Sponsor: Mary West

AN ORDINANCE ANNEXING CERTAIN ADJACENT CONTIGUOUS LAND INTO THE CITY OF SAINT CHARLES, MISSOURI, AND ASSIGNING THE LAND TO A DESIGNATED WARD OF THE CITY BEING PETITIONED FOR ANNEXATION BY GREGORY W. GARRISON AND BROOKE L. GARRISON, APPROXIMATELY 2.00 ACRES OF LAND LOCATED AT 601 BLANCHE DRIVE.

- WHEREAS, a certain verified petition signed by the owners of the land hereinafter described requesting annexation of said land into the City of Saint Charles, Missouri, was filed with the City Clerk; and
- WHEREAS, said land as hereinafter described is adjacent and contiguous to the present municipal boundaries of the City of Saint Charles, Missouri; and
- WHEREAS, the City Council of the City of Saint Charles, Missouri, does find and determine that said annexation is reasonable and necessary to the proper development of the City; and
- WHEREAS, the City is able to furnish normal municipal services to said area within a reasonable time after annexation.

NOW THEREFORE, Be it Ordained by the Council of the City of Saint Charles, Missouri, as Follows:

- SECTION 1. Pursuant to the Revised Statutes of Missouri Section 71.014, the land, as more particularly described in the attached Exhibit A which is incorporated herein by this reference, is annexed into the City of Saint Charles, Missouri.
- SECTION 2. The boundaries of the City of Saint Charles, Missouri are altered so as to encompass the above described land lying adjacent and contiguous to the present municipal boundaries of the City.
- SECTION 3. The City Clerk is directed to file three certified copies of this Ordinance with the County of St. Charles, Missouri.
- SECTION 4. Severability. If any provision, clause, sentence, paragraph, section or part of this ordinance, or application thereof to any person, entity or political subdivision shall, for any reason, be adjudged by a court of competent jurisdiction to be unconstitutional or invalid, or if any judgment shall find that a particular tract of land is not contiguous to the City of Saint Charles, said judgment shall not affect, impair or invalidate the remainder of this ordinance in the application of such provision to other person, entities or political subdivision, and shall be confined in

its operation to the provision, clause, sentence, paragraph, section or a part thereof directly involved in the controversy in which said judgment shall have been rendered and to the person, entity or political subdivision involved. It is hereby declared to be the legislative intent of the City Council that this ordinance would have been adopted had such unconstitutional, invalid provision or non-contiguous tract of land, clause, sentence, paragraph, section or part thereof not been included.

- SECTION 5. The land annexed by this ordinance is designated as part of Ward Four of the City of Saint Charles, Missouri.
- SECTION 6. This Ordinance shall be in full force and effect seven (7) days from the date of its passage and approval.

April 2, 2024	Went F Religi
Date Passed	Vince Ratchford, Presiding Officer
4.3-24	June Dran
Date Approved by Mayor	Daniel J. Borgmeyer, Mayor
Approved as to Form:	Attesy:
What Orcare sty	So Samberly Abreson
Michael P. Cullen, City Attorney Date	City Clerk

EXHIBIT A

Legal Description

All of Lot 16, containing 2.00 acres of Mittler's Acres, a subdivision within U.S. Survey No. 1198, Township 46 North, Range 4 East.

A Plat of said subdivision being recorded in the Recorder's Office in St. Charles County, Missouri, in Plat Book 4 at Pages 159-160

Subject to the reservations and restrictions as set forth and recorded with the plat of said subdivision in Book 235 at Page 509.

Subject to building lines, conditions, easements, restrictions of record, and any zoning laws or ordinances affecting this property, if any.

RCA FORM (OFFICE USE ONLY) MEETING/DATE: 3/19/2024	Bill #13804_
egular Special Work Session TTACHMENT: YES NO Report Resolution Ordinance Resolution	
Ward(s): 4 upon annexation Sponsor(s)	: Mary West
Description: Approve an ordinance to annex into the City a 2	-acre tract of land known as 601 Blanche Drive.
Contract Extension/Renewal: Yes Information Paper Attached: Yes	No X No X
Staff Recommendation: Board/Committee/Commission Recommendation	Approve Disapprove Disapprove Disapprove
Summary: This application involves a 2-acre tract of land lounder the jurisdiction of Unincorporated St. Charmarch 19, 2024 City Council agenda) would estannexed. Staff recommends approval of the ordinance to a	rles County. Application Z-2024-04 (also on the ablish zoning for this parcel, should it be
Budget Impact: (revenue generated, estimated c	ost, CIP item, etc.)
Fiscal Impact:	N/A
Account #: N/A Project #: N/A	
RCA prepared by: LAB Dept. Dir.	Finance Dir. Of Admin



200 North Second Street Saint Charles, MO 63301 636-949-3227 FAX 636-949-3557

VOLUNTARY ANNEXATION PETITION CONTIGUOUS PROPERTIES

To the City Council of the City of Saint Charles, Missouri:

The undersigned hereby petition(s) and request(s) the City Council of the City of Saint Charles, Missouri, to annex into the corporate limits of the City of Saint Charles, Missouri, any portion or part of the following tract of land, presently unincorporated contiguous to the corporate limits of the City of Saint Charles, Missouri.

ADDRESS OF PROPERTY: 601 Blanche Dr. Saint Charles, MO 63303

PROPERTY ID NUMBER: Parcel ID 3-0117-4359-00-0008.0000000 Account # 430830A000

LEGAL DESCRIPTION OF THE PROPERTY MUST BE ATTACHED MITTLER AC LOT 16 LESS 5X141'

The undersigned represent that they are owners of all fee interest of record of the above tract of land. This petition shall be a continuing obligation running with the land, and shall bind the subsequent owners, their heirs, executors, administrators, successors, assigns, or legal representatives. It is understood that this instrument will be recorded in the Recorder of Deeds, Office of Saint Charles County and shall be of record.

PROPERTY OWNER(S) (Please print):

(Name) Gregory W Garrison and Brooke L Garrison	
(Address) 2314 Ashley Place Dr. St. Charles MO 63303	
(Phone / Fax) 636-578-4362	
(Email Address REQUIRED) ggarrison@rackandshelf.com	-
SIGNATURE OF OWNER(S):	Date: 2/1/24
Brocke Darrion	Date: 2/1/24

Digital submittal of application preferred via <u>PZ@stcharlescitymo.gov</u>. Directions for digital submittal are attached to this application

INDIVIDUAL

STATE OF MISSOURI }
COUNTY OF SAINT CHARLES }
On this
CORPORATION
STATE OF MISSOURI)
COUNTY OF)
On this day of in the year 20, before me,, Notary Public in and for the State of Missouri, personally appeared, (name of officer),, (title of person, member, president, vice president, etc.,) of, (name of licensee), known to me to be the person who executed the within Annexation Petition in behalf of said, (LLC, partnership, etc.) and acknowledge to me that he or she executed the same for the purposes therein stated. IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County of St. Charles and State of Missouri, the day and year first above written.
Notary Public
My Commission Expires:

Directions for Digital Submittal

- 1. Complete the applicable form for the requested review (forms may be found at the following link https://www.stcharlescitymo.gov/518/Forms)
- Attach the application and required plans and send to the email address below. If the attachments exceed 10mb, please provide information on location for file share download for staff.
 - PZ@stcharlescitymo.gov Planning and Zoning Commission (Rezoning, Annexations, Conditional Use Permit, Preliminary Plat, and Site Plans)
- 3. Once the email is sent, the Department will respond with an automatic email letting you know we have received the application and staff will contact you will applicable information on future agenda placement or if additional items are required. If you do not receive an automated response to your submittal email, please contact the Community Development Department at (636) 949-3222.
- Submit application fee (if applicable) via mail to:
 Department of Community Development
 200 North 2nd Street, Suite 303
 St. Charles, MO 63301
- Once receive, staff will evaluate your request and provide comments (if any) via email with a
 deadline for re-submittal and provide directions for paper submittals for the
 Board/Commission packet.
- 6. After the submittal has been revised, email the applicable plan reviewer a digital copy and provide necessary paper copies as requested.

Legal description of Property Information

Tax Year

2023

Account # / PIN 430830A000

Description

MITTLER AC LOT 16 LESS 5X141'

Geo CD

3-0117-4359-00-0008.0000000

Situs Address

601 BLANCHE DR

ST. CHARLES, MO 63303



200 North Second Street, Suite 303 Saint Charles, MO 63301 636-949-3227 FAX 636-949-3557

APPLICATION FOR ESTABLISHING ZONING DISTRICT FOR NEWLY ANNEXED TRACT

(Name) Gregory W Garrison and Brooke L Garrison
(Address) 2314 Ashley Place Dr. St. Charles MO 63303
(Phone / Fax) 636-578-4362
APPLICANT:
(Name) Gregory W Garrison
(Address) 2314 Ashley Place Dr. St. Charles MO 63303
(Phone / Fax) 636-578-4362
(Email REQUIRED) ggarrison@rackandshelf.com
ADDRESS OF PROPERTY TO BE REZONED: 601 Blanche Dr. Saint Charles, MO 63303
LEGAL DESCRIPTION OF THE PROPERTY MUST BE ATTACHED
REQUESTED ZONING DISTRICT: R1C PRESENT COUNTY ZONING DISTRICT: R1E
REASON FOR REZONING REQUEST: New Primary Residential Home Construction
I (We), the undersigned, file this petition for a City Council action. The above statements and the statements contained in all of the attached exhibits transmitted herewith are true, to the best of my knowledge.
Signature of applicant: Marion Date: 2/1/24
Owner's signature authorizing application:
Digital submittal of application preferred via Pz@stcharlescitymo.gov. Directions for digital



STAFF REPORT CASE NO. Z-2024-04 601 BLANCHE DRIVE

FEBRUARY 26, 2024 BY LARA BERRY

APPLICANT/ OWNER:

Gregory W. Garrison

2314 Ashley Place Drive

St. Charles, Missouri 63303

ADDRESS/LOCATION:

601 Blanche Drive

Ward 3 upon annexation

ACREAGE:

Approximately Two (2) Acres

EXISTING ZONING:

County R1E Single-Family Residential District

REQUESTED ZONING:

City R-1C Single-Family Residential District

SURROUNDING ZONING:

DirectionZoningUseNorthR-1C Single-Family ResidentialSingle-Family Residential

District

South County R1E Single-Family Single-Family Residential

Residential District

East County R1E Single-Family Single-Family Residential

Residential District

West County R1E Single-Family Vacant/Undeveloped Land

Residential District

REQUEST

The City has received an application to rezone 601 Blanche Drive (Parcel ID# 3-0117-4359-00-0008.00) upon annexation from St. Charles County R1E Single-Family Residential District to City of St. Charles R-1C Single-Family Residential District. The subject property is a two (2) acre lot and is located on Blanche Drive off of S. River Road. The annexation of this property will help to further incorporate a remaining pocket of property within Unincorporated St. Charles County. The residential structure that was originally on the property has been recently demolished and the owner wishes to annex to the City in order to tie into the City's utilities to build a new single-family dwelling. If the requested rezoning is approved, the property would operate in compliance

with the zoning regulations of the R-1C Single-Family Residential District.

COMPLIANCE WITH THE COMPREHENSIVE PLAN

The St. Charles Comprehensive Plan adopted in 2002 and updated in 2012 recommends that land use decisions be based on a project's location and compatibility with surrounding development. This revision to the Comprehensive Plan was approved by the City Council, and was written under the direction of residents, elected officials, and City staff. The Comprehensive Plan identifies 15 activity centers in the city, locations characterized by elevated levels of development, density and activity. The activity centers are the most prominent, visible and intensely developed locations in the city, and the activity centers should be surrounded by land uses that gradually decrease in levels of activity, traffic and density. Proposed new development should be judged based upon its distance from the nearest activity center, its compatibility with what surrounds it, and whether the level of development it will generate contributes to a gradual decline in density or acts counter to that goal.

The subject property is located nearest to Activity Center #11 (Page Avenue/Arena Parkway). The zoning of properties immediately adjacent to the subject site are single-family residential and all are also developed for this use with the exception of the vacant property to the north. The Department of Community Development considers this rezoning request to be in general conformance with the Updated 2012 Comprehensive Plan and consistent with existing area land uses around the subject property.

STAFF RECOMMENDATION

After review of the rezoning request, the City's Zoning Ordinance, Comprehensive Plan and area development patterns, staff believes the requested rezoning is appropriate and is compatible with the zoning of the surrounding area. The Department of Community Development recommends that the rezoning request be forwarded to the City Council with a favorable recommendation.

Recommended Motion:

Motion to forward a recommendation of approval to the City Council for the request to rezone upon annexation an approximately two (2) acre tract of land known as 601 Blanche Drive from County R1E Single-Family Residential District to City R-1C Single-Family Residential District.



Figure 1: Aerial photo of the Subject Property.



Figure 2: Photo of the Subject Property (with the former residential structure).



Kimberlee Husch

1 5 1 170

St Charles Managana

Spiritual Property and the

In Regards to the hearing for the rezoning annex of 601 Blanche Drive,

As a resident of Blanche Drive in St. Charles County, Lam against this rezoning annexation, as I see in no way that it will benefit the other residents of Blanche Drive.

Most of the properties on Blanche have wells and are on a septic system, not to mention we are in the county, and it is a dead end street. I'd rather not have to pay extra taxes, and have more rules and regulations imposed on my fellow neighbors and myself, especially since there is no real need for it.

No matter how you think about it. I can see no merit in rezoning that lot.

Sincerely,

Kimberlee Husch

Resident of 588 Blanche Drive for 33 years

2023R-007085

02/27/2023 12:41:41 PM \$ 33.00 PAGES: 5 CERTIFIED-FILED FOR RECORD MARY E. DEMPSEY RECORDER OF DEEDS ST. CHARLES COUNTY, MISSOURI BY: MKIMBLE *ELECTRONICALLY RECORDED*

Continental Title Company: 23446614

GENERAL WARRANTY DEED (Individual)

This Deed, Made and entered into as of this Aday of Ad

WITNESSETH, that the said party (or parties) of the first part, for and in consideration of the sum of One Dollar (\$1.00) and other valuable considerations paid by the said party (or parties) of the second part, the receipt of which is hereby acknowledged, does by these presents GRANT, BARGAIN AND SELL, CONVEY AND CONFIRM unto the said party (or parties) of the second part, the following described Real Estate, situated in the County of Saint Charles State of Missouri, to-wit:

All of Lot 16, containing 2.00 acres of Mittler's Acres, a subdivision within U.S. Survey No. 1198, Township 46 North, Range 4 East.

A Plat of said subdivision being recorded in the Recorder's Office in St. Charles County, Missouri, in Plat Book 4 at Pages 159-160

Subject to the reservations and restrictions as set forth and recorded with the plat of said subdivision in Book 235 at Page 509.

Subject to building lines, conditions, easements, restrictions of record, and any zoning laws or ordinances affecting this property, if any.

TO HAVE AND TO HOLD the same, together with all rights and appurtenances to the same belonging, unto the said party (or parties) of the second part, and to the heirs and assigns of such party (or parties) forever.

The said party (or parties) of the first part hereby covenanting that said party (or parties) and the heirs, executors, administrators and assigns of such party (or parties), shall and will WARRANT AND DEFEND the title to the premises unto the said party (or parties) of the second part, and to the heirs and assigns of such party or parties forever, against the lawful claims of all persons whomsoever, excepting however, the general taxes for the calendar year 2023 and thereafter, and any special taxes becoming a lien after the date of this deed.

IN WITNESS WHEREOF, the said party (or parties) of the first part has or have hereunto set their hand or hands the day and year first above written.

Coston Harold Wade II)
Easton Harold Wade III
Miller.
Lisa Wade
Timothy Harold Wade
Lathy Wade
Cathy Wade
Pamela Sue Wade
그리아 그리아 나라 살려왔다면서 아니라 얼마를 걸어나면 얼마나 없었다.
Debra ann Goette
Debra Ann Goettel
Randy Ruio Wade Po While
Randy Rufo Wade
Rolly Shows Wies
Rocky Shane Wade
ad anywar
Tara Lynn Wade-Passafaro
XO.11 -

Shane Passafaro

The said party (or parties) of the first part hereby covenanting that said party (or parties) and the heirs, executors, administrators and assigns of such party (or parties), shall and will WARRANT AND DEFEND the title to the premises unto the said party (or parties) of the second part, and to the heirs and assigns of such party or parties forever, against the lawful claims of all persons whomsoever, excepting however, the general taxes for the calendar year 2023 and thereafter, and any special taxes becoming a lien after the date of this deed.

IN WITNESS WHEREOF, the said party (or parties) of the first part has or have hereunto set their hand or hands the day and year first above written.

Easton Harold Wade III	
Lisa Wade	
Timothy Harold Wade	
Cathy Wade Lancla Suc Panela Sue Wade	. Wade
Debra Ann Goettel	
Randy Rufo Wade	
Rocky Shane Wade	
Tara Lynn Wade-Passafa	aro

State of Missouri)	
County Of St. Charles)SS.)	
personally appeared Easton Harold V Harold Wade and Cathy Wade, hus Randy Rufo Wade, a single person a Passafaro and Shane Passafaro, wife	Wade III and Lisa band and wife and and Rocky Shane 'e and husband, whiter's License/ Staterson(s) described	ate ID or, to in and who executed the foregoing instrument,
IN TESTIMONY WHEREOF, I have and State aforesaid, the day and year fi		hand and affixed my official seal in the County
- Notary Public My Commission Expires:		JENNIFER L. HENSON Notary Public, Notary Seal State of Missouri St. Charles County Commission # 14436488 My Commission Expires 05-11-2026
State of Florida County Of))SS.)	
documents which was a Passport / Dr	river's License/States	, 2023, before me the undersigned notary, who proved to me through identification ate ID or, to in and who executed the foregoing instrument, his/her/their free act and deed.
IN TESTIMONY WHEREOF, I have and State aforesaid, the day and year fi		hand and affixed my official seal in the County
- Notary Public		
My Commission Expires:		

State of Missouri))SS.
County Of St. Charles
On this
- Notary Public My Commission Expires:
State of Florida) County Of Pah Brach)SS.
On this 22 day of 2000 documents which was a Passport Driver's License State ID or, to me personally known to me to be the person(s) described in and who executed the foregoing instrument, and acknowledged 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 in the County and State aforesaid, the day and year first above written.
GEORGETTE QUICK Notary Public - State of Florida Commission # HH 068694 My Comm. Expires Dec 3, 2024

My Commission Expires: 12-3-2024



200 North Second Street, Suite 303 Saint Charles, MO 63301 636-949-3227 FAX 636-949-3557

APPLICATION FOR ESTABLISHING ZONING DISTRICT FOR NEWLY ANNEXED TRACT

(Name) Gregory W Garrison and Brooke L Garrison
Gregory W Garrison and Brooke L Garrison
(Address) 2314 Ashley Place Dr. St. Charles MO 63303
(Phone / Fax) 636-578-4362
APPLICANT:
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REQUESTED ZONING DISTRICT: R1E PRESENT COUNTY ZONING DISTRICT: R1E
REASON FOR REZONING REQUEST: New Primary Residential Home Construction
I (We), the undersigned, file this petition for a City Council action. The above statements and the statements contained in all of the attached exhibits transmitted because the best of
herewith are true, to the best of my knowledge.
Signature of applicant: Signature of applicant: Date: 2/1/24
Owner's signature authorizing application:
Digital submittal of application preferred via Pz@stcharlescitymo.gov. Directions for digital submittal are attached.



200 North Second Street Saint Charles, MO 63301 636-949-3227 FAX 636-949-3557

VOLUNTARY ANNEXATION PETITION CONTIGUOUS PROPERTIES

To the City Council of the City of Saint Charles, Missouri:

ADDRESS OF PROPERTY: 601 Blanche Dr. Saint Charles, MO 63303

The undersigned hereby petition(s) and request(s) the City Council of the City of Saint Charles, Missouri, to annex into the corporate limits of the City of Saint Charles, Missouri, any portion or part of the following tract of land, presently unincorporated contiguous to the corporate limits of the City of Saint Charles, Missouri.

PROPERTY ID NUMBER: Parcel ID 3-0117-4359-00-0008.0000000 Account # 430830A000

LEGAL DESCRIPTION OF THE PROPERTY MUST BE ATTACHED MITTLER AC LOT 16 LESS 5X141'

The undersigned represent that they are owners of all fee interest of record of the above tract of land. This petition shall be a continuing obligation running with the land, and shall bind the subsequent owners, their heirs, executors, administrators, successors, assigns, or legal representatives. It is understood that this instrument will be recorded in the Recorder of Deeds, Office of Saint Charles County and shall be of record.

PROPERTY OWNER(S) (Please print):

(Name) Gregory W Garrison and Brooke L Garrison	
(Address) 2314 Ashley Place Dr. St. Charles MO 63303	
(Phone / Fax) 636-578-4362	
(Email Address REQUIRED) ggarrison@rackandshelf.com	1
GNATURE OF OWNER(S):	Date: 2/1/24
Brooke Darrion	Date: 2/1/24

Digital submittal of application preferred via <u>PZ@stcharlescitymo.gov</u>. Directions for digital submittal are attached to this application

INDIVIDUAL

STATE OF MISSOURI }
COUNTY OF SAINT CHARLES }
On this
CORPORATION
STATE OF MISSOURI)
COUNTY OF)
On this day of in the year 20, before me,, a Notary Public in and for the State of Missouri, personally appeared (name of officer), , (title of person, member, president, vice president etc.,) of (name of licensee), known to me to be the person who executed the within Annexation Petition in behalf of said (LLC, partnership, etc.) and acknowledged to me that he or she executed the same for the purposes therein stated. IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County of St. Charles and State of Missouri, the day and year first above written.
Notary Public
My Commission Expires:

Directions for Digital Submittal

- 1. Complete the applicable form for the requested review (forms may be found at the following link https://www.stcharlescitymo.gov/518/Forms)
- Attach the application and required plans and send to the email address below. If the attachments exceed 10mb, please provide information on location for file share download for staff.
 - PZ@stcharlescitymo.gov Planning and Zoning Commission (Rezoning, Annexations, Conditional Use Permit, Preliminary Plat, and Site Plans)
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- Submit application fee (if applicable) via mail to:
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- Once receive, staff will evaluate your request and provide comments (if any) via email with a
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 Board/Commission packet.
- 6. After the submittal has been revised, email the applicable plan reviewer a digital copy and provide necessary paper copies as requested.

Legal description of Property Information

Tax Year 2023

Account # / PIN 430830A000

Description MITTLER AC LOT 16 LESS 5X141'

Geo CD 3-0117-4359-00-0008.0000000

Situs Address 601 BLANCHE DR

ST. CHARLES, MO 63303