UDC Amendment #9
Modify Preliminary Plat Expiration Period

(Farnen Request)

Section 29-5.2 Subdivision of Land Procedures.

…

29-5.2(c) Procedure.

…

29.5.2(c)(3) Procedures by platting action.

…

29.5.2(c)(3)(ii) Preliminary plat.

…

(G) Approval of a preliminary plat by the Council shall confer upon the applicant for a period of ~~three (3)~~ five (5) years, beginning at the effective date of Council approval, the following rights:

1) The terms and conditions under which the preliminary plat was given approval shall not be changed except as required in subsection 3) below.

2) The subdivider may submit on or before the expiration date a final plat for the whole or any part of the subdivision for approval.

3) Each final plat for land included in the preliminary plat application shall comply with any new technical or engineering standards or requirements adopted by Council between the date of the preliminary plat approval and the date of each final plat application for land included in the preliminary plat.

4) If the subdivider fails to submit a combined total of one-fourth (1/4) of the preliminarily approved lots (in either a single or multiple) final plats before the expiration date, the preliminary plat approval shall expire and be of no force or effect.

5) The Director may grant a one (1) year extension if no change to a City ordinance would require a change in the plat. Appeal for an adverse decision shall be made to the Council. Any subsequent extensions shall be made to Council for a specified period on such terms and conditions as the Council may approve.

…