BILL NO. 930 ORDINANCE NO. 930

AN ORDINANCE ACCEPTING DEDICATION OF CERTAIN PUBLIC IMPROVEMENTS

**WHEREAS**, the Developer and Owners of Austin Oaks, request the City of Moscow Mills, Missouri (the "City") to dedicate as City property and accept for maintenance the water lines, sanitary sewer lines, storm water sewer, and streets within Plat 5 of Austin Oaks development located in Lincoln County, Missouri; (collectively, the "Public Improvements"); and

**WHEREAS**, the City has inspected the Public Improvements, and has determined they have been constructed in a manner consistent with the approved plans for construction and comply with the requirements and standards adopted by the City for such Public Improvements; and

**WHEREAS**, the City finds it is in the best interest of the City and its residents to dedicate the Public Improvements as City Property and to accept such Improvements for public maintenance.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF MOSCOW MILLS, MISSOURI, AS FOLLOWS:**

**Section 1:** That such improvements to be dedicated are specifically described as follows:
the water lines, sanitary sewer lines, storm water sewer, and streets within Plat 5 of Austin Oaks development, described in attached Exhibit “A”.

**Section 2:** All of the City’s requirements for construction and dedication of Public Improvements having been met, the City of Moscow Mills, Missouri, accepts these Public Improvements as City Property and accepts such Public Improvements for public maintenance.

Savings Clause.

Except as expressly set forth herein, nothing contained in this ordinance shall in any manner be deemed or construed to alter, modify, supersede, supplant, or otherwise nullify any other ordinance of the city, or the requirements thereof, whether or not relating to or in any manner connected with the subject matter hereof.

Severability Clause.

If any term, condition, or provision of this ordinance shall, to any extent, be held to be invalid or unenforceable, the remainder hereof shall be valid in all other respects and continue to be effective and each and every remaining provision hereof shall be valid and shall be enforced to the fullest extent permitted by law, it being the intent of the Board of Alderman that it would have enacted this ordinance without the invalid or unenforceable provisions. In the event of a subsequent change in applicable law so that the provisions which had been held invalid is no longer invalid, said provisions shall thereupon return to full force and effect without further action by the city and shall thereafter be binding.

THIS ORDINANCE SHALL BE IN FULL FORCE AND EFFECT
FROM THE DATE OF ITS PASSAGE FORWARD.

Passed and approved by the Board of Aldermen of the City of Moscow Mills, Missouri, on this 14th day of December, 2020.

By: _____
Patrick Flannigan, Mayor

ATTEST:

By: _____
Linda Haynes, City Clerk

Zoho Sign Document ID: JMPFW-PZU8JI7-4QJ1L2U5XW1V-ACNK2QB9TSV76RM8

# Exhibit "A"

November 25, 2020

TO: City of Moscow Mills Missouri

FROM: CMS Homes LLC

We request that the City of Moscow Mills accept dedication of water lines, sanitary sewer lines, storm water sewer and streets within Plat 5 of Austin Oaks Subdivision.

Sincerely,

Nov 25 2020

Dale Black
CMS Homes LLC