

ZONING, PLANNING & ORDINANCE COMMITTEE
MARCH 16, 2004 - 7:00 P.M.

Chairman Hay called the meeting to order at 7:00 p.m. Committee members present were Aldermen Berg, Dikun, Nolan and Hay. Also present were Alderman Marzahl and City Administrator Nelson.

Review Chapter 11, Nuisances

The Committee discussed staff's proposed changes to Chapter 11:

- Page 5, Combine Paragraphs 2 & 3 to make no exception between size of parcels, with property to be covered, maintained and mowed at a height not to exceed five inches and to a depth of 250' along the property line which is adjacent to developed property, allowing an agricultural exception.
- Page 7(F) - Notice to Remove, Abatement, Costs: Change time frame for nuisance to be abated from 10 days to 5 days
- Page 8, Delete Section 11.06, Public Nuisances Offending Morals and Decency
- Page 9, Delete Section 11.07, Motor Vehicle Storage. The recent changes to the permitted uses in the zoning code make all automotive conditional uses. The Zoning board discussed that existing businesses would not be grandfathered but would have to seek a conditional use through the hearing process. Motor vehicle storage can then be addressed during the hearing process for a conditional use permit which staff feels may be a more effective avenue to regulate motor vehicle storage.

The Committee also reviewed a proposed ordinance submitted by Attorney McArdle amending Section 11.12, Abatement of Public Nuisance, pertaining to the notice provision that allows the City to file liens on property and then to foreclose upon liens.

Moved by Berg, seconded by Nolan to recommend to the City Council that an ordinance be drafted with the proposed amendments to Chapter 11 and approving the proposed ordinance submitted by the City Attorney amending Section 11.12, Abatement of Public Nuisance. All ayes. Motion carried.

Submitted by:
Chairman Tom Hay