

BILL NO. 2566

ORDINANCE NO. _____

AN ORDINANCE APPROVING THE SETTLEMENT OF THE LITIGATION BETWEEN BAXTER BEND INVESTORS, L.L.C., LAND WEST # 1, L.L.C. AND THE CITY OF CHESTERFIELD

WHEREAS, Baxter Bend Investors, L.L.C. filed suit against the City and Land West #1, L.L.C. on June 8, 2007, claiming that the City’s Ordinance was invalid and the Land West #1, L.L.C. was improperly using its land; and

WHEREAS, the City and Baxter Bend and Land West are now desirous of settling and resolving this dispute; and

WHEREAS, The City Council of Chesterfield, Missouri, after careful consideration of the matter and through discussion with the City’s attorney, authorized the City Administrator of Chesterfield to enter into a Settlement Agreement similar in form that that attached;

NOW THEREFORE BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHESTERFIELD, ST. LOUIS COUNTY, MISSOURI, AS FOLLOWS:

Section 1. The City Administrator is hereby authorized to sign the Settlement Agreement.

Section 2. The Mayor, City Administrator and the City Attorney are authorized to perform on behalf of the City all obligations required of the City.

Section 3. This Ordinance shall be in full force and effect from and after its passage and approval.

Passed and approved this _____ day of _____, 2007.

MAYOR

ATTEST:

CITY CLERK

FIRST READING HELD: _____