

# **COUNTY COMMISSION RECORD, CAMDEN COUNTY, MISSOURI**

**Monday 01/04/2021**

The Camden County Commission met with Presiding Commissioner Greg Hasty, District #1 Commissioner James Gohagan and District #2 Commissioner Don Williams.

## **Meeting Agenda**

Commissioner Williams made a motion to approve today's agenda as posted. Commissioner Gohagan seconded the motion. The motion passed by vote: Commissioner Williams (Yes), Commissioner Gohagan (Yes). Session opened at 10:13 A.M.

## **Prior Minutes**

Commissioner Williams made a motion to approve the December 22 and December 29, 2020 minutes. Commissioner Hasty seconded the motion. The motion passed by vote: Commissioner Williams (Yes), Commissioner Hasty (Yes).

## **New Business**

**Road Petitions** – Horseshoe Bend Special Road District presented 2 petitions regarding a change to a portion of Grandview Ct and all of Sweet William Rd. Commissioner Gohagan made the motion to table the petitions pending further signatures. Commissioner Williams seconded the motion. The motion passed by vote: Commissioner Williams (Yes), Commissioner Gohagan (Yes). An additional 3 road petitions were presented to the Commission. The first being an interior road through Leo's Subdivision. The Commission determined the petition was complete and Commissioner Gohagan made a motion to approve the petition to vacate. Commissioner Williams seconded the motion. The motion passed by vote: Commissioner Williams (Yes), and Commissioner Gohagan (Yes). The next petition

to vacate was for a portion of Sylvan Bay Drive in the Sylvan Bay Subdivision. The Commission determined that more information was needed before a decision could be made. Commissioner Gohagan made a motion to table the road petition for Sylvan Bay Drive pending more information. Commissioner Williams seconded the motion. The motion passed by vote: Commissioner Williams (Yes), and Commissioner Gohagan (Yes). The last petition for road vacation was for a part of the variable wide right-of-way of Spring Valley Drive, formerly known as Park Shore Drive. After examining the application and discussion with the petitioner, the Commission decided more information is necessary. Commissioner Gohagan made a motion to table the road petition for Spring Valley Drive. Commissioner Williams seconded the motion. The motion passed by vote: Commissioner Gohagan (Yes), and Commissioner Williams (Yes).

**Petition for Vacation of a Street, Easement or  
Common in Subdivision Outside City Limits**

APPROVED  
11/4/21  
CA

STATE OF MISSOURI ]  
COUNTY OF CAMDEN ] IN THE COUNTY COMMISSION OF CAMDEN COUNTY,  
Term, 20

To the Honorable County Commission of Camden County, Missouri:

I/We the undersigned owner(s), state, allege and aver as follows:  
That the following described tract or parcel of land, being located outside the city limits of any incorporated town, village or city, and having been subdivided and streets, avenues, roads, alleys, public easements, public square or common, marked on the recorded plat of LEOK subdivision, said plat for said subdivision being duly recorded at Book 14, Page 7, records of Camden County, Missouri, Recorder's Office.

I/We wish to vacate the ground lying on both sides of or fronting on the street, avenue, road, alley, public easement, public square or common, or part of such street, avenue, road, alley, public easement, public square or common, more accurately described as follows, to-wit: The interior road through Leok Subdivision is Osage Beach, MO going between Lots 21, 1, 2, 3, 4, 5, Tract A, 13, 14, 15 & 16.

That I/we own the ground lying on both sides of or fronting said street, avenue, road, alley, public easement, public square or common. And I/we further aver that for public notice of this petition:

That notice of the pendency of said petition was given at least fifteen (15) days prior to the term of the commission at which this petition shall be presented in a public newspaper printed in said county; or

That not less than five (5) original written or printed handbills were by said petitioner(s) duly put up in not less than five (5) of the most public places in said county notice of the pendency of said petition for at least fifteen (15) days prior to the term of this commission at which this petition shall be presented, said locations of postings are more distinctly described as follows:

1. Sign to entrance of Sioux Trails (Leok Subdivision)
2. entrance to road on lot 16 near pin
3. on tree of Lot 1 by driveway entrance
4. on tree of Lot 4 by driveway entrance near pin.
5. On tree of Tract A by driveway entrance

I/we further aver that such notice distinctly states the nature of the petition, when it was made, and what street, avenue, road, alley, public easement, public square or common, or part of such street, avenue, road, alley, public easement, public square or common, is proposed to be vacated.

I/we further aver that utility providers which provide service in the area of the street, avenue, road, alley, public easement, public square or common, or any part of such street, avenue, road, alley, public easement, public square or common, sought to be vacated have been notified of the petition.

WHEREFORE, said petitioner(s) pray an order for the vacation of said above described portion of said street, avenue, road, alley, public easement, public square or common, and for all proper relief.

Dated at said County, this 28th day of October, 2020, as witness our respective hands, full names and proper signatures.

[Signature]  
[Signature]  
[Signature]  
John B. Hamon

[Signature]  
[Signature]  
[Signature]

**EXTRACTS FROM THE LAWS OF MISSOURI**

Section 71.270 RSMo. 2005 Streets, easements and commons in subdivision outside limits—petition—notice. (1) Whenever a tract or parcel of land, being outside the limits of any incorporated town, village or city shall have been subdivided and streets, avenues, roads, alleys, public easements, public square or common marked on the recorded plat of said subdivision, the county commission of the county in which the subdivision is located may vacate the streets, alleys, roads, public easements, public square or common, or part of either upon petition of the owner or owners of the ground lying on both sides of or fronting on the street, avenue, road, alley, public easement, public square or common, or part of such street, avenue, road, alley, public easement, public square or common, proposed to be vacated. (2) No such vacation shall be ordered until least fifteen days prior to the term of the commission at which such petition shall be presented, that application would be made at that term of the commission for the vacation of the street, avenue, road, alley, public easement, public square or common, or part of such street, avenue, road, alley, public easement, public square or common, if any person interested in such subdivision shall appear and show cause to the commission why the vacation should not be made, the commission may make the order for the vacation as requested in the petition. (4) In the event that the commission orders the requested vacation, such order shall be filed with the office of the county recorder of deeds.

**Tax Abatements** – Commissioner Williams made a motion to approve the following tax abatements as presented.

John Phillip & Karen May Clopton – 2020 R.E. 14-9.0-30.0-0200.0-000-025.000- No 52- \$326.27. Please refund and deduct from next month's settlement.

First Community Credit Union – 2020 R.E. 13-8.0-34.0-000.0-004-038.114- No 53- \$1100.08. Please refund and deduct from next month's settlement.

Commissioner Gohagan seconded the motion. The motion passed by vote: Commissioner Williams (Yes), Commissioner Gohagan (Yes). Copy of abatements can be furnished upon request.

**Adjourn:** With no further official business on the agenda: Commissioner Williams made a motion to adjourn to any unofficial business that may develop during the day. Commissioner Gohagan seconded the motion. The motion passed by vote: Commissioner Gohagan (Yes), and Commissioner Williams (Yes). Session closed at 10:48 A.M.

Ordered that the Commission adjourn until day Monday January 11, 2021.

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*Greg Hasty, Presiding Commissioner*

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*Lisa Russell*