

Introduced by _____

First Reading _____

Second Reading _____

Ordinance No. _____

Council Bill No. B 120-23

AN ORDINANCE

granting the issuance of a conditional use permit to Sonya Andreassen-Henderson to allow for the construction of second primary dwelling on property located at 1605 and 1607 Westwinds Drive in an A (Agriculture) zoning district; providing a severability clause; and fixing the time when this ordinance shall become effective.

WHEREAS, pursuant to Section 29-6.4(m) of the City Code, the Planning and Zoning Commission (hereinafter "Commission") held a public hearing and submitted a written recommendation to the City Council related to issuance of a conditional use permit on property located at 1605 and 1607 Westwinds Drive and legally described as set forth in "Exhibit A" attached hereto and incorporated by reference; and

WHEREAS, the City Council has considered the recommendation of the Commission along with the criteria set forth in Section 29-6.4(m) of the City Code.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF COLUMBIA, MISSOURI, AS FOLLOWS:

SECTION 1. The City Council finds and determines that the criteria established in Section 29-6.4(m) of the City Code have been met and hereby grants the issuance of a conditional use permit to Sonya Andreassen-Henderson to allow for the construction of a second primary dwelling on property located at 1605 and 1607 Westwinds Drive in an A (Agriculture) zoning district, subject to the following conditions:

- a. The conditional use permit is granted to the property owner and shall be valid for the duration of the use or revocation of the permit. Any discontinuance of the use for a period of twelve (12) months or more or any change in the character of the use shall render the permit null and void.
- b. Construction of the second primary dwelling shall be subject to the criteria set forth in Sec. 29-3.3(e) of the City Code.
- c. The location of the second primary dwelling shall be in substantial compliance with the proposed site plan for "Hidden Haven Plat 1" as set forth in "Exhibit B" attached hereto and incorporated by reference.

- d. If any of the conditions of this conditional use permit are not complied with, the City Council, upon recommendation of the Commission following written notice and a noticed public hearing by the Commission, may in addition to revoking the permit, amend, alter, delete or add conditions to the permit.

SECTION 2. The provisions of this ordinance are severable and if any provision is declared invalid, unconstitutional or unenforceable, such determination shall not affect the validity of the remainder of this ordinance.

SECTION 3. This ordinance shall be in full force and effect from and after its passage.

PASSED this _____ day of _____, 2023.

ATTEST:

City Clerk

Mayor and Presiding Officer

APPROVED AS TO FORM:

City Counselor