

Introduced by: City Manager Nathan Mai-Lombardo

AN ORDINANCE OF THE CITY OF BERKELEY, MISSOURI, GRANTING AND EXPANDING A VARIABLE WIDTH ACCESS EASEMENT TO UNION ELECTRIC COMPANY, D/B/A AMEREN MISSOURI OVER A TRACT OF LAND AS CONVEYED TO THE CITY OF BERKELEY AT THE LOCATIONS OF 6223 MADISON AVE, 6345 MADISON AVE, 6605 ALDER AVE, AND 6845 BERKRIDGE CT.

WHEREAS, to meet the commitment to provide customers safe, reliable, and efficient service, Ameren Missouri is seeking to expand the easement along the Page-Sioux-4 overhead electric transmission line. This existing 21.5-mile corridor passes through St. Louis and St. Charles Counties in MO, including property through Berkeley; and,

WHEREAS, the proposed easement expansion will increase the width of the existing right-of-way to 150 feet; and,

WHEREAS, the City Council accepts the recommendation from the February 6, 2023 Board of Adjustment meeting approving a variance to allow the easements as requested by Ameren Missouri.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BERKELEY, MISSOURI, AS FOLLOWS:

Section 1. The City Council of the City of Berkeley hereby declares that it is necessary, reasonable, and proper to grant and expand Access Easement to Union Electric Company d/b/a Ameren Missouri as shown on the attached Exhibits and more fully described as follows:

Property Description

Variable Width Access Easement

6223 Madison Avenue – 11K340782

That part of the East 100 feet of Lots 47 and 48 in Block 1 of Kinloch Park, a Subdivision, according to the Plat thereof Recorded in Plat Book 3, Page 36 of the St. Louis County, Missouri Records, being situated in Township 46 North, Range 6 East of the 5th Principal Meridian, St. Louis County, Missouri and described as follows:

Commencing at the Southeast Corner of said Lot 47 from which an iron pipe found bears North 87 degrees 12 minutes 03 seconds West, 0.29 feet; thence North 89 degrees 33 minutes 35 seconds West along the South Line of said Lot 47, a distance of 64.70 feet to the point of beginning; from said point of beginning; thence continuing North 89 degrees 33 minutes 35 seconds West along said South Line, 35.30 feet to the West Line of the East 100 feet of said Lots 47 and 48; thence North 00 degrees 26 minutes 25 seconds East along said West Line, 50.00 feet to the North Line of said Lot 48; thence South 89 degrees 33 minutes 35 seconds East along said North Line,

36.38 feet; thence South 01 degree 40 minutes 52 seconds West, 50.01 feet to the point of beginning.

Said parcel contains 0.041 acres, more or less, of which 0.000 acres, more or less, has been previously granted for easement purposes.

6345 Madison Avenue – 11K621805

That part of the Lots 83, 84, 85, 86, 87, 88, 89, 90, 91, and 92 in Block 1 of Kinloch Park, a Subdivision according to the Plat thereof Recorded in Plat Book 3 Page 36 in the St. Louis County, Missouri Recorder's Office, being situated in Township 46 North, range 6 East of the Fifth Principal Meridian, St. Louis County, Missouri, and described as follows:

Beginning at the Northwest corner of Lot "B" in Holy Ghost Subdivision, the Plat thereof Recorded in Book 347 Page 677 in said Recorder's Office, from which an iron pipe with cap found bears South 89 degrees 32 minutes 30 seconds East, a distance of 0.16 feet; thence North 10 degrees 10 minutes 36 seconds East, along the East Right-of-way Line of North Hanley Road, 130.19 feet; thence South 01 degrees 40 minutes 52 seconds West, 128.35 feet to the South Line of said Lot 83; thence North 89 degrees 32 minutes 30 seconds West, along said South Line, 19.24 feet to the point of beginning.

Said parcel contains 0.028 acres, more or less, of which 0.000 acres, more or less, has been previously granted for easement purposes.

6605 Alder Avenue – 10K320075

That part of Lot 349 in Frostwood Plat 10, a Subdivision according to the Plat thereof recorded in Plat Book 66 Page 42 of the St. Louis County, Missouri Records, being situated in U.S. Surveys 2 and 2979, Township 46 North, Range 6 East of the Fifth Principal Meridian, St. Louis County, Missouri, and described as follows:

Beginning at the Southwest corner of said Lot 349, from which a 5/8 inch iron rod found bears South 19 degrees 38 minutes 10 seconds west, 0.22 feet; thence North 08 degrees 53 minutes 08 seconds East, along the West Line of said Lot 349, 65.00 feet to the North Line of said Lot 349; thence South 81 degrees 06 minutes 52 seconds East, along said North Line, 37.88 feet; thence South 00 degrees 36 minutes 11 seconds West, 65.69 Feet to the South Line of said Lot 349; thence North 81 degrees 06 minutes 52 seconds West, along said South Line, 47.34 feet to the point of beginning.

Said parcel contains 0.064 acres, more or less, of which 0.000 acres, more or less, has been previously granted for easement purposes.

6845 Berkridge Court – 10K340435

Part of Lot 7 of Berkridge Court, according to the Plat thereof recorded in Plat Book 61, Page 18 of the St. Louis County, Missouri Records, being situated in Township 46 North, range 6 East of the 5th Principal Meridian, St. Louis County Missouri and described as follows:

Commencing at the Southeast corner of said Lot 7 from which a 1-inch iron pipe found bears South 17 degrees 02 minutes 18 seconds West, 0.15 feet; thence North 80 degrees 49 minutes 49 seconds West along the South Line of said Lot 7, a distance of 139.97 feet to the point of beginning; from said point of beginning; thence continuing North 80 degrees 49 minutes 49 seconds West along said South Line, 49.93 feet to the West Line of said Lot 7; thence North 09 degrees 10 minutes 11 seconds East along said West Line, 50.00 feet to the North Line of said Lot 7; thence South 80 degrees 49 minutes 49 seconds East along said North Line, 49.97 feet; thence South 09 degrees 12 minutes 57 seconds West, 50.00 feet to the point of beginning.

Said parcel contains 0.057 acres, more or less, of which 0.000 acres, more or less, has been previously granted for easement purposes.

Section 2. The agreement will be attached and hereby incorporated herein and made a part of this ordinance, as if fully set out herein.

Section 3. This ordinance shall be in full force and effect from and after its passage.

1st Reading this day of 2023

2nd Reading this day of 2023

3rd Reading, PASSED and APPROVED, this **day of** **2023**

Babatunde Deinbo, Mayor

ATTEST:

Deanna L. Jones, City Clerk

Approved as to Form:
Donnell Smith, City Attorney

Final Roll Call:

Councilwoman Verges	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman Williams	Aye ___	Nay ___	Absent ___	Abstain ___
Councilman Hoskins	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman Anthony	Aye ___	Nay ___	Absent ___	Abstain ___
Councilman Hindeleh	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman-at-Large Crawford-Graham	Aye ___	Nay ___	Absent ___	Abstain ___
Mayor Deinbo	Aye ___	Nay ___	Absent ___	Abstain ___