

REMONSTRANCE AGAINST
VACATION OF A PORTION OF HOLDER ROAD

STATE OF MISSOURI)
) ss
COUNTY OF CHRISTIAN)

COME NOW the undersigned Remonstrants, by counsel, and, pursuant to § 228.110 of the Revised Missouri Statutes, respectfully submit this Remonstrance against the proposed vacation of a portion of Holder Road. The undersigned assert that the proposed vacation is not in the public interest and would result in significant detriment to the community and state the following in support of their position:

1. Pursuant to § 228.110 of the Revised Missouri Statutes, a county road may be vacated only if it is determined that doing so is in the public interest and does not adversely affect the convenience of the public or the property rights of individuals.

Public Interest

2. The proposed vacation of a portion of Holder Road is not in the public interest. The road serves as a vital thoroughfare for residents, providing essential access to schools, businesses, and emergency services. Its closure would significantly inconvenience the community and disrupt daily activities.

3. On information and belief, Holder Road, including the portion at issue, was established in 1870, was recognized as a county road in 1875, and has been in continuous use as a county road since that time.

4. On information and belief, an average of 1,500 to 1,600 vehicles travel Holder Road each day, including the portion at issue.

5. On information and belief, closing the portion of Holder Road at issue would severely impact the ability of emergency vehicles to access residences and businesses on either side of the portion proposed to be vacated; and emergency services have expressed their opposition to vacating any portion of Holder Road.

6. On information and belief, school buses serving the Clever R-V School District use Holder Road, including the portion at issue, every day during the school year; and closing that portion would not only be an inconvenience but would likely add to School District costs and present challenges for ensuring student arrival and return times.

7. On information and belief, in 2023, the petitioners were presented with a proposal to widen Holder Road and install a walkway, and they rejected that proposal.

Adverse Impact on Property Rights

8. The vacation of the road at issue would adversely affect the property rights of the undersigned and other residents in the area. The road provides the most efficient access to certain properties, and its closure would diminish property values and limit future development opportunities.

Lack of Alternative Routes

9. There are no viable alternative routes that can accommodate the traffic currently using Holder Road. The proposed vacation would lead to increased congestion on surrounding roads, posing safety risks and increasing travel times.

10. Closing the portion of Holder Road at issue would severely impact the ease and timeliness of travel in general but, in particular, it would markedly increase the travel time between Nixa and Republic.

Community Opposition

11. There is substantial opposition from the community regarding the proposed vacation. Numerous residents have expressed concerns about the negative impact on their quality of life and the potential economic consequences.

12. As just one example, after some of the undersigned created a private Facebook page called Say NO to Holder Road Closure on March 20, 2025, more than 1,400 Facebook users have joined the group/

13. For the reasons stated above, the undersigned respectfully request that the Commission deny the proposed vacation of a portion of Holder Road and, on their own behalf and on behalf of others who oppose this proposal, they request the opportunity to testify before the Commission to express the reasons for their opposition.

WHEREFORE, the undersigned pray that this Honorable County Commission:

- A. Deny the proposed vacation of a portion of Holder Road;
- B. Provide an opportunity for the undersigned and others who oppose this proposal to testify before the Commission on the matter; and
- C. Grant such other and further relief as the Commission deems just and proper.

We, the undersigned residents of Christian County, being duly qualified and competent residents of Lincoln Township, respectfully represent and aver that the portion of Holder Road at issue in the Petition to Vacate a Portion of Holder Road is a vital and useful public roadway and that vacating the same would not be in the public interest and would result in significant detriment to the community.