-of-way line with the easterly right-of-way line of 11th Street;
30 thence departing the southerly right-of-way line said 11th Street, north
31 13 degrees 12 minutes 32 seconds east, a distance of 60.00 feet to the
32 point of beginning and containing 22.510 square feet or 0.517 acres,
33 more or less.
34

35 A tract of land being part of the 11th Street (60 feet wide) right-of-way and part of a
36 15 feet wide alley, said tract being bounded northerly by Mullanphy Street (60 feet
37 wide) and bounded southerly by Cass Avenue (80 feet wide), being located in Blocks
38 601 and 602 of the City of St. Louis, Missouri, and being more particularly described
39 as follows:
40

41 Beginning at the intersection of the northerly right-of-way line of said
42 Cass Avenue with the westerly right-of-way line of said 11th Street;

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1 thence along said westerly right-of-way line, north 13 degrees 12
2 minutes 32 seconds east, a distance of 457.96 feet to the point of
3 intersection of said westerly right-of-way line of said 11th Street with
4 the southerly right-of-way line of said Mullanphy Street; thence south
5 76 degrees 44 minutes 43 seconds east, a distance of 60.00 feet to the
6 intersection of the easterly right-of-way line of said 11th Street, thence
7 along said easterly right-of-way line, south 13 degrees 12 minutes 32
8 seconds west, a distance of 309.20 feet to the northerly line of a 15
9 foot wide alley; thence along said northerly line, south 76 degrees 45
10 minutes 16 seconds east, a distance of 78.08 feet; thence departing
11 said northerly line, south 18 degrees 35 minutes 44 seconds west, a
12 distance of 15.07 feet to the southerly line of said alley; thence along
13 said southerly line, north 76 degrees 45 minutes 16 seconds west, a
14 distance of 76.67 feet to the easterly right-of-way line of said 11th
15 Street; thence along said easterly line, south 13 degrees 12 minutes
16 32 seconds west, a distance of 133.75 feet to the intersection of said
17 easterly right-of-way line with the northerly line of said Cass
18 Avenue; thence north 76 degrees 45 minutes 16 seconds west, a
19 distance of 60.00 feet to the point of beginning and containing 28.638
20 square feet or 0.657 acres, more or less.

21
22 are, upon the conditions hereinafter set out, vacated.

23 **SECTION TWO:** The State of Missouri Highways and Transportation Commission will
24 use vacated areas as part of the Missouri State Highway system for part of the Mississippi River
25 Bridge Project. This vacation is in conjunction with the “Missouri Highways and Transportation
26 Commission Municipal Agreement”.

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

31 **SECTION FOUR:** The owners of the land may, at their election and expense remove the
32 surface pavement of said so vacated alleys and streets provided however, all utilities within the
33 rights-of-way shall not be disturbed or impaired and such work shall be accomplished upon proper

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1 City permits.

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

7 **SECTION SIX:** The owner(s) shall not place any improvement upon, over or in the area(s)
8 vacated without: 1) lawful permit from the Building Division or Authorized City agency as
9 governed by the Board of Public Service; 2) obtaining written consent of the utilities, governmental
10 service entities and franchise holders, present or future. The written consent with the terms and
11 conditions thereof shall be filed in writing with the Board of Public Service by each of the above
12 agencies as needed and approved by such Board prior to construction.

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

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

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

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1 deposited by these agencies with the Comptroller of the City of St. Louis.

- 2 1) CITY WATER DIVISION to cover the full expenses of removal and/or relocation of
3 Water facilities, if any.
- 4 2) CITY TRAFFIC AND TRANSPORTATION DIVISION to cover the full expense of
5 removal, relocation and/or purchase of all lighting facilities, if any. All street signs must
6 be returned.
- 7 3) CITY STREET DEPARTMENT to cover the full expenses required for the adjustments
8 of the City's alley(s), sidewalk(s) and street(s) as affected by the vacated area(s) as
9 specified in Sections Two and Eight of the Ordinance.

10 **SECTION TEN:** An affidavit stating that all of the conditions be submitted to the Director
11 of Streets for review of compliance with conditions 2 years from the date of the signing and approval
12 of this ordinance. Once the Director of Streets has verified compliance, the affidavit will be
13 forwarded to the Board of Public Service for acceptance. If this affidavit is not submitted within the
14 prescribed time the ordinance will be null and void.