

AN ORDINANCE AUTHORIZING THE REZONING OF LAND KNOWN AS 1000 N DAVIS STREET IN THE CITY OF HAMILTON, MISSOURI, FROM R-2 RESIDENTIAL DISTRICT TO MH MOBILE HOME DISTRICT AND AMENDING THE CITY'S ZONING MAP ACCORDINGLY

WHEREAS, an application to rezone a tract of land described as: 1000 N Davis St., Hamilton, MO (Lots 5 and 6 in Samuel's Addition to the City of Hamilton, except the following described tracts: (1) All that part of Lot 6 in G.W. Samuel's Addition described as follows: Commencing at a point on the North line of said Lot 6 and the east right-of-way line of State Highway No 13 as now located and established, and running due east 150 feet; thence due south 150 feet; thence due west 150 feet; thence due North 150 feet to the point of commencement; and also excepting (2) all of the east 260 feet of Lots 5 and 6, in G.W. Samuel's Addition, the same being a tract of land in the East portion of said Lots measuring 260 feet east and west by 636 feet North and South and also excepting that portion of Lot 6, G.W. Samuel's Addition being described as follows: Commencing at the Northwest corner of said Lot 6; thence N89 degrees 13'14"E along the north line of Lot 6, and the south right-of-way line of Putnam Street, 150.00 feet to the point of beginning of the land herein described; thence continuing N89 degrees 13'14" E, 196.23 feet; thence S00 degrees 26'15"E, parallel with the east line of said Lot 6, 194.60 feet; thence N89 degrees 07'30"W, 231.93 feet; thence N05 degrees 18'14"W, 38.00 feet; thence N89 degrees 13'14"E, 39.00 feet; thence N00 degrees 29'13"W, 150.00 feet to the point of beginning) to change the zoning from Residential District ("R-2") to Mobile Home District ("MH") was filed with the City; and

WHEREAS, the application requested a change in zoning of the land from R-2 to MH, and

WHEREAS, after due notice a public hearing was held on such application by the Planning and Zoning Commission which denied recommendation of such rezoning to the Board of Aldermen; and

WHEREAS, after due notice a public hearing was held on such application by the Board of Aldermen on February 14, 2017;

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF HAMILTON, MISSOURI AS FOLLOWS TO WIT:

SECTION 1: The Board of Aldermen hereby rezones the land described above to MH Mobile Home District.

SECTION 2: The land shall enjoy all the rights and privileges granted within the MH Mobile Home District.

SECTION 3: The City Administrator is directed to revise the City's Zoning Map accordingly.

SECTION 4: This ordinance shall be in full force and effect from and after the date of its passage and approval.

SECTION 5: That if any section, subsection, sentence, clause or phrase of this ordinance is, for any reason, held to be unconstitutional, such decision shall not affect the validity of the remaining portions of this ordinance. The Board of Aldermen hereby declares that it would have passed this ordinance, and each section, subsection, clause or phrase thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses and phrases be declared unconstitutional.

A copy of this Ordinance has been made available for public inspection prior to its adoption by the Board of Aldermen and this bill was read by title in the open meeting two times prior to its final passage.

Adopted by the Board of Aldermen this 14th day of February, 2018.

Travis Trosper, President of
Board of Aldermen

Approved this 14th day of February, 2018

Winford Gilliam, Mayor

Attest: _____
Debra Davis, City Clerk