

ISSUE STATEMENT: PUBLIC HEARING AND POSSIBLE VOTE CONCERNING THE

PROPOSED PLATTED COMBINATION OF LOTS 52 and 53 OF EAGLE

PARK SUBDIVISION.

DATE: JUNE 6, 2022

SUBMITTED BY: BRYAN PROPERTIES 1, LLC

PRESENTED BY: PLANNING AND DEVELOPMENT DEPARTMENT

Background

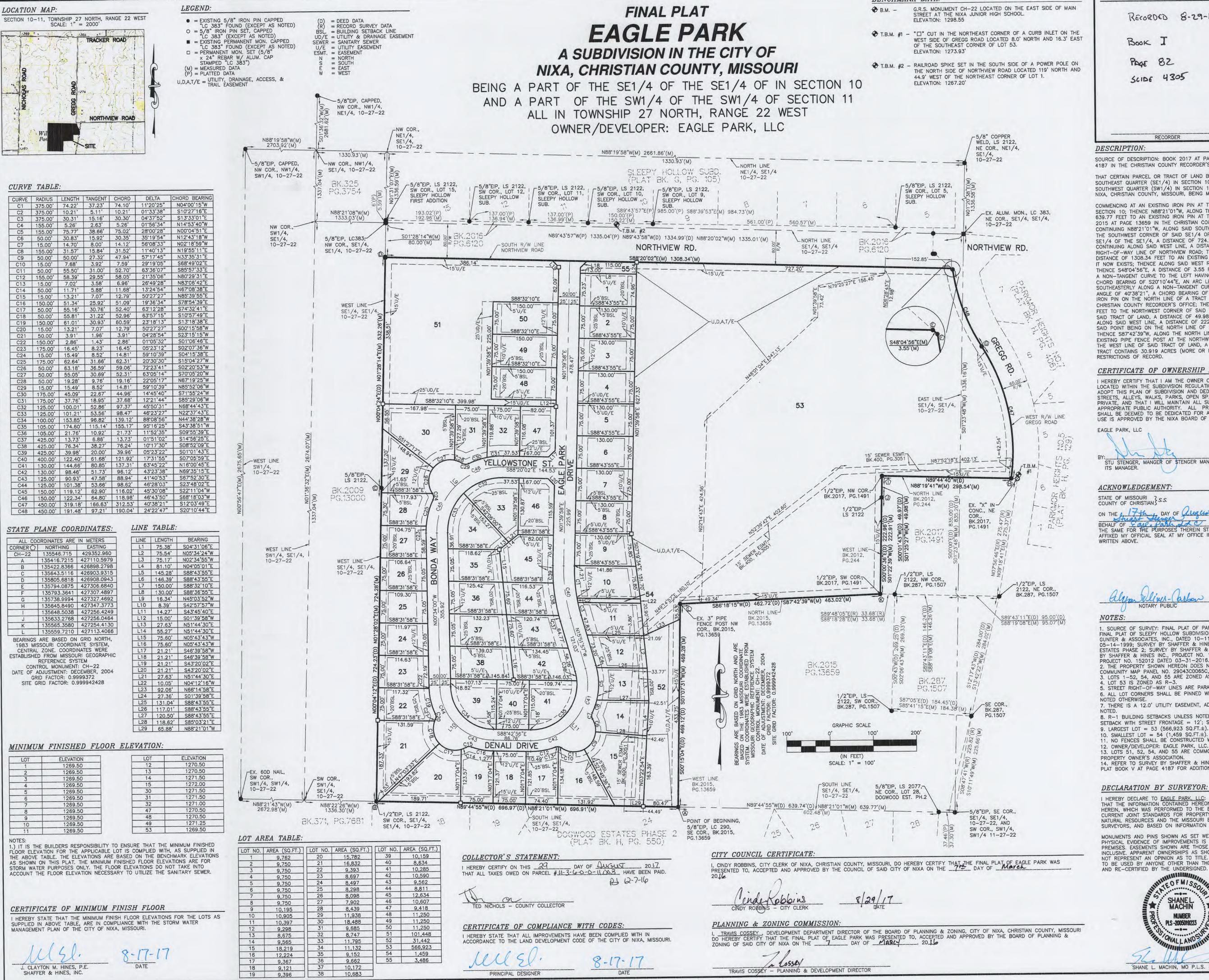
The owners of Lots 52 and 53 of Eagle Park Subdivision desire to replat these two lots into one lot to be able to better maintain the common area / drainage easement located in lot 52 and also use it as common area for future development of Lot 53.

Analysis

The lots subject to this plat were originally platted as part of the Eagle Park Subdivision with the purpose of lot 52 being a common area / drainage area and lot 53 being zoned R-3 for multifamily development. Bryan Properties purchased the lot and wishes to merge it with lot 53 for ease of maintenance. By removing the lot line, it will allow for more density to be placed on the R-3 multi-family, lot 53. Lot 52 will remain as R-1 single-family zoning with the allowable density of 6.60 dwelling units per acre.

Recommendation

Staff recommends approval of this minor subdivision.



TRAVIS COSSEY - PLANNING & DEVELOPMENT DIRECTOR

J. CLAYTON M. HINES, P.E.

SHAFFER & HINES, INC.

CHRISTIAN COUNTY RECORDER'S OFFICE: RECORDED 8-29-17 BOOK I SCIDE 4305

SOURCE OF DESCRIPTION: BOOK 2017 AT PAGE 7489, BOOK 2016 AT PAGE 5043, AND PLAT BOOK V AT PAGE

THAT CERTAIN PARCEL OR TRACT OF LAND BEING A PART OF THE SOUTHEAST QUARTER (SE1/4) OF THE SOUTHEAST QUARTER (SE1/4) IN SECTION 10 AND A PART OF THE SOUTHWEST QUARTER (SW1/4) OF THE SOUTHWEST QUARTER (SW1/4) IN SECTION 11 ALL IN TOWNSHIP 27 NORTH, RANGE 22 WEST, IN THE CITY OF NIXA, CHRISTIAN COUNTY, MISSOURI, BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS:

COMMENCING AT AN EXISTING IRON PIN AT THE SOUTHEAST CORNER OF SAID SE1/4 OF THE SE1/4 IN SAID SECTION 10; THENCE N88'21'01"W, ALONG THE SOUTH LINE OF SAID SE1/4 OF THE SE1/4, A DISTANCE OF 639.77 FEET TO AN EXISTING IRON PIN AT THE SOUTHWEST CORNER OF A TRACT OF LAND DESCRIBED IN BOOK 2015 AT PAGE 13659 IN THE CHRISTIAN COUNTY RECORDER'S OFFICE FOR A POINT OF BEGINNING; THENCE CONTINUING N88'21'01"W, ALONG SAID SOUTH LINE, A DISTANCE OF 696.91 FEET TO AN EXISTING IRON PIN AT THE SOUTHWEST CORNER OF SAID SE1/4 OF THE SE1/4; THENCE NO1.28'02"E, ALONG THE WEST LINE OF SAID SE1/4 OF THE SE1/4, A DISTANCE OF 724.28 FEET TO AN EXISTING IRON PIN; THENCE NO1'28'14"E, CONTINUING ALONG SAID WEST LINE, A DISTANCE OF 532.26 FEET TO AN EXISTING IRON PIN ON THE SOUTH RIGHT-OF-WAY LINE OF NORTHVIEW ROAD; THENCE S88'20'02"E, ALONG SAID SOUTH RIGHT-OF-WAY, A DISTANCE OF 1308.34 FEET TO AN EXISTING IRON PIN ON THE WEST RIGHT-OF-WAY LINE OF GREGG ROAD AS IT NOW EXISTS; THENCE ALONG SAID WEST RIGHT-OF-WAY LINE THE FOLLOWING THREE (3) COURSES: 1) THENCE \$48.04.56"E, A DISTANCE OF 3.55 FEET TO AN EXISTING IRON PIN; 2) THENCE SOUTHEASTERLY ALONG A NON-TANGENT CURVE TO THE LEFT HAVING A RADIUS OF 450.00 FEET, A CENTRAL ANGLE OF 24'27'47", A CHORD BEARING OF \$20'10'44"E, AN ARC LENGTH OF 191.48 FEET TO AN EXISTING IRON PIN; 3) THENCE SOUTHEASTERLY ALONG A NON-TANGENT CURVE TO THE RIGHT HAVING A RADIUS OF 450.00 FEET, A CENTRAL ANGLE OF 40°38'21", A CHORD BEARING OF S12°03'49"E, AN ARC LENGTH OF 319.18 FEET TO AN EXISTING IRON PIN ON THE NORTH LINE OF A TRACT OF LAND DESCRIBED IN BOOK 2017 AT PAGE 1491 IN THE CHRISTIAN COUNTY RECORDER'S OFFICE; THENCE N88'19'41"W, ALONG SAID NORTH LINE, A DISTANCE OF 298.54 FEET TO THE NORTHWEST CORNER OF SAID TRACT OF LAND; THENCE SO1"25'27"W, ALONG THE WEST LINE OF SAID TRACT OF LAND, A DISTANCE OF 49.98 FEET TO AN EXISTING IRON PIN; THENCE S01'22'39"W, CONTINUING ALONG SAID WEST LINE, A DISTANCE OF 222.91 FEET TO THE SOUTHWEST CORNER OF SAID TRACT OF LAND, SAID POINT BEING ON THE NORTH LINE OF SAID TRACT OF LAND DESCRIBED IN BOOK 2015 AT PAGE 13659; THENCE S87'42'39"W, ALONG THE NORTH LINE OF SAID TRACT OF LAND, A DISTANCE OF 463.02 FEET TO AN EXISTING PIPE FENCE POST AT THE NORTHWEST CORNER OF SAID TRACT OF LAND; THENCE SO1'07'31"W, ALONG THE WEST LINE OF SAID TRACT OF LAND, A DISTANCE OF 469.28 FEET TO THE POINT OF BEGINNING. SAID TRACT CONTAINS 30.919 ACRES (MORE OR LESS) AND IS SUBJECT TO ANY EASEMENTS, RIGHTS-OF-WAY, AND

CERTIFICATE OF OWNERSHIP AND DEDICATION:

I HEREBY CERTIFY THAT I AM THE OWNER OF THE PROPERTY DESCRIBED HEREON, WHICH PROPERTY IS LOCATED WITHIN THE SUBDIVISION REGULATION JURISDICTION OF THE CITY OF NIXA, THAT WE HEREBY FREELY ADOPT THIS PLAN OF SUBDIVISION AND DEDICATE TO PUBLIC USE ALL AREAS SHOWN ON THIS PLAT AS STREETS, ALLEYS, WALKS, PARKS, OPEN SPACE, AND EASEMENTS, EXCEPT THOSE SPECIFICALLY INDICATED AS PRIVATE, AND THAT I WILL MAINTAIN ALL SUCH AREAS UNTIL THE OFFER OF DEDICATION IS ACCEPTED BY THE APPROPRIATE PUBLIC AUTHORITY. ALL PROPERTY SHOWN ON THIS PLAT AS DEDICATED FOR PUBLIC USE SHALL BE DEEMED TO BE DEDICATED FOR ANY OTHER PUBLIC USE AUTHORIZED BY LAW WHEN SUCH OTHER USE IS APPROVED BY THE NIXA BOARD OF ALDERMEN IN THE PUBLIC INTEREST.

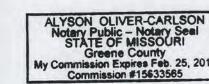
STU STENGER, MANGER OF STENGER MANAGEMENT, L.L.C.,

8-17-17

ACKNOWLEDGEMENT

STATE OF MISSOURI S.S.

AND KNOWLEDGE TO ME THAT THEY EXECUTED AFFIXED MY OFFICIAL SEAL AT MY OFFICE IN NIXA, CHRISTIAN COUNTY, MISSOURI, THE DAY AND THE YEAR FIRST



1. SOURCE OF SURVEY: FINAL PLAT OF PARKMOR HEIGHTS NO. 7; FINAL PLAT OF PARKMOR HEIGHTS NO. 5; FINAL PLAT OF SLEEPY HOLLOW SUBDIVISION; SURVEY BY TODD SURVEYING DATED 03-18-1987, SURVEY BY GUNTER & ASSOCIATES, INC., DATED 10-11-1999; SURVEY BY SCOTT CONSULTING ENGINEERS, P.C., DATED 05-14-1999; SURVEY BY SHAFFER & HINES, INC., DATED 05-12-1999; THE FINAL PLAT OF DOGWOOD ESTATES PHASE 2; SURVEY BY SHAFFER & HINES, INC., PROJECT NO. 112011, DATED 02-14-2012; SURVEY BY SHAFFER & HINES INC., PROJECT NO. 150042, DATED 09-18-2015; SURVEY BY SHAFFER & HINES, INC., PROJECT NO. 152012 DATED 03-31-2016. 2. THE PROPERTY SHOWN HEREON DOES NOT LIE WITHIN A F.E.M.A. FLOOD HAZARD AREA ACCORDING TO COMMUNITY MAP PANEL NO. 29043C0065C, WHICH BEARS AN EFFECTIVE DATE OF 12-17-2010. 3. LOTS 1-52, 54, AND 55 ARE ZONED AS R-1.

LOT 53 IS ZONED AS R-3.

5. STREET RIGHT-OF-WAY LINES ARE PARALLEL WITH THE CENTERLINE DATA AS SHOWN. 6. ALL LOT CORNERS SHALL BE PINNED WITH 5/8" IRON PINS WITH PLASTIC CAPS STAMPED "LC 383" UNLESS 7. THERE IS A 12.0' UTILITY EASEMENT, ADJACENT AND PARALLEL WITH ALL RIGHT-OF-WAY LINES, EXCEPT AS 8. R-1 BUILDING SETBACKS UNLESS NOTED OTHERWISE: FRONT SETBACK = 25'; REAR SETBACK = 20'; SIDE SETBACK WITH STREET FRONTAGE = 12'; SIDE SETBACK = 5'.

10. SMALLEST LOT = 54 (1,459 SQ.FT.±). 11. NO FENCES SHALL BE CONSTRUCTED WITHIN A DRAINAGE EASEMENT.

12. OWNER/DEVELOPER: EAGLE PARK, LLC. 13. LOTS 51, 52, 54, AND 55 ARE COMMON AREA AND SHALL BE DEDICATED TO AND MAINTAINED BY THE PROPERTY OWNER'S ASSOCIATION. 14. REFER TO SURVEY BY SHAFFER & HINES, INC., JOB NO. 152012, DATED 03-31-16, AND RECORDED IN PLAT BOOK V AT PAGE 4187 FOR ADDITIONAL INFORMATION NOT SHOWN ON THIS DRAWING.

DECLARATION BY SURVEYOR:

I HEREBY DECLARE TO <u>EAGLE PARK, LLC:</u>
THAT THE INFORMATION CONTAINED HEREON IS BASED UPON AN ACTUAL SURVEY OF THE LAND DESCRIBED HEREIN, WHICH WAS PERFORMED TO THE BEST OF MY KNOWLEDGE AND BELIEF, IN ACCORDANCE WITH THE CURRENT JOINT STANDARDS FOR PROPERTY SURVEYS AS PUBLISHED BY THE MISSOURI DEPARTMENT OF NATURAL RESOURCES AND THE MISSOURI BOARD FOR ARCHITECTS, PROFESSIONAL ENGINEERS AND LAND SURVEYORS, AND BASED ON INFORMATION PROVIDED BY: STU STENGER

MONUMENTS AND PINS SHOWN AS SET WERE PLACED UNDER MY PERSONAL SUPERVISION.
PHYSICAL EVIDENCE OF IMPROVEMENTS IS SHOWN FROM INFORMATION TAKEN BY VISUAL INSPECTION OF THE PREMISES. EASEMENTS SHOWN ARE THOSE WRITTEN, PROVIDED, OR DISCOVERED AND MAY NOT BE ALL INCLUSIVE. APPARENT OWNERSHIPS AS SHOWN ARE BASED UPON INFORMATION PROVIDED BY OTHERS AND DO NOT REPRESENT AN OPINION AS TO TITLE. THIS PLAT OF SURVEY IS AN INSTRUMENT OF SERVICE AND IS NOT TO BE USED BY ANYONE OTHER THAN THOSE TO WHOM IT HAS BEEN CERTIFIED UNLESS IT HAS BEEN UPDATED



SHANE L. MACHIN, MO P.L.S. #2005019223

08-17-2017 01FIN0054 1"=100"

SHANE L MACHIN

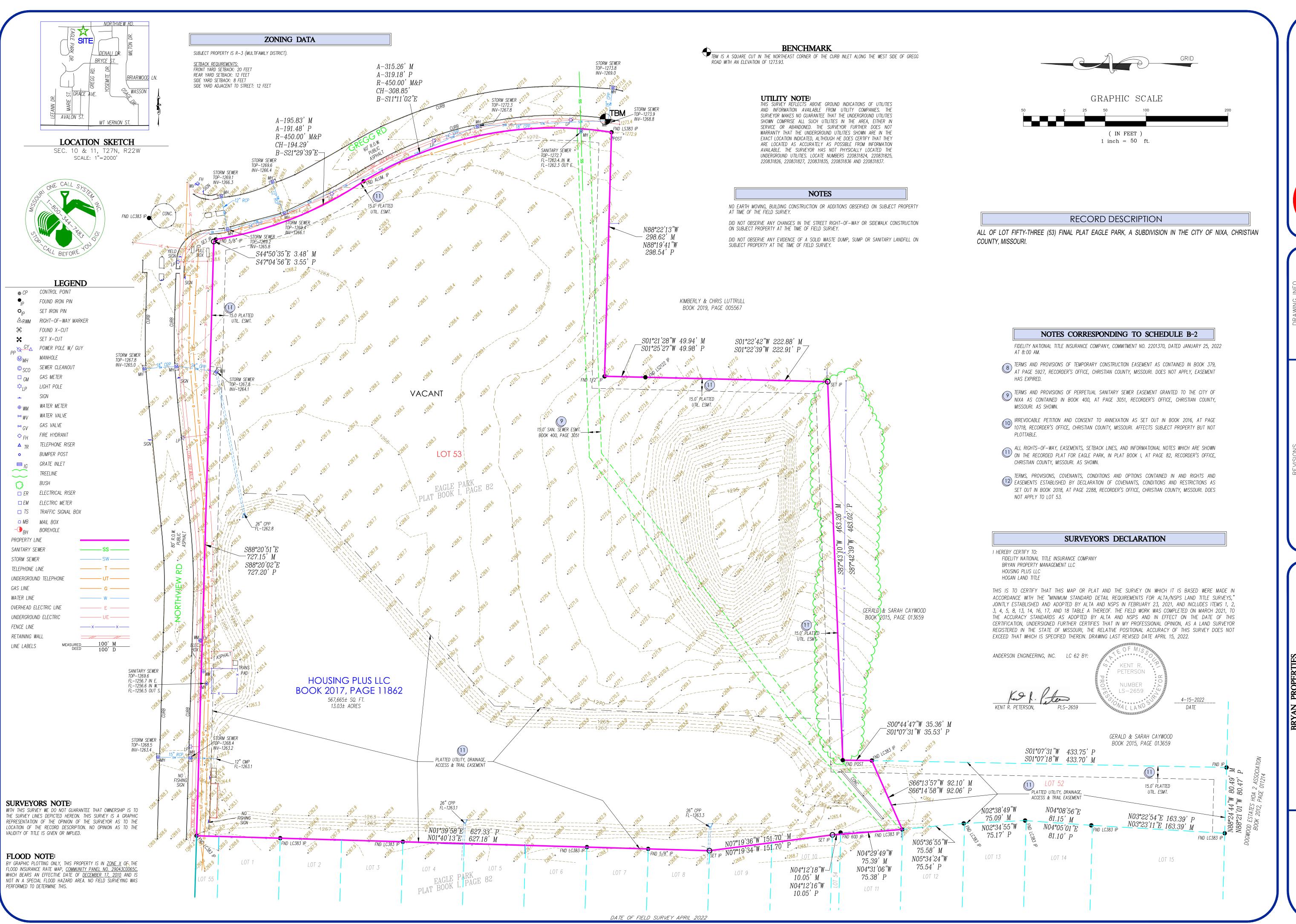
PLS-2005019223

ANE L. MACHIN - LAND SURVEYOR

MO P.L.S. - 2005019223

150054

SHEET





O N	DESCRIPTION	BY DATE	BY DATE FIELD BY:	AS
			DRAWN BY:	BAC
			CHECK BY:	KRP
			DATE:	4-07-2022
			FIELD BOOK:	
			JOB NUMBER:	22SP10044
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ALTA/NSPS SURVEY 709 N. GREGG ROAD

SHEET NUMBER