

**AN ORDINANCE AUTHORIZING THE REZONING OF LAND KNOWN AS 703 W. BERRY STREET IN THE CITY OF HAMILTON, MISSOURI, FROM A-1 RURAL RESTRICTED DISTRICT TO C-1 COMMERCIAL DISTRICT AND AMENDING THE CITY'S ZONING MAP ACCORDINGLY**

WHEREAS, an application to rezone a tract of land described as: All that part of the E½ of the NW¼ of the NE¼ of Section 23, in Township 57, of Range 28, described as follows: Commencing at a point 12.65 rods East of the Northwest corner thereof and running thence South 159 feet; thence East 256; thence North 159 feet; thence West 256 feet to the point of commencement was filed with the City; and

WHEREAS, the application requested a change in zoning of the land from A-1 to C-1, and

WHEREAS, after due notice a public hearing was held on such application by the Planning and Zoning Commission which recommended 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 December 13, 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 C-1 Commercial District.

**SECTION 2:** The land shall enjoy all the rights and privileges granted within the C-1 Commercial District zone.

**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.