BILL #2871

AN ORDINANCE OF THE CITY OF WILDWOOD, MISSOURI, AUTHORIZING THE ADJUSTMENT OF TWO LEGAL LOTS OF RECORD, BEING LOT 5 OF RIEGER FARMS, PLAT ONE, AND LOT 6 OF RIEGER FARMS, PLAT TWO, LOCATED IN SECTION 33, TOWNSHIP 45 NORTH, RANGE 3 EAST, CITY OF WILDWOOD, ST. LOUIS COUNTY, MISSOURI, LOCATED ON THE SOUTH SIDE OF RIEGER ROAD, EAST OF WILD HORSE CREEK ROAD, AND TO BE HEREAFTER KNOWN AS "RIEGER FARMS LOTS 5 AND 6 BOUNDARY ADJUSTMENT PLAT."

WHEREAS, the owners of these two (2) properties, which are part of a large-lot, single family residential subdivision approved by the Wildwood City Council in late 2023, are now seeking a subdivision action relative to them to accommodate a buyer's desire to increase the acreage of Lot 5, while reducing the area of Lot 6; and

WHEREAS, with this adjustment, if approved, the lots will meet the respective minimum lot area of the NU Non-Urban Residence District, along with the boundary dimensions and frontages set for access purposes, all being stipulated by the City of Wildwood's *Subdivision and Development Regulations*, specifically Chapter 420.360 Boundary Adjustments – Exceptions; and

WHEREAS, none of the environmental and infrastructure components of this large-lot residential subdivision are to be changed by this adjustment, meaning the tree preservation components, soil/slope analysis, under the Natural Resources Protection Standards, access provisions via the private roadway, and stormwater management improvements remain protective in their regards; and

WHEREAS, with this adjustment and the transfer of land area, only one (1) lot will remain of the original eight (8) parcels of ground that were created with the approvals of the two (2) plats by the City Council without a dwelling in place or underway at this time; and

WHEREAS, the Department of Planning has required all utilities and other service jurisdictions to provide comments relative to the plat, and its pertinent components, with each of them having or will have provided response letters in this regard, before its signing by the City of Wildwood and release of the mylar for recording with St. Louis County; and

WHEREAS, the property owner has also coordinated the needed certification of the subdivision's name and assignment of addresses from St. Louis County; and

WHEREAS, the City of Wildwood, on September 1, 1995, adopted specific ordinances, codes, and regulations enabling it to administer its zoning and subdivision authorities to benefit the health, safety, and general welfare of its residents and property owners.

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

Section One. The City Council of the City of Wildwood hereby authorizes and approves an Ordinance in association with this Boundary Adjustment Plat that will result in the alterations of the two (2), legal lots of record, which them being Lot 5 of Rieger Farms – Plat One, and Lot 6 of Rieger Farms – Plat Two, each a part of Section 33, Township 45 North, Range 3 East, with both parcels of ground being consistent with the regulations set forth in the Chapter 420.360 Boundary Adjustments, Exceptions, of the City of Wildwood's *Subdivision and Development Regulations*, respectively. These said properties being more specifically situated on the south side of Rieger Road, east of Wild Horse Creek Road, and hereafter to be known as "Rieger Farms Lots 5 and 6 Boundary Adjustment Plat". These lots are indicated graphically and by legal description upon the Lot Split Plat accompanying the property owner's request, which is attached hereto and made a part hereof.

<u>Section Two.</u> The Director of Planning and the City Clerk are authorized and directed to evidence the approval of the Boundary Adjustment Plat by affixing their signatures and the official seal of the City of Wildwood to a Certificate of Approval for this instrument. The petitioner is required and directed to record this Lot Split Plat in the Office of the St. Louis County Recorder of Deeds within one hundred twenty (120) days of its approval by the City Council, or their action shall be null and void.

Section Three. This Ordinance shall be in full force and effect, from and after its passage and approval, providing all required fees are paid to the City, all other applicable requirements of the City's ordinances and codes are met, and the petitioner(s) or representative returns recorded copies of the plat to the Department of Planning.

This Bill was passed and approved this the Council of <u>Appril</u>, 2024, by the Council of the City of Wildwood after having been read by title or in full two times prior to passage.

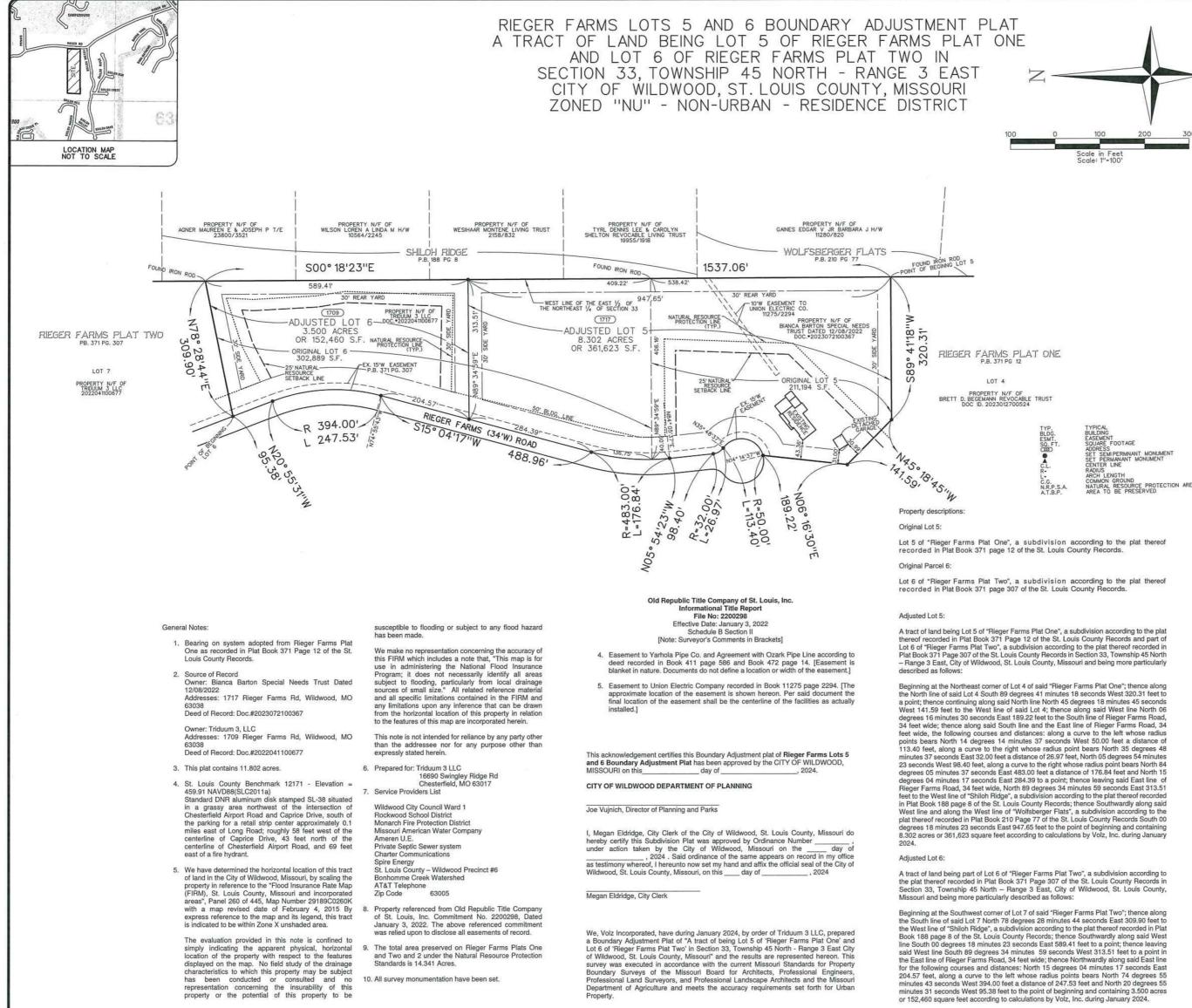
Presiding Officer ATTEST:

Glauch,

James R. Bowlin, Mayor

ATTEST:

Eldinky



OTECTION AREAS

We, the undersigned, owners of the tracts of land platted and further described in the foregoing surveyor's certification, have caused these parcels to be adjusted in land area in the manner shown on the above Boundary Adjustment Plat, which shall hereafter be known as "Rieger Farms Lots 5 and 6 Boundary Adjustment Plat."

This plat amends that certain Natural Resource Protection Lines and associated 25' Natural Resource Setback Line, per the original lines as recorded in Plat Book 374 Page 12, and Plat Book 371 Page 307 and are adjusted as depicted hereon. The amount of preservation after adjustment, remains unchained between these two (2) lots.

The Natural Resource Protection Standard Areas that are indicated on each of these The Natural Resource Protection Standard Areas that are indicated on each of these individual lots are intended to protect the natural or existing designated environmental features of developments within the City of Wildwood. These areas are one hundred (100%) percent protected from <u>any</u> type of disturbance by <u>any</u> owner(s) of these properties, except as allowed by the City's regulations, with prior authorization by the Department of Planning. Areas indicated as one hundred (100%) percent protected cannot be graded, nor may trees or other vegetation be removed. Additionally, the placement of buildings and/or structures, including playgrounds, fences, and irrigation system piping, is strictly prohibited. Said standards and requirements apply in perpetuity to each of the lots included on this plat, except as such exception may be specifically approved or granted by the City of Wildwood or its regulations. approved or granted by the City of Wildwood or its regulations.

Building lines are hereby established as shown on this plat.

Properties remain subject to the Declaration of Easements, covenants and restrictions recorded the ______ day of ______ as Daily recorded the _____ day of _____ Number _____ in the St. Louis County Records. Number

All easements have been located and identified per the Title Commitment information All easienters have been located and behavior per the the communication motion and provided hereon. No new easements to be established or vacated as a function of this plat. All stormwater management improvements and easements, if applicable. That are associated with these adjusted lots remain unchanged and in full force.

The undersigned further state that said properties are not encumbered liens or delinquent taxe

IN TESTIMONY WHEREOF, we have hereunto set our hands this _____ day of

Bianca Barton Special Needs Trust Dated 12/08/2022

Signature

Print Name and Title

Triduum 311C

Signature

Print Name and Title

Ryan J. Farber, Member Manager Triduum 3 LLC

STATE OF MISSOURI)	
COUNTY OF ST. LOUIS) SS)	
On this	day of	20

iss

2024, before me personally appeared ______ to me known to be the co-trustees of Bianca Barton Special Needs Trust Dated 12/08/2022 and who executed the foregoing instrument and acknowledged that they executed the same as their free act and deed.

IN WITNESS WHEREOF, I have signed and sealed the foregoing the day and year first

My Commission Expires:

Notary Public

Print Name

STATE OF MISSOURI COUNTY OF ST. LOUIS

On this day of ..., 2024, before me personally appeared , who being by me duly sworn did say that he is the _________ of Triduum 3 LLC, a limited liability company of the State of Missouri, and that said instrument was signed on behalf of said limited liability company and the said ________ acknowledged said instrument to be the free act and deed of said limited liability company.

IN WITNESS WHEREOF, I have signed and sealed the foregoing the day and year first

My Commission Expires

Notary Public



