460 -2004

November Session of the October Adjourned Term. 20 STATE OF MISSOURI 04ea. **County of Boone** 

In the County Commission of said county, on the

 $3^{rd}$ 

day of November 04 20

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby adopt Section 25 of the Zoning Ordinances of Boone County, Missouri, Sign Regulations and Section 15.C (4) (f) Variances for the Height of a Freestanding Sign.

Keith Schnarre Presiding Commissioner

Karén M. Miller District I Commissioner

Skip Elkin District II Commissioner

ATTEST: 2/ Wendy S. Noren

Clerk of the County Commission

### **25. SIGN REGULATIONS**

25.1 Purpose and Intent. The Boone County sign regulations are intended to aid in traffic control and safety, preserve and protect property values, lessen congestion of land and air space, provide against undue concentrations of signs which distract and endanger traffic safety and traffic flow, establish reasonable standards for commercial and other advertising through the use of signs in order to maintain and encourage business activity and area development, avoid uncontrolled proliferation of signs, recognize the rights of the public in its use of roads, streets and highways, recognize the tradition of individual liberty within the home and preserve the wholesome and attractive character of Boone County.

Promotion of the public comfort and welfare is to be accomplished by insuring adequate and appropriate spacing of signs so that confusion is reduced and so that businesses and other entities can effectively communicate with the public. The public comfort, safety and welfare will be further protected by regulating the size, height, location and general characteristics of permitted signs. These regulations are found to be the minimum necessary to promote the public health, safety and welfare.

#### 25.2 Exempt Signs

25.2.1 Official notices authorized by a court, public body or public safety official

25.2.2 Directional, warning or information signs authorized by federal, state, county or municipal governments

25.2.3 Memorial plaques, buildings identification signs and building cornerstones when cut or carved into a masonry surface or when made of noncombustible material and made an integral part of the building or structure.

25.2.4 The flag of a government or a noncommercial institution, such as a school.

25.3 Signs in Agriculture, Transition, Recreation and Residential Districts

25.3.1 Residential Development Signs. DRAFT Boone County Sign Regulations 10/6/04 Section 25 Page 1 25.3.1.1 Residential developments of four or more dwelling units shall be permitted one development complex sign for each adjacent public street frontage not within the project (or for each entrance in the case of a subdivision project). Such signs that are based on one street frontage or subdivision entrance shall not be located on a different street frontage or subdivision entrance.

25.3.1.2 Such signs shall be placed within 75' of the entrance to the development and outside of any right of way, public easement, or clear vision area.

25.3.1.3 Maximum height for such signs shall be 5 feet above the established street grade. Maximum sign area shall be 32 square feet per sign.

25.3.2 Business Signs.

25.3.2.1 Uses permitted by the zoning district regulations, including the sale of the property on which the sign is located, shall each be permitted façade signage and/or one freestanding sign per adjacent public street frontage. Total signage for such a use shall not exceed 32 square feet in area. The height of freestanding signs shall be limited to eight-feet above the established street grade.

25.3.2.2 Home occupations are permitted one (1) façade sign on the structure in which the home occupation is located, which shall not exceed three (3) square feet (432 square inches) in area. Such signs shall be unlit and shall use nonflashing, non-reflective materials.

> 25.3.2.2.1 The area of the sign shall be calculated using the following formula: height x width = area. For example if a sign was 21 inches high and 20 inches wide the area would be calculated by multiplying the height of 21 inches x the width of 20 inches, which equals 420 square inches  $(21 \times 20 = 420)$ .

25.3.3 Non-commercial signs. Residential uses shall each be permitted façade signage and/or one freestanding sign per adjacent DRAFT Boone County Sign Regulations

> 10/6/04 Section 25 Page 2

public street frontage provided the signage does not convey a commercial message. Total signage for such a use shall not exceed 32 square feet in area. The height of freestanding signs shall not exceed eight-feet above the adjacent grade.

25.4 Signs in Commercial, Industrial and Planned Recreation Districts.

25.4.1 Freestanding or Projecting Signs in Development Complexes. On each public street frontage each development complex shall be permitted one freestanding development complex sign or one projecting development complex sign, but not both. Freestanding or projecting signs, which are based on the length of one street frontage, shall not be placed on a different street frontage.

25.4.1.1 The base allowable sign area for each development complex sign shall be two square feet of sign area for each 5 lineal feet of street frontage, not to exceed 80 square feet of sign area. A bonus sign area of 10 additional square feet per business, enterprise, institution or franchise, within the development complex, is allowed provided that such bonus shall not exceed 50% of the base allowable sign area. Total Freestanding Sign Area is calculated as follows:

- Base Allowable Sign Area (BASA) in square feet = (lineal feet of street frontage ÷5) x 2 or 80 square feet, whichever is less.
- Bonus Sign Area (BSA) in square feet = Number of businesses, etc. x 10 or BASA ÷ 2, whichever is less
- Total Freestanding Sign Area = BASA + BSA or 120 square feet, whichever is less.

25.4.1.2 Businesses that are within a development complex shall not be allowed an individual freestanding or projecting sign

25.4.2 Freestanding or Projecting Signs for Businesses. Each business not within a development complex may be permitted a freestanding sign or one projecting sign, but not both, subject to compliance with the applicable standards.

25.4.2.1 The base allowable sign area for each freestanding or projecting business sign shall be two square feet of sign area for each 5 lineal feet of street frontage, not to exceed 80 square feet of sign area. Total Freestanding Sign Area is calculated as follows: 1

• (Lineal feet of street frontage ÷5) x 2 or 80 square feet, whichever is less.

25.4.3 Business Signs. Each enterprise, institution or business shall be permitted façade signs and one under canopy sign per street frontage, subject to the following requirements. Businesses that are not within a development complex shall be permitted one freestanding or projecting sign, but not both. Businesses that are within a development complex shall not be allowed an individual freestanding or projecting sign.

> 25.4.3.1 Maximum Façade Sign Area. Total area of façade signage shall not exceed 2 square feet for each lineal foot of the building wall to which the sign is attached up to a maximum of 80 square feet. Maximum façade sign area in square feet shall be calculated as follows:

• Lineal feet of building wall x 2 or 80 square feet, whichever is less.

25.4.3.2 Maximum Freestanding Sign Area. Two square feet for each 5 lineal feet of street frontage, not to exceed 80 square feet. Only one freestanding sign is allowed per parcel except as provided for in development complexes. Maximum freestanding sign area in square feet shall be calculated as follows:

 (lineal feet of street frontage ÷ 5) x 2 or 80 square feet, whichever is less

25.4.3.3 Parapet Mounted Sign Area shall be calculated the same as and counted as part of the allowed façade signs.

25.4.3.4 Maximum Projecting Sign Area. Two square feet for each 5 lineal feet of street frontage, not to exceed 80 square feet. Only one projecting sign is allowed per parcel. Maximum projecting sign area in square feet shall be calculated as follows:

 (lineal feet of street frontage ÷ 5) x 2 or 80 square feet, whichever is less

25.4.3.5 Maximum Suspended Sign Area. The maximum allowable sign area shall be 1 square foot for each lineal foot of width of the canopy, awning, marquee or other structural element of a building from which the sign is suspended, as measured perpendicular to the building wall.

25.4.4 Freestanding Signs for Boat Services on the Missouri River. Businesses that provide boat services such as fuel and pump out may have one freestanding sign subject to the following:

25.4.4.1 The maximum allowable sign area shall be 64-square feet.

25.4.4.2 Maximum sign height is 30-feet, measured vertically, from the edge of the river bank as defined by the line of vegetation.

25.4.4.3 The sign must be within 25-feet, measured horizontally, of the river bank as defined by the line of vegetation.

2.4.4.4 The sign may be composed of one or two faces. The face(s) of the sign must be oriented toward the river and must be within  $0^{\circ}$  to  $25^{\circ}$  of parallel to the centerline of the river at the location of the sign.

25.4.5 Non-commercial signs. Commercial and industrial uses that are located in commercial or industrial zoning districts shall each be permitted façade signage and/or freestanding signs provided the

signage does not convey a commercial message. Such signs shall not exceed 32 square feet in area and shall not be displayed for more than six months in each calendar year. The height of freestanding signs shall not exceed eight-feet above the adjacent grade.

25.5 General Sign Regulations. The following regulations apply to all signs.

25.5.1 Sign Illumination. Except for billboards, sign illumination may be from backlighting, an internal source or floodlight projection. Lighting shall be shielded to preclude glare visible from public rights of way and neighboring properties.

25.5.2 Measurement of Sign Area. The square footage of a sign made up of letters, words or symbols within a frame shall be determined from the outside edge of the frame itself. The square footage of a sign composed of only letters, words or symbols shall be determined from imaginary straight lines drawn around the entire copy or grouping of such letters, words or symbols. Double-faced signs shall be calculated as the area of one side only. Threedimensional or signs other than single or double-faced signs shall be calculated as the cumulative area of all faces of the sign.

25.5.3 Maximum Sign Height. Maximum height of any sign is 35 feet unless a more restrictive standard is established elsewhere in these regulations.

25.5.4 Measurement of Sign Height The height of a sign shall be measured from average grade to the highest point of the sign or its supporting structure. Signs do not qualify for increased height due to increase in setback.

25.5.5 Condition and Maintenance. All signs shall be of rustinhibitive or rot-inhibitive material or treatment, and shall be maintained in good condition in the opinion of the Director. All signs, together with all of their supports, braces, guys and anchors shall be kept in good repair and in a safe state of preservation. The display surfaces of all signs shall be kept neatly painted or posted at all times.

25.5.6 Electronic Message Signs. Electronic message signs that provide changing messages are permitted provided such signs do not blink or flash at a frequency of less than one blink or flash per 3 seconds.

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25.5.7 All signs must meet or exceed the setback requirements established for the zoning district in which the sign is located. No portion of any sign shall overhang or encroach on the setback area, public right of way or public easement.

25.5.8 Vehicle Clearance Area. When a sign is placed over a private area where vehicles travel or are parked, the bottom of the sign structure must be at least 15 feet above the ground. Vehicle areas include but are not limited to driveways, alleys, parking areas, loading and maneuvering areas. Exceptions are prohibited.

25.5.9 Signs, which are allowed based on the length of or adjacency to one street frontage, shall not be placed on a different street frontage.

25.5.10 Prohibited Signs. The following devices and locations are specifically prohibited:

25.5.10.1 Signs located in such a manner as to obstruct or otherwise interfere with an official traffic sign, signal or device or obstruct or interfere with a driver's view of approaching, merging or intersecting traffic.

25.5.10.2 Signs encroaching upon or overhanging public right of way or easement dedicated for use by the public. No sign shall be attached to any utility pole, light standard, street tree or any other public facility located in the public right of way or public easement.

25.5.10.3 Cloth, paper, soft plastic or similar advertising signs or devices other than in rigid frames as provided herein.

25.5.10.4 Signs that blink, flash or are animated by lighting in any fashion that would cause such signs to have the appearance of traffic safety signs and lights, or municipal vehicle warnings from a distance.

25.5.10.5 Portable signs.

25.5.10.6 Any sign attached to or placed on a vehicle or trailer parked on public or private property. The prohibition of this subsection does not prohibit the identification of a firm or its principal products on a vehicle being operated during the normal course of business or being taken home. 1 .

25.5.10.7 Pennants, banners and private flags bearing any logo, product name, business name or other advertising.

25.5.10.8 Signs in any district except as specifically authorized by these regulations.

25.5.10.9 Rotating signs and roof-mounted signs and searchlights.

25.5.10.10 Any sign, other than a billboard that is located on a parcel that is otherwise undeveloped, except as otherwise permitted by these regulations.

25.5.11 Signs, variances not allowed, except; no variance from the provisions of Section 25, Sign Regulations is allowed except in accordance with Section 15.C(4)(f) of these regulations.

**25.6 Specific Sign Requirements** 

25.6.1 Billboards

25.6.1.1 Billboards are only allowed in the General Commercial (C-G), Planned General Commercial (CG-P), Light Industrial (M-L), Planned Light Industrial (ML-P), General Industrial (M-G) and Planned General Industrial (MG-P) districts and must be within 100 feet of the U.S. 63 or I-70 right of way.

25.6.1.2 Maximum sign area is 288 square feet.

25.6.1.3 Minimum ground clearance is 8 feet.

25.6.1.4 Minimum setback from all public rights of way is 50 feet with no portion of the sign overhanging the setback area.

25.6.1.5 Minimum setback from a side or rear property line, not abutting a public right of way, is 10 feet with no portion of the sign overhanging the setback area.

25.6.1.6 Minimum distance from Agriculture, Transition, Residential, Commercial Office (C-O) or Neighborhood Commercial (N-C) zoning districts or municipal limits of any city or town is 200 feet, based upon the location of the zoning district boundary or municipal limits in effect at the time the building permit for the billboard is issued.

25.6.1.7 Minimum distance from other billboards is 2,640 feet.

25.6.1.8 Minimum distance from any street intersection is 200 feet.

25.6.1.9 All freestanding billboards shall be mounted on a monopole mast.

25.6.1.10 Billboards consisting of two faces are permitted only if the planes formed by the two faces are parallel, the same size and shape and mounted at the same elevation.

25.6.1.11 Billboards consisting of more than two faces are prohibited.

25.6.1.12 Billboards shall not be illuminated.

25.6.1.13 Maximum number of billboards per parcel is one.

25.6.1.14 Billboards shall comply with all specific requirements for freestanding, projecting or facade signs, as appropriate, unless a stricter standard applies.

25.6.2 Freestanding Signs

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25.6.2.1 All freestanding signs shall maintain a clear vision area as specified in this ordinance.

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25.6.2.2 For purposes of calculating the number of freestanding signs allowed on a parcel, a billboard constitutes 1 freestanding sign.

25.6.2.3 Any freestanding sign that is not a billboard shall be a minimum of 35 feet from any public street intersection.

25.6.2.4 Freestanding signs shall be placed on a parcel so that they are no more than 150 feet from the public right of way.

25.6.2.5 In Commercial, Industrial or Planned Recreation Districts a freestanding sign cannot be placed closer than 50 feet to another freestanding sign.

25.6.2.6 There shall be no freestanding sign on the same street frontage where there is a projecting sign on the same parcel and street frontage.

25.6.3 Parapet-Mounted Signs. Signs projecting above the point of intersection of the exterior wall of the building with its roof shall be mounted on a parapet.

25.6.4 Projecting Signs

25.6.4.1 A projecting sign shall not extend above the line defined by the intersection of the planes formed by the building wall and the roof.

25.6.4.2 No supporting structure shall be visible above the sign face.

25.6.4.3 The edge of the sign shall not be more than one foot from the building wall.

25.6.4.4 A minimum of 8 feet must be maintained between the lowest point of the sign and the ground unless a stricter standard applies.

DRAFT Boone County Sign Regulations

<sup>10/6/04</sup> Section 25 Page 10

25.6.4.5 A projecting sign shall not project more than 10 feet from the building wall to which it is attached.

#### 25.6.5 Suspended Signs

25.6.5.1 The maximum allowable horizontal length of a suspended sign shall be equal to the width of the canopy, awning, marquee other structural element of a building from which the sign is suspended, as measured perpendicular to the building wall, minus 2 feet.

25.6.5.2 The sign must be hung at least 1 foot from the outside building wall and at least 1 foot from the outside edge of the canopy, awning, marquee or similar structure from which the sign is hung measured at the location at which the sign is to be hung.

25.6.5.3 The minimum vertical clearance between the lowest edge of an under-canopy sign and the ground shall be 8 feet.

25.6.5.4 The sign must be hung perpendicular to the direction of the building wall at the location where the sign is to be hung.

25.5.11 Variances. No variance from the provisions of Section 25, Sign Regulations is allowed except in accordance with Section 15.C(4)(f) of these regulations.

(Note: The underlined section will be in the Board of Adjustment Section titled *Powers of the Board*)

15.C(4)(f) Variance for the Height of a Freestanding Sign. The height of a freestanding sign may be varied due to extreme elevation difference between the base of the sign and the adjacent street frontage subject to the following criteria:

- <u>The strict application of the height limit will result in undue</u> <u>hardship to the sign user by reducing the net sign height to less</u> <u>than 20-feet.</u>
- <u>There is no alternative location on the parcel where the</u> regulations could be met and the requested variance is the minimum necessary to afford relief to the sign user.
- <u>The granting of the variance would not be materially detrimental</u> to other property owners in the vicinity. (future number 2.2.4.2.6)

**CERTIFIED COPY OF ORDER** 

461 -2004

STATE OF MISSOURI ea. **County of Boone** 

November Session of the October Adjourned Term. 20 04

> 3<sup>rd</sup> day of November

04 20

the following, among other proceedings, were had, viz:

In the County Commission of said county, on the

Now on this day the County Commission of the County of Boone does hereby deny the request by Robert and Anita Beall to rezone from A-1 (Agriculture) to A-2 (Agriculture) on 10.9 acres located at 10800 E. St. Charles Road, Columbia.

Keith Schnarre Presiding Commissioner

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Karen M. Miller District I Commissioner

Skip Elkin District II Commissioner

ATTEST: T Wendy S. Noren

Clerk of the County Commission

4107 -2004

### **CERTIFIED COPY OF ORDER**

November Session of the October Adjourned 04 Term. 20 STATE OF MISSOURI ea. **County of Boone** 3rd

In the County Commission of said county, on the

day of November 04 20

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby approve the request by James and Melanie Abernathy on behalf of Hemme Construction LLC to rezone from R-S (Single Family Residential) to R-SP (Planned Single Family Residential) of 5.0 acre, more or less for Golf View Gardens PRD, located at 7400 E. St. Charles Road, Columbia.

Done this 3<sup>rd</sup> day of November, 2004.

Keith Schnarre Presiding Commissioner

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Karen M. Miller District I Commissioner

Skip Elkin District II Commissioner

ATTEST: To Wendy S. Noren

Clerk of the County Commission

463 -2004

# **CERTIFIED COPY OF ORDER**

STATE OF MISSOURI	November Session of the October Adjourned	Term. 20	04
County of Boone			
In the County Commission of said county, on the	3 <sup>rd</sup> day of November	20	04

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby approve the request by Brenda K. Robinson on behalf of Hemme Construction LLC to rezone from R-S (Single Family Residential) to R-SP (Planned Single Family Residential) of 9.1 acres, more or less for Golf View Gardens PRD, located at 7400 E. St. Charles Road, Columbia.

Done this 3rd Day of November, 2004

Keith Schnarre Presiding Commissioner

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Karen<sup>I</sup>M. Miller District I Commissioner

Skip Elkin District II Commissioner

ATTEST:

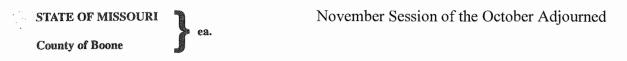
Wendy S. Noren

Clerk of the County Commission

464 -2004

Term. 20

04



In the County Commission of said county, on the

3<sup>rd</sup> day of November 20 04

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby approve the request to approve a Review Plan for Golf View Gardens PRD, located at 7400 E. St. Charles Rd., Columbia with the following conditions:

- 1. That a variance be granted by the Board of Adjustment for the duplex on proposed lot 3 that is already inside the front setback area. If the variance is not granted then the structure will have to be removed prior to recording of any plats for this development.
- 2. That the existing sewer easements be indicated by their book and page reference.
- 3. That the temporary turn around at the end of Orie Drive that is not within the proposed development be shown to be secured or moved back within the property.
- 4. That the location of Arratt Court cul-de-sac bulb be worked out to the satisfaction of the Planning Director and Boone County Public Works.
- 5. The details and methods to create the 25 foot steam buffer on each side of the existing creek are to be worked out to the satisfaction of the Planning Director and Boone County Public Works.
- 6. That the stormwater pipes and the drainage-ways need to be worked out to the satisfaction of the Planning Director and Boone County Public Works.
- 7. Lot 15 needs to have a structure shown on it as well as a specific landscaping detail to be worked out to the satisfaction of the Planning Director.

Done this 3rd day of November, 2004

Keith Schnarre Presiding Commissioner

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Karen M. Miller District I Commissioner

Skip Elkin District II Commissioner

ATTEST: Wendy S. Moren

Clerk of the County Commission

STATE OF MISSOURI<br/>County of Boonerea.November Session of the October AdjournedTerm. 2004In the County Commission of said county, on the3rdday ofNovember2004

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby approve the request by George Godas to rezone from R-S (Single Family Residential) to C-GP (Planned Commercial) of 5.6 acres, more or less, for Godas Leatherwood Center PCD located at 1601 W Rte. K, Columbia.

Done this 3<sup>rd</sup> day of November, 2004.

Keith Schnarre

-2004

465

Presiding Commissioner

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Karen M. Miller District I Commissioner

Skip Elkin District II Commissioner

ATTEST:

Wendy S. Noren Clerk of the County Commission

466 -2004

STATE OF MISSOURI

**County of Boone** 

November Session of the October Adjourned Term. 20 04

In the County Commission of said county, on the

3<sup>rd</sup> day of November 20 04

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby approve the request by George Godas to approve a *Review Plan* for Godas Leatherwood Center PCD located at 1601 W Rte. K, Columbia with the following conditions:

- 1. That a multi-use plat be submitted with any final development plan.
- 2. That the sewer district approves the sewer proposal, and that a guarantee of capacity be secured by this development by the developer.
- 3. That the entrances onto Old Plank Road are acceptable to and approvable by Boone County Public Works and the Director of Planning and be designed and located to BCPW standards.
- 4. That some form of documented approval from MoDOT for the location of entrances onto State Route K is provided before, or at the latest with, the final development plan submission.
- 5. That a landscaping plan, erosion control/stormwater plan and a traffic analysis each acceptable to this commission be required to be submitted with any final plan and that issues generated by these studies are still open to conditions for mitigation even though they are being submitted as part of a Final Plan.
- 6. That it is recognized that those uses that are conditional uses are required to obtain conditional use permits.
- 7. That the existing structures on the site be removed within 1 year from County Commission approval of this Revised Review Planed or the approval for this plan is void.
- 8. That the Permitted uses section eliminate9-Private Club or Lodge, and 20-Laboratory, Research, Experimental or Testing, from the permitted uses.
- 9. That the Conditional Uses section eliminate: 4-Residential uses when on second floor or above, from the conditional uses.
- 10. Permitted use 17 should be modified to be limited to a single neighborhood bar or tavern not to exceed 3000 square feet.
- 11. As part of the required landscaping the west side, rear facing portion, of the 3600 square feet building be screened to provide a buffer the details of which will be worked out with the remainder of the landscaping plan with the final plan and must be acceptable to the Director of Planning.
- 12. Exterior lighting be subject to review by staff with an intent to minimize offsite impact.

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Keith Schnarre Presiding Commissioner

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Karen/M. Miller District I Commissioner

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Skip Elkin District II Commissioner

ATTEST: (Mudy a Qe  $\overline{\sim}$ 

Wendy S. Noren

467-2004

## **CERTIFIED COPY OF ORDER**

November Session of the October Adjourned Term. 20 04 STATE OF MISSOURI ea. **County of Boone** 

In the County Commission of said county, on the

3<sup>rd</sup> day of November 20 04

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby approve the request by T-Vine Enterprises, Inc. to approve a Final Development Plan for Settlers Ridge PCD on 5.01 acres, located at 4401 E. Highway HH.

Keith Schnarre Presiding Commissioner

3. Miller

Karen M. Miller District I Commissioner

Skip Elkin District II Commissioner

ATTEST:

Wendy S. Moren Clerk of the County Commission

468 -2004

# **CERTIFIED COPY OF ORDER**

 STATE OF MISSOURI
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 County of Boone
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In the County Commission of said county, on the

3<sup>rd</sup> day of November 20 04

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby receive and accept the following plats and authorize the Presiding Commissioner to sign said plats:

- Harmon Estates

- Albright

Keith Schnarre Presiding Commissioner

helles!

Karén M. Miller District I Commissioner

Skip Elkin District II Commissioner

ATTEST:

Wendy S./Noren

469 -2004

 STATE OF MISSOURI
 Jea.
 November Session of the October Adjourned
 Term. 20
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 County of Boone
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In the County Commission of said county, on the

3<sup>rd</sup> day of November

**20** 04

the following, among other proceedings, were had, viz:

Now on this day the County Commission of the County of Boone does hereby accept the substitute petition for the incorporation of the Village of Pierpont containing the revised legal description for the Village of Pierpont. The County Commission does hereby approve the attached order for the Incorporation of the Village of Pierpont.

Keith Schnarre

Presiding Commissioner

ale.

Karen M. Miller District I Commissioner

Skip Elkin District II Commissioner

ATTEST:

Wendy S. Noren Clerk of the County Commission

#### BEFORE THE COUNTY COMMISSION

#### OF BOONE COUNTY, MISSOURI

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In re: Incorporation of the Village of Pierpont

#### AN ORDER INCORPORATING THE VILLAGE OF PIERPONT

Whereas, for over 100 years there has been an area south of Columbia, Missouri, known by the name of "Pierpont" that has existed as an established place, and

Whereas, this name was assigned to this region because of the Pierpont store, which has long stood at the intersection of two roads, which are now known as State Highway 163 and State Route N, and

Whereas, over time this place has become an established unincorporated village, with houses located on tracts of land relatively urban and residential in character, most tracts being approximately 1 acre or less, and

Whereas, the County Commission has received a petition signed by well over two-thirds of the persons over the age of 18 who reside within the community, and

Whereas, the County Commission has held a public hearing upon said application, and

Whereas, the County Commission desires to encourage local self-government,

NOW, THEREFORE, BE IT ORDERED AS FOLLOWS:

- 1. The Village of Pierpont is hereby ordered incorporated as a village under the Revised Statutes of Missouri, Chapter 80, the Commission finding that incorporation is reasonable.
- 2. The metes and bounds description of said village is:

The point of commencing is the intersection of the north-south quarter section line in Section 18, Township 47 N, Range 12 W with the northern boundary of said Section 18 and southern boundary of Section 7. From this point

of commencing West along said section line to the eastern right-of-way line of State Highway 163, which is the point of beginning. From this point of beginning proceed northwesterly along the eastern right-of-way line of State Highway 163 to its intersection with an arc drawn on a two mile radius from the point at which the centerline of Gans Road crosses the section line between Sections 5 and 6, Township 47N, Rage 12 W. Then generally in an Easterly direction with the arc until the same crosses the South right-of-way line of State Highway 163. Then with the South right-of-way line of State Highway 163 generally southwesterly with the south right-ofway line of State Highway 163 until the same intersects with the eastern right-of-way line of Tomlin Hill Road. Then following the eastern right-of-way line of Tomlin Hill Road to the point where it intersects with the northwest corner of the land described by deed in Book 1636, Page 476 of the land records of Boone County, Missouri. Then easterly 209 feet to the northeast corner of said property, then south down the east boundary line of said property to an iron pin set at the northeast corner of Tract # 5 of the subdivision described in survey recorded in Book 339, Page 299 of the land records of Boone County, Missouri. Then generally southerly along the eastern boundary of Tracts #5, #4, #3, #2, and #1 in said subdivision to an iron pin at the southeast corner of Tract #1. Then westerly along the south boundary of Tract #1 to again join the east right-of-way line of Tomlin Hill Road. Then South along this eastern right-of-way line of Tomlin Hill Road to its intersection with an extension eastward from the southern boundary of a tract of land described by deed recorded in Book 2170, page 871 of the land records of Boone County, Missouri. Then turn westerly along said extension to the southwest corner of said tract (Book 2170, page 871). Then northerly along the west line of said tract to the southwest corner of Tract B of a survey recorded in Book 392, Page 863 of the land records of Boone County, Missouri. Then northerly along the western boundary of said tract to the northwest corner of Tract B. From that point continue westerly along the western boundary of the tract of land described at Book 539, Page 52 of the land records of Boone County, Missouri, to the eastern side of a survey recorded in Book 437, Page 553. Then southeasterly along said eastern side to an iron rod set at the southeastern corner of said survey. From this rod go South 88 degrees 29 minutes West approximately 760.7 feet to another iron rod. From this iron rod then go North 24 degrees 20 minutes West approximately 440.4 feet to the south right-of-way line of Route N. Then proceed perpendicular to the south right-of-way line of Route N, to the northern right-of-way line of Route N. Then proceed eastnortheasterly along this northern right-of-way line of Route N to the southwest corner of a one acre tract described as:

A part of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of Section Eighteen (18), Township Forty-seven (47), Range Twelve (12) described as follows to-wit: Beginning at a stone one (1) set seventy-four (74) feet southwest of Government stone (said Government stone being set on south line of section seven (7) at southwest corner of old J. S. Pruett farm); thence in a southeasterly direction along the west line of the first public road, ten (10) rods to stone two (2); thence in a southwesterly direction along the north line of the second public road, sixteen (16) rods to stone three (3); thence in a northwesterly direction parallel with the last line of said first public road, ten (10) rods, to stone four (4); thence in a northeasterly direction parallel with the north line of said second public road, sixteen (16) rods to stone one (1) the point of beginning, and containing in all one (1) acre, more or less.

Then proceed northwesterly along said tract boundary to a stone. Then proceed northeasterly along said tract boundary to the west right-of-way line of State Highway 163. Then proceed northwesterly along this west right-of-way line to the Section line between Sections 7 and 18. Then proceed East along this Section line across State Highway 163 to its eastern right of way line, the point of beginning. Excepting therefrom any portions of Rock Bridge State Park as it existed on July 1, 2004 and any portion of lands that lie within two miles of the Boundary of the City of Columbia as it exists at the time of incorporation of the Village of Pierpont.

3. The village shall have no commons. The village is surrounded on all sides by public lands, and has no need for a commons.

4. The initial Board of Trustees for said village shall be the following three persons who shall serve until the April election of 2006:

А.	Bud Frew
B.	Ron Skiles
C.	Sheree Pippin

and the following two persons who shall serve until the April election of 2007:

D. Justin John E. Bob Miller

SO ORDERED THIS 3<sup>rd</sup> DAY OF November, 2004, at the Seat of Government of Boone County, Missouri.

Keith Schnarre, Presiding Commissioner

Uler

Karen/M. Miller, District I Commissioner

Skip Elkin, District II Commissioner

ATTEST:

Wendy S. Noren, Clerk of the County Commission

#### BEFORE THE COUNTY COMMISSION

#### OF BOONE COUNTY, MISSOURI

OCT 1

In re:

Incorporation of the Village of Pierpont

#### THE RESIDENTS OF THE AREA OF BOONE COUNTY, MISSOURI HISTORICALLY KNOWN AS "PIERPONT" TO THE COUNTY COMMISSION OF BOONE COUNTY,

#### **GREETINGS**:

Whereas, for over 100 years there has been an area south of Columbia, Missouri, known by the name of "Pierpont" that has existed as an established place, and

Whereas, this name was assigned to this region because of the Pierpont store, which has long stood at the intersection of two roads, which are now known as State Highway 163 and State Route N, and

Whereas, over time this place has become an established unincorporated village, with houses located on tracts of land relatively urban and residential in character, most tracts being approximately 1 acre or less, and

Whereas, the village is surrounded on the north, east, and west by Rock Bridge State Park owned by the state of Missouri, and which is bounded on the south by additional lands of Rock Bridge State Park, and further south by the Three Creeks State Forest and the Missouri Department of Conservation, and

Whereas, the meets and bounds description of the village of Pierpont is as follows:

The point of commencing is the intersection of the north-south quarter section line in Section 18, Township 47 N, Range 12 W with the northern boundary of said Section 18 and southern boundary of Section 7. From this point of commencing West along said section line to the eastern right-of-way line of State Highway 163, which is the point of beginning. From this point of beginning proceed northwesterly along the eastern right-of-way line of State Highway 163 to its intersection with an arc drawn on a two mile radius from the point at which the centerline of Gans Road crosses the section line between Sections 5 and 6, Township 47N, Rage 12 W. Then generally in an Easterly direction with the arc until the same crosses the South right-of-way line of State Highway 163. Then with the South right-of-way line of State Highway 163 until the same intersects with the eastern right-of-way line of Tomlin Hill Road. Then following the eastern right-of-way line of State Highway 163 of the land records of Boone County, Missouri. Then easterly 209 feet to the northeast corner of said property, then south down the east boundary line of said property to an iron pin set at the northeast corner of Tract # 5 of the subdivision described in survey recorded in Book 339, Page 299 of the land records of Boone County, Missouri. Then generally southerly southerly along the eastern boundary of Tract #1 to again join the east right-of-way line of Tomlin Hill Road. Then South along this eastern right-of-way line of the country of Tract #1 to again join the east right-of-way line of Tomlin Hill Road. Then South along this eastern right-of-way line of the east right-of-way line of the land records of Boone County, Missouri. Then generally southerly southerly southerly along the eastern boundary of Tract #1 to again join the east right-of-way line of Tomlin Hill Road. Then south along this eastern right-of-way line of Tomlin Hill Road to the point the south along this eastern right-of-way line of Tomlin Hill Road to the south along this eastern

deed recorded in Book 2170, page 871 of the land records of Boone County, Missouri. Then turn westerly along said extension to the southwest corner of said tract (Book 2170, page 871). Then northerly along the west line of said tract to the southwest corner of Tract B of a survey recorded in Book 392, Page 863 of the land records of Boone County, Missouri.

Then northerly along the western boundary of said tract to the northwest corner of Tract B. From that point continue westerly along the western boundary of the tract of land described at Book 539, Page 52 of the land records of Boone County, Missouri, to the eastern side of a survey recorded in Book 437, Page 553. Then southeasterly along said eastern side to an iron rod set at the southeastern corner of said survey. From this rod go South 88 degrees 29 minutes West approximately 760.7 feet to another iron rod. From this iron rod then go North 24 degrees 20 minutes West approximately 440.4 feet to the south right-of-way line of Route N. Then proceed perpendicular to the south right-of-way line of Route N, to the northern right-of-way line of Route N. Then proceed eastnortheasterly along this northern right-of-way line of Route N to the southwest corner of a one acre tract described as:

A part of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of Section Eighteen (18), Township Forty-seven (47), Range Twelve (12) described as follows to-wit: Beginning at a stone one (1) set seventy-four (74) feet southwest of Government stone (said Government stone being set on south line of section seven (7) at southwest corner of old J. S. Pruett farm); thence in a southeasterly direction along the west line of the first public road, ten (10) rods to stone two (2); thence in a southwesterly direction parallel with the last line of said first public road, ten (10) rods to stone three (3); thence in a northwesterly direction parallel with the north line of said second public road, sixteen (16) rods to stone four (4); thence in a northeasterly direction parallel with the north line of said second public road, sixteen (16) rods to stone one (1) the point of beginning, and containing in all one (1) acre, more or less.

Then proceed northwesterly along said tract boundary to a stone. Then proceed northeasterly along said tract boundary to the west right-of-way line of State Highway 163. Then proceed northwesterly along this west right-of-way line to the Section line between Sections 7 and 18. Then proceed East along this Section line across State Highway 163 to its eastern right of way line, the point of beginning. Excepting therefrom any portions of Rock Bridge State Park as it existed on July 1, 2004 and any portion of lands that lie within two miles of the Boundary of the City of Columbia as it exists at the time of incorporation of the Village of Pierpont.

and

Whereas, petitioners do not desire to have any lands set aside as a commons, there being a more than adequate supply of public park lands and public forests and conservation areas surrounding the village, and

Whereas, more than an adequate number of the residents of the area described herein have affixed their signatures to this petition, and

Whereas these persons are all "taxable inhabitants" of the area, and

Whereas, the area described herein is more than two statute miles away from any other incorporated place, and

Whereas, the incorporation of this village merely recognizes its current status as a place in the county, and

Whereas, the incorporation of the village is reasonable,

NOW THEREFORE, we pray that the County Commission for Boone County act favorably upon this petition by declaring that the inhabitants of the area herein described by metes and bounds shall be a body politic and corporate, known by the name VILLAGE OF PIERPONT, under a police established for their local government and for preservation of the peace therein, that there shall be no commons, and that said body politic shall, under the law, have perpetual succession unless disincorporated; sue and be sued; plead and be impleaded; defend and be defended in all courts and in all actions, pleas and matters whatsoever; may grant, purchase, hold and receive property, real and personal within such town and no other, burial grounds, cemeteries or other extra-territorial grounds as may be authorized by state law excepted; may lease, sell and dispose of the same for the benefit of the town, and may have a common seal, and alter the same at pleasure.

#### Respectfully submitted,

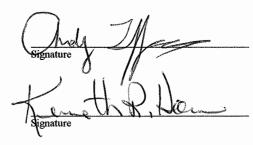
ssmiller\_





ear Signature

Signature



Rissmiller Printed Name

Ronald &

Lori Burks 7750 S. Rt

Bob Printed Name

<u>JEAN WARD Miller</u> <u>J905 E. Hury</u>, Printed Name <u>BEAN</u> <u>7700 S. RteN</u> Address of Residence

A. Bern ElizABETH A. BEAN 7700 SRA

Mark R. Mc Guwan 75795 Tomlin Hill Rd. Address of Residence

MC GOWAN Printed Name

1:-JORN

7601 S. Huy 163 Address of Residence

Address of Residence

7250 S Address of Residence

Address of Residence

75795. TOM) in Hill RA. Address of Residence

7740 S. TOMA Hill Address of Residence

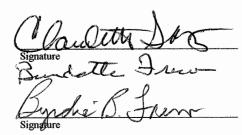
HORN <u>MROC</u> Rt Address of Residence John Jane 11 1 Printed Name John EVELYN John Printed Name 1901 E. Hury 163 Address of Residence J JUSTIN A, JOHN Printed Name Im 1901 E, Hury 16 3 Address of Residence Signatur 7751 5. Tom/in Hill Ro PRANK HEERMAN 7751 S. Tomber Hill Rd Address of Residence homan Tarya H oelzeman DALE LYNN Printed Name 1900 S. Townlin Hill R. din Signature JOLTTA LYNN Signatúre RENEC Printed Name OHN en 7650 S. Huy 163 Address of Residence EDWARD JOHN Printed Name 7650 S, HWY 163 Address of Residence  $\mathcal{N}$ 7851 S Tumlin Hill Signature 7851 S. Tam. Jer Address of Residence Signatur Kersha 1850 V. Vouli- All Ra asanne Kersha ppe Address of Residence Printed Name SD S. TOMLAN HAC Signati

Signature

ISONAU L. SKiles Printed Name

7901 Jom IN:11 Rd

901 Tomlin Hill Rd



Bundelle Huy 163 48

B. FREW DURDIE

of Residence

Address of Residence

#### AFFIDAVIT OF CIRCULATOR:

I <u>Justin</u> <u>A</u>. <u>Just</u>, a resident of the state of Missouri, being first duly sworn, say that the foregoing persons signed the foregoing petition, and each of them signed his or her name thereto in my presence; I believe that each has stated his or her name correctly, and has correctly identified his or her address of residence, and that each signer resides within the area of the prosed meets and bounds of the Village of Pierpont, Missouri

Subscribed and sworn to before me this gt = gt day of

2004. ONOT Notary Public

Dorothy M. Jacob, Notary Public State of Missouri, County of Boone My Commission Expires August 27, 2005

# **Missouri Revised Statutes**

### Chapter 80 Towns and Villages Section 80.020

August 28, 2003

#### Towns and villages--how incorporated.

80.020. Whenever two-thirds of the taxable inhabitants of any town or village within this state shall present a petition to the county commission of the county, setting forth the metes and bounds of their village and commons, and praying that they may be incorporated under a police established for their local government, and for the preservation and regulation of any commons appertaining to such town and village, and the county commission shall be satisfied that two-thirds of the taxable inhabitants of such town or village have signed such petition, and that the prayer of such petition is reasonable, the county commission may declare such town or village incorporated, designating in such order the metes and bounds thereof, and thenceforth the inhabitants within such bounds shall be a body politic and corporate, by the name and style of "The town of ....." naming it and by that name they and their successors shall be known in law; have perpetual succession, unless disincorporated; sue and be sued; plead and be impleaded; defend and be defended in all courts and in all actions, pleas and matters whatsoever; may grant, purchase, hold and receive property, real and personal, within such town and no other, burial grounds and cemeteries excepted; and may lease, sell and dispose of the same for the benefit of the town, and may have a common seal, and alter the same at pleasure.

(RSMo 1939 § 7242)

Prior revisions: 1929 § 7091; 1919 § 8541; 1909 § 9430

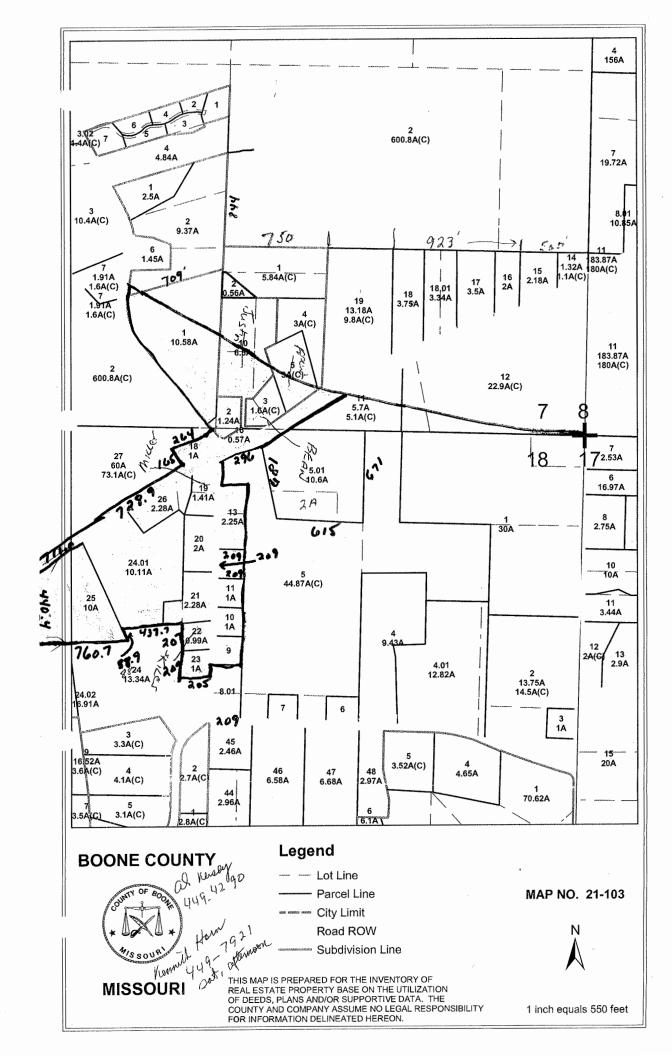
(1971) Where vast majority of six square mile area included within proposed incorporation was being used for agricultural purposes and was not within the boundaries of the existing village, nor an integral part thereof and had no logical relationship to the existence and function of the village as a municipality, the judgment affirming the order incorporating the village was reversed. In re Incorporation of Village of Lone Jack (A.), 471 S.W.2d 513.

(1976) Held, that while incorporation was improper, the state was barred by laches (22 years in this case) from challenging validity of incorporation. State ex rel. King v. Village of Praethersville (A.), 542 S.W.2d 578.

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Missouri General Assembly



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#### BEFORE THE COUNTY COMMISSION

#### OF BOONE COUNTY, MISSOURI

APR 2 2 2004

In re:

Incorporation of the

Village of Pierpont

#### THE RESIDENTS OF THE AREA OF BOONE COUNTY, MISSOURI HISTORICALLY KNOWN AS "PIERPONT" TO THE COUNTY COMMISSION OF BOONE COUNTY,

)

#### GREETINGS:

Whereas, for over 100 years there has been an area south of Columbia, Missouri, known by the name of "Pierpont" that has existed as an established place, and

Whereas, this name was assigned to this region because of the Pierpont store, which has long stood at the intersection of two roads, which are now known as State Highway 163 and State Route N, and

Whereas, over time this place has become an established unincorporated village, with houses located on tracts of land relatively urban and residential in character, most tracts being approximately 1 acre or less, and

Whereas, the village is surrounded on the north, east, and west by Rock Bridge State Park owned by the state of Missouri, and which is bounded on the south by additional lands of Rock Bridge State Park, and further south by the Three Creeks State Forest and the Missouri Department of Conservation, and

Whereas, the meets and bounds description of the village of Pierpont is as follows:

The point of beginning is the intersection of the north-south quarter section line in Section 18, Township 47 N, Rage 12 W with the northern boundary of said Section 18 and southern boundary of Section 7. From this point of beginning West along said section line to the western right-of-way line of State Highway 163. Then northwesterly along the western right-of-way line of State Highway 163 to its intersection with the southern right-of-way line of Rock Bridge Lane. Then generally Easterly across State Highway 163 with the northern boundary of Top Line Stables subdivision to the north-south quarter-section line in Section 7, Township 47 North, Range 12 West. Then North with said quarter-section line to the intersection of the woquarter-section lines in Section 7. Then East along the said east-west quarter-section line in Section 7 to the section line between this Section 7 and the adjacent Section 8. Then South to the common corner of Sections 7, 8, 17 and 18, except that when said line crosses the south right-of-way line of Section Highway 163, the section

line road known as South Fox Lane begins, and the line then runs with the western right-of-way line of South Fox Lane so as to exclude that road from the village. Then following the western right-of-way line of South Fox Lane to its intersection with the boundary line between Sections 7 and 18. Then west along said boundary line until the same intersects with the southerly right-of-way line of State Highway 163. At this point there is said to be a stone 16.15 chains east of the 1/2 section corner. If the stone and the southerly right-of-way line to not coincide, proceed in the most direct manner to said stone. Then South 1 degree 00 minutes East 671 feet to an iron pin, then South 89 degrees 55 minutes West 615 feet to another iron pin, and then North 14 degrees 10 minutes West approximately 681 feet to again rejoin the southerly right-of-way line of State Highway 163. Then generally outhsoutheasterly with the south right-of-way line of State Highway 163 until the same intersects with the eastern right-of-way line of Tomlin Hill Road. Then following the eastern right-of-way line of Tomlin Hill Road to the point where it intersects with the northern boundary of an unnamed subdivision recorded in Book 339, Page 299 of the land records of Boone County, Missouri. Then easterly (approximately South 89 degrees East) to an iron pin set at the northeast corner of Tract # 5 of said subdivision. Then generally southerly along the eastern boundary of Tracts #5, #4, #3, #2, and #1 in said unnamed subdivision to an iron pin at the southeast corner of Tract #1. Then westerly along the south boundary of Tract #1 to again join the east right-of-way line of Tomlin Hill Road. Then South along this eastern right-of-way line of Tomlin Hill Road to its intersection with an imaginary line continuing eastward from the southern boundary of Tract B of a survey recorded in Book 392, Page 863 of the land records of Boone County, Missouri. Then turn westerly along said imaginary continuation to the southeast corner of this Tract B. Then along the southern boundary of Tract B to the wetstern boundary of the same. Then northerly along the western boundary of Tract B and the western boundary of Tract A to the northwest corner of Tract A. From that point continue West to the eastern side of a survey recorded in Book 437, page 553. Then southsoutheasterly along said eastern side to an iron rod set at the southeastern corner of said survey. From this rod go South 88 degrees 29 minutes West 760.7 feet to another iron rod. From this iron rod then go North 24 degrees 20 minutes W approximately 440.4 feet to the south right-of-way line of Route N. Then proceed eastnortheasterly along this northern right-of-way line of Route N to the southwest corner of a one acre tract described as:

A part of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of Section Eighteen (18), Township Forty-seven (47), Range Twelve (12) described as follows to-wit? Beginning at a stone one (1) set seventy-four (74) feet southwest of Government stone (said Government stone being set on south line of section seven (7) at southwest corner of old J. S. Pruett farm); thence in a southeasterly direction along the west line of the first public road, ten (10) rods to stone two (2); thence in a southwesterly direction along the north line of the second public road, sixteen (16) rods to stone three (3); thence in a northwesterly direction parallel with the lest line of said first public road, ten (10) rods, to stone four (4); thence in a northeasterly direction parallel with the north line of said second public road, sixteen (16) rods to stone one (1) the point of beginning, and containing in all one (1) acre, more or less.

Then proceed northnorthwesterly 10 rods along said tract to a stone. Then proceed eastnortheasterly 16 rods to the west right-of-way line of State Highway 163. Then proceed northnorthwesterly along this west right-of-way line to the Section line between Section 7 and 18. Then proceed east along said section line to the point of beginning.

and

Whereas, petitioners do not desire to have any lands set aside as a commons, there being a more than adequate supply of public park lands and public forests and conservation areas surrounding the village, and

Whereas, more than an adequate number of the residents of the area described herein have affixed their signatures to this petition, and

Whereas these persons are all "taxable inhabitants" of the area, and

Whereas, the area described herein is more than two statute miles away from any other incorporated place, and

Whereas, the incorporation of this village merely recognizes its current status as a place in the county, and

Whereas, the incorporation of the village is reasonable,

NOW THEREFORE, we pray that the County Commission for Boone County act favorably upon this petition by declaring that the inhabitants of the area herein described by metes and bounds shall be a body politic and corporate, known by the name VILLAGE OF PIERPONT, under a police established for their local government and for preservation of the peace therein, that there shall be no commons, and that said body politic shall, under the law, have perpetual succession unless disincorporated; sue and be sued; plead and be impleaded; defend and be defended in all courts and in all actions, pleas and matters whatsoever; may grant, purchase, hold and receive property, real and personal within such town and no other, burial grounds, cemeteries or other extra-territorial grounds as may be authorized by state law excepted; may lease, sell and dispose of the same for the benefit of the town, and may have a common seal, and alter the same at pleasure.

Respectfully submitted,

A. John Justin Printed Name m Signatur Reporch Andrea Kuddick me Printed Name ature <u>HERYL</u> Printed Name tur Chas DAVIS am NThage Leola Dothage 2133 E Nuy. 163 Printed Name Oothage Joe Printed Name et Signat Holy Tittany Printed Nape <u>ignature</u> THUYA T Printed Name Hoe

HOAM E Benacl Signature

Joan E Benael Printed Name

1901E 1-how 16 3 Address of Residence

2371 & Herry 163 Address of Residence

YNIE 2301 B. Hwy 163 Address of Residence

YNIE 2301 E. Harry. Un3

=145

2133 E. Hury 163 Address of Residence

dith Heartsong 2001 E. Havy Name Address of Residence

7740 S. Tomber 1441 Address of Residence

=MAN 7751.S. Tom Jun Hi (1 Address of Residence

1941 STomlin Hell Address of Residence

Evelyn

ignatur Sign

Thabeth A. Bean

If Christ Signature Signature

EVELYN John

Joetta Printed Name

KERSHA

Edward L. John

The Cherry OHN

Joy Rissmiller

(Donald

Craig Sch

Elizabeth A. BEAN Printed Name

Lovetta Schouten

M. Now Ohn

Kamc Gowan 2579-5. Tonlin His

1901 EHWy 163 Columbon Address of Residence

1900 S. TOMLEN HELL Address of Residence

1850 S. Tomen Hac.

7650 S, HWY 163 Address of Residence

Address of Residence

7601 S. Hwy. 163

7601 S. Mary 163 Address of Residence

7970 Tont Hill Rd

7700 South R4. N Address of Residence

7970 Tombin Hill Rd. Address of Residence

Signature	Printed Name	Address of Residence
Signature	Printed Name	Address of Residence
Signature	Printed Name	Address of Residence
Signature	Printed Name	Address of Residence
Signature	Printed Name	Address of Residence

### AFFIDAVIT OF CIRCULATOR:

I <u>RoberTC: Miller</u>, a resident of the state of Missouri, being first duly sworn, say that the foregoing persons signed the foregoing petition, and each of them signed his or her name thereto in my presence; I believe that each has stated his or her name correctly, and has correctly identified his or her address of residence, and that each signer resides within the area of the prosed meets and bounds of the Village of Pierpont, Missouri

Subscribed and sworn to before me this  $21^{5t}$  day of <u>horid</u>

2004.SAM Nota Public

JOY RISSMILLER Notary Public - Notary Seal STATE OF MISSOURI County of Boone My Commission Expires August 10, 2007

### BEFORE THE COUNTY COMMISSION

#### OF BOONE COUNTY, MISSOURI

In re:

Incorporation of the

Village of Pierpont

### THE RESIDENTS OF THE AREA OF BOONE COUNTY, MISSOURI HISTORICALLY KNOWN AS "PIERPONT" TO THE COUNTY COMMISSION OF BOONE COUNTY,

#### GREETINGS:

Whereas, for over 100 years there has been an area south of Columbia, Missouri, known by the name of "Pierpont" that has existed as an established place, and

Whereas, this name was assigned to this region because of the Pierpont store, which has long stood at the intersection of two roads, which are now known as State Highway 163 and State Route N, and

Whereas, over time this place has become an established unincorporated village, with houses located on tracts of land relatively urban and residential in character, most tracts being approximately 1 acre or less, and

Whereas, the village is surrounded on the north, east, and west by Rock Bridge State Park owned by the state of Missouri, and which is bounded on the south by additional lands of Rock Bridge State Park, and further south by the Three Creeks State Forest and the Missouri Department of Conservation, and

Whereas, the meets and bounds description of the village of Pierpont is as follows:

The point of beginning is the intersection of the north-south quarter section line in Section 18, Township 47 N, Rage 12 W with the northern boundary of said Section 18 and southern boundary of Section 7. From this point of beginning West along said section line to the western right-of-way line of State Highway 163. Then northwesterly along the western right-of-way line of State Highway 163 to its intersection with the southern right-of-way line of Rock Bridge Lane. Then generally Easterly across State Highway 163 with the northern boundary of Top Line Stables subdivision to the north-south quarter-section line in Section 7, Township 47 North, Range 12 West. Then North with said quarter-section line to the intersection of the two quarter-section lines in Section 7. Then East along the said east-west quarter-section line in Section 7 to the section 1 and the adjacent Section 8. Then South to the common corner of Sections 7, 8, 17 and 18, except that when said line crosses the south right-of-way line of Section Highway 163, the section

line road known as South Fox Lane begins, and the line then runs with the western right-of-way line of South Fox Lane so as to exclude that road from the village. Then following the western right-of-way line of South Fox Lane to its intersection with the boundary line between Sections 7 and 18. Then west along said boundary line until the same intersects with the southerly right-of-way line of State Highway 163. At this point there is said to be a stone 16.15 chains east of the 1/2 section corner. If the stone and the southerly right-of-way line to not coincide, proceed in the most direct manner to said stone. Then South 1 degree 00 minutes East 671 feet to an iron pin, then South 89 degrees 55 minutes West 615 feet to another iron pin, and then North 14 degrees 10 minutes West approximately 681 feet to again rejoin the southerly right-of-way line of State Highway 163. Then generally outhsoutheasterly with the south right-of-way line of State Highway 163 until the same intersects with the eastern right-of-way line of Tomlin Hill Road. Then following the eastern right-of-way line of Tomlin Hill Road to the point where it intersects with the northern boundary of an unnamed subdivision recorded in Book 339, Page 299 of the land records of Boone County, Missouri. Then easterly (approximately South 89 degrees East) to an iron pin set at the northeast corner of Tract # 5 of said subdivision. Then generally southerly along the eastern boundary of Tracts #5, #4, #3, #2, and #1 in said unnamed subdivision to an iron pin at the southeast corner of Tract #1. Then westerly along the south boundary of Tract #1 to again join the east right-of-way line of Tomlin Hill Road. Then South along this eastern right-of-way line of Tomlin Hill Road to its intersection with an imaginary line continuing eastward from the southern boundary of Tract B of a survey recorded in Book 392, Page 863 of the land records of Boone County, Missouri. Then turn westerly along said imaginary continuation to the southeast corner of this Tract B. Then along the southern boundary of Tract B to the wetstern boundary of the same. Then northerly along the western boundary of Tract B and the western boundary of Tract A to the northwest corner of Tract A. From that point continue West to the eastern side of a survey recorded in Book 437, page 553. Then southsoutheasterly along said eastern side to an iron rod set at the southeastern corner of said survey. From this rod go South 88 degrees 29 minutes West 760.7 feet to another iron rod. From this iron rod then go North 24 degrees 20 minutes W approximately 440.4 feet to the south right-of-way line of Route N. Then proceed eastnortheasterly along this northern right-of-way line of Route N to the southwest corner of a one acre tract described as:

A part of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of Section Eighteen (18), Township Forty-seven (47), Range Twelve (12) described as follows to-wit? Beginning at a stone one (1) set seventy-four (74) feet southwest of Government stone (said Government stone being set on south line of section seven (7) at southwest corner of old J. S. Pruett farm); thence in a southeasterly direction along the west line of the first public road, ten (10) rods to stone two (2); thence in a southwesterly direction along the north line of the second public road, sixteen (16) rods to stone three (3); thence in a northwesterly direction parallel with the lest line of said first public road, ten (10) rods, to stone four (4); thence in a northeasterly direction parallel with the north line of said second public road, sixteen (16) rods to stone one (1) the point of beginning, and containing in all one (1) acre, more or less.

Then proceed northnorthwesterly 10 rods along said tract to a stone. Then proceed eastnortheasterly 16 rods to the west right-of-way line of State Highway 163. Then proceed northnorthwesterly along this west right-of-way line to the Section line between Section 7 and 18. Then proceed east along said section line to the point of beginning.

and

Whereas, petitioners do not desire to have any lands set aside as a commons, there being a more than adequate supply of public park lands and public forests and conservation areas surrounding the village, and

Whereas, more than an adequate number of the residents of the area described herein have affixed their signatures to this petition, and

Whereas these persons are all "taxable inhabitants" of the area, and

Whereas, the area described herein is more than two statute miles away from any other incorporated place, and

Whereas, the incorporation of this village merely recognizes its current status as a place in the county, and

Whereas, the incorporation of the village is reasonable,

NOW THEREFORE, we pray that the County Commission for Boone County act favorably upon this petition by declaring that the inhabitants of the area herein described by metes and bounds shall be a body politic and corporate, known by the name VILLAGE OF PIERPONT, under a police established for their local government and for preservation of the peace therein, that there shall be no commons, and that said body politic shall, under the law, have perpetual succession unless disincorporated; sue and be sued; plead and be impleaded; defend and be defended in all courts and in all actions, pleas and matters whatsoever; may grant, purchase, hold and receive property, real and personal within such town and no other, burial grounds, cemeteries or other extra-territorial grounds as may be authorized by state law excepted; may lease, sell and dispose of the same for the benefit of the town, and may have a common seal, and alter the same at pleasure.

Respectfully submitted,

en I Schon bucille F. Scitoca 2050 Elling 163

chlimpu

le

Bean Signature

Signatur mo Signatur

KENNETH R. DOTHREE 2199E. Hwy. 163 Printed Name Address of Residence

Lynn Schlemper 2199 EHurg 163 Privled Name Address of Residence

JEAN WARD Miller 1905 E. Hwy 163

Robent G. Millon 1905 E. Nwy163 Address of Residence

BARRY J BEAN 7700 SREEN Printed Name Address of Residence

gAR1ndone

DUNNAL MIGOWAN Printed Name

2321 HWY 163

7579 S. TOMINHII 1 78

\_\_\_\_\_2321EHwy163

1/11/Ne 2130 Hwy163

New Bundettech, FREW 7480 S. Hwy 163 Address of Residence

Konald L. Skiles 2901 Tom (in Hill Address of Residence Claudette Skiles 7901 TomLin Hill Address of Residence letto Skiles FRANK Hoelzeman 2751. S- Tomlin Hill Address of Residence Augun Varnum Jan Sloan Varnum 7340 S. Hwy 163 Printed Name Address of Residence Ed Varyum 73405. Hwy/63 Address of Residence Signature Riger S. Reddick 2371 Ethry 163 Printed Name Address of Residence Signaty Derrel Burks 7750 S. Rt. Address of Residence Signature R. HORN 7800 S. Rd Address of Residence KENNE Horn HORN 7800 S. Rt. N Address of Residence Janen 7851 STamlin Hill Address of Residence Dru M. Pippin Signature Sheree Pippin 7851 Stomlin HILL Printed Name Address of Residence lie B. Frei THEOS. Hurg Printed Name 163\_ 7480 S. Harry 163 Address of Residence

Signature	Printed Name	Address of Residence
Signature	Printed Name	Address of Residence
Signature	Printed Name	Address of Residence
Signature	Printed Name	Address of Residence
Signature	Printed Name	Address of Residence

## AFFIDAVIT OF CIRCULATOR:

 $I \underbrace{ \exists u \leq t \in N} R$ .  $\exists oh \in A$ , a resident of the state of Missouri, being first duly sworn, say that the foregoing persons signed the foregoing petition, and each of them signed his or her name thereto in my presence; I believe that each has stated his or her name correctly, and has correctly identified his or her address of residence, and that each signer resides within the area of the prosed meets and bounds of the Village of Pierpont, Missouri

Subscribed and sworn to before me this  $\frac{2}{3}$  day of

and 2004. Notary. ublic

JOY RISSMILLER Notary Public - Notary Seal STATE OF MISSOURI County of Boone My Commission Expires August 10, 2007

### **Residents of Pierpont**

**Rvan Reddick** 2371 E. Hwy. 163 " Andrea Reddick **Gary Purdome** 2321 E. Hwy. 163 **Ann Purdome** John M. Nowell III (single) 2201 E. Hwy. 163 Jim Haynie 2301 E. Hwy. 163 **Cheryl Haynie** 2301 E. Hwy. 163 **Charles Davis (single)** 2135 E. Hwy. 163 2199 E. Hwy. 163 Kenneth R. Dothage Lynn Schlemper 2199 E. Hwy. 163 Joe Dothage 2133 E. Hwy. 163 " Leola Dothage John Turner (single) 2130 E. Hwy. 163 Lucille Schoen (single) 2050 E. Hwy. 163 Judith Heartsong (single) 2001 E. Hwy. 163 **Robert G. Miller** 1905 E. Hwy. 163 Jean Ward Miller Justin A. John 1901 E. Hwy. 163 Evelyn John 1901 E. Hwy. 163 Edward L. John 7650 S. Hwy. 163 Renee John **Ronald Harmon** 7601 S. Hwy. 163 Joy Rissmiller Harmon **Burdette Frew** 7480 S. Hwy. 163 **Byrdie Frew** " Jan Sloan Varnun 7340 S. Hwy. 163 7340 S. Hwy. 163 Ed Varnum 7579 S. Hwy. 163 **Mark McGowan Donna McGowan** Andy Tiffany (single) 7740 S. Tomlin Hill **Frank Hoelzeman** 7751 S. Tomlin Hill Tanya Hoelzeman " Oleg (Al) Kersha 7850 S. Tomlin Hill Suzanne Kersha Dru M. Pippin 7851 S. Tomlin Hill **Sheree Pippin** 7900 S. Tomlin Hill Joetta Lynn Dale Lynn (serving in military) **Craig Schouten** 7970 S. Tomlin Hill Loretta Schouten **Ronald L. Skiles** 7901 S. Tomlin Hill " **Claudette Skiles** 7941 S. Tomlin Hill Joan E. Benad (widow)

### APR 2 2 2004

to the second second

## **Pierpont Residents Continued**

Barry J. Bean Elizabeth Bean Derrel Burks Kenneth R. Horn Janell L. Horn 7700 S. Route N " 7750 S. Route N 7800 S. Route N "

These people chose note to sign the petition:

Barry Smith	2051 E. Hwy. 163
Elizabeth Smith	66
Joseph Parks	1840 E. Hwy. 163
Sharon Thomas Parks	"
Steve H. Sapp	1999 E. Hwy. 163
Amy Sapp	"

Dow GREEN

People who are interested in Pierpont and willing to serve as Trustee:

Bob Miller Bud Frew Justin John Ron Skiles Janelle Horn Leola Dothage Ryan Reddick Barry Bean

#### AN ORDER OF THE COUNTY COMMISSION

#### OF BOONE COUNTY, MISSOURI

)

In re:

Incorporation of the Village of Pierpont

### AN ORDER INCORPORATING THE VILLAGE OF PIERPONT

Whereas, for over 100 years there has been an area south of Columbia, Missouri, known by the name of "Pierpont" that has existed as an established place, and

Whereas, this name was assigned to this region because of the Pierpont store, which has long stood at the intersection of two roads, which are now known as State Highway 163 and State Route N, and

Whereas, over time this place has become an established unincorporated village, with houses located on tracts of land relatively urban and residential in character, most tracts being approximately 1 acre or less, and

Whereas, the County Commission has received a petition signed by well over two-thirds of the persons over the age of 18 who reside within the community, and

Whereas, the County Commission has held a public hearing upon said application, at which not one person spoke against the incorporation of the village, and

Whereas, the County Commission desires to encourage local self-government,

NOW, THEREFOR, BE IT ORDERED AS FOLLOWS:

- 1. The Village of Pierpont is hereby ordered incorporated as a village under the Revised Statutes of Missouri, Chapter 80.
- 2. The metes and bounds description of said village is:

The point of commencing is the intersection of the north-south quarter section line in Section 18, Township 47 N, Range 12 W with the northern boundary of said Section 18 and southern boundary of Section 7. From this point of commencing West

along said section line to the eastern right-of-way line of State Highway 163, which is the point of beginning. From this point of beginning proceed northwesterly along the eastern right-of-way line of State Highway 163 to its intersection with an arc drawn on a two mile radius from the point at which the centerline of Ganns Creek Road crosses the section line between Sections 5 and 6, Township 47N, Rage 12 W. Then generally in an Easterly direction with the arc until the same crosses the South right-of-way line of State Highway 163. Then with the South right-of-way line of State Highway 163 generally southsouthwesterly with the south right-of-way line of State Highway 163 until the same intersects with the eastern right-ofway line of Tomlin Hill Road. Then following the eastern right-of-way line of Tomlin Hill Road to the point where it intersects with the northern boundary of the subdivision recorded in Book 339, Page 299 of the land records of Boone County, Missouri. Then easterly (approximately South 89 degress East) to an iron pin set at the northeast corner of Tract # 5 of said subdivision. Then generally southerly along the eastern boundary of Tracts \$\#5, #4, #3, #2, and #1 in said subdivision to an iron pin at the southeast corner of Tract #1. Then westerly along the south boundary of Tract #1 to again join the east right-of-way line of Tomlin Hill Road. Then South along this eastern right-of-way line of Tomlin Hill Road to its intersection with an extension eastward from the southern boundary of Tract B of a survey recorded in Book 392, Page 863 of the land records of Boone County, Missouri. Then turn westerly along said extension to the the southern boundary of Tract B and then to the western boundary of the same. Then northerly along the western boundary of Tract B and the western boundary of Tract A to the northwest corner of Tract A. From that point continue West to the eastern side of a survey recorded in Book 437, Page 553. Then southsouthwesterly along said eastern side to an iron rod set at the southeastern corner of said survey. From this rod go South 88 degrees 20 minutes West approximately 760.7 feet to another iron rod. From this iron rod then go North 24 degrees 20 minutes West approximately 440.4 feet to the south right-of-way line of Route N. Then proceed perpendicular to the south right-of-law line of Route N, to the northern right-of-way line of Route N. Then proceed eastnortheasterly along this northern right-of-way line of Route N to the southwest corner of a one acre tract described as:

A part of the Northeast Quarter (NE 1/4) of the Northwest Quarter (NW 1/4) of Section Eighteen (18), Township Forty-seven (47), Range Twelve (12) described as follows to-wit: Beginning at a stone one (1) set seventy-four (74) feet southwest of Government stone (said Government stone being set on south line of section seven (7) at southwest corner of old J. S. Pruett farm); thence in a southeasterly direction along the west line of the first public road, ten (10) rods to stone two (2); thence in a southwesterly direction along the north line of the second public road, sixteen (16) rods to stone three (3); thence in a northwesterly direction parallel with the last line of said first public road, ten (10) rods, to stone four (4); thence in a northeasterly direction parallel with the north line of said second public road, sixteen (16) rods to stone one (1) the point of beginning, and containing in all one (1) acre, more or less.

Then proceed northwesterly along said tract boundary to a stone. Then proceed northeasterly along said tract boundary to the west right-of-way line of State Highway 163. Then proceed northwesterly along this west right-of-way line to the Section line between Section 7 and 18. Then proceed East along this Section line across State Highway 163 to its eastern right of way line, the point of beginning. Excepting therefrom any portions of Rock Bridge State Park as it existed on July 1, 2004 and any portion of lands that lie within two miles of the Boundary of the City of Columbia as it exists at the time of incorporation of the Village of Pierpont.

- 3. The village shall have no commons. The village is surrounded on all sides by public lands, and has no need for a commons.
- 4. The initial Board of Trustees for said village shall be the following three persons who shall serve until the April election of 2005:

<b>A</b> .	
<b>B</b> .	
C.	

and the following two persons who shall serve until the April election of 2006:

D.	
E.	

SO ORDERED THIS \_\_\_\_ DAY OF \_\_\_\_\_ , 2004, at the Seat of Government of Boone County, Missouri.

Keith N. Schnarr, Presiding Commissioner

Karen Miller, Southern District Associate Commissioner

"Skip" Elkin, Northern District Associate Commissioner

ATTEST:

Clerk/Deputy Clerk of the County Commission

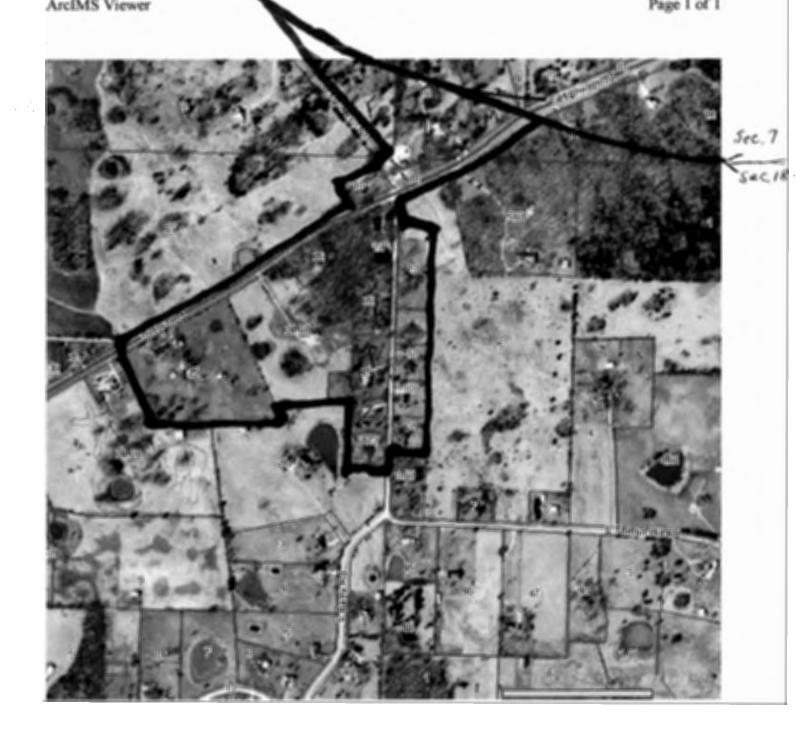
# **Pierpont Legal Description:**

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People who are interested in Pierpont and willing to serve as Trustee:

Bob Miller Bud Frew Justin John Ron Skiles Janelle Horn Leola Dothage Ryan Reddick Barry Bean Shevee Pippin