

**AN ORDINANCE DECLARING THE VACATION OF  
THE ROCK STREET EASEMENT IN  
THE PLEASANT VIEW HEIGHTS SUBDIVISION**

**WHEREAS**, the plat of the Pleasant View Heights subdivision, approved and accepted on October 11, 1965 by Ordinance 560 of the City of Weston Missouri contains a reserved easement dedicated and accepted for public use, intended as an extension of Rock Street south of Market Street and across the subdivision to serve the eight lots of the subdivision (the Rock Street Easement); and

**WHEREAS**, the as-built use of the subdivision takes all eight lots for a single, lot-spanning residence owned by Nathan Thode; and

**WHEREAS**, the City of Weston has no need or plan to use the reserved easement and desires to return it to the property from which it was separated; and,

**WHEREAS**, §88.673 RSMo. authorizes a city of the 4<sup>th</sup> class to vacate a street easement by ordinance duly passed by the governing body with the property returning to the lot(s) from which it was taken.

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

**SECTION 1.** The Board of Aldermen of the City of Weston hereby deems it expedient and necessary that the easement dedicated and taken from the plat of the Pleasant View Heights subdivision, and accepted for public use, be abandoned and vacated under the authority granted to the City by §88.673 RSMo.

**SECTION 2.** That all right, title, and interest to the Rock Street Easement across the Pleasant View Heights subdivision, held and owned by the City of Weston, Missouri, is hereby bargained, granted, sold, and conveyed to Nathan Thode, the current owner of all lots (1 through 8) of the Pleasant View Heights subdivision from which the Easement was taken.

**SECTION 3.** That the City shall record with the Platte County Recorder an instrument evidencing the vacation and abandonment of the Rock Street Easement and transfer to Nathan Thode.

**SECTION 4.** That this Ordinance shall be in full force and effect from and after the date of its passage approval.

**SECTION 5.** All ordinances or parts thereof in conflict with this ordinance are hereby repealed.

**SECTION 6.** That the City Clerk is authorized by this ordinance to correct any scrivener's errors identified within this Ordinance.

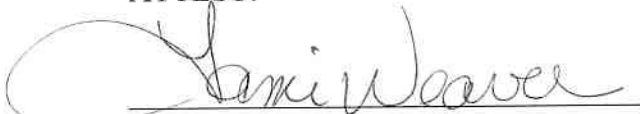
Read the first time by title only and approved by the Board of Aldermen of the City of Weston, Missouri, this 8th day of August, 2022.

Read the second time by title only and passed by the Board of Aldermen and approved by the Mayor of the City of Weston, Missouri this 8th day of August, 2022.



Kent Stelljes, Mayor

ATTEST:

  
Tami Weaver, City Clerk