

Introduced by: Council Present

**AN ORDINANCE AMENDING THE ZONING CODE, SECTION 400.110 REGULATING LOT SIZE, AND LOT WIDTH WHICH SHALL BE GRANDFATHERED IN R-3 ZONING, AND ADDING A NEW DEFINITION**

Now, Therefore, Be it Ordained by the City Council of the City of Berkeley, Missouri, as follows:

**Section 1 Definition(s):**

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

**Grandfather rights, single family lots R-3:** exempts current lot size and width from meeting the minimum lot area and width, the pre-existing condition to remain unchanged.

**Section 2 Amending Area Requirements (4) and (5):**

(4) *Minimum lot area per family.* Six thousand (6,000) square feet, with the exception of existing platted lots, which have grandfather rights

(5) *Minimum width of lot.* Fifty (50) feet measured at the required building line, with the exception of existing platted lots, which have grandfather rights

**Section 3 Appeals:**

Any appeal shall be made to the Board of Adjustment, [Section 400.550](#).

**Section 4 Codification:**

This Ordinance shall be codified and made part of the City of Berkeley Code of Ordinances.

**Section 5 Effective Date:**

This Ordinance shall be in full force and effect upon and immediately upon its passage and adoption.

1st Reading this \_\_\_\_\_ day of \_\_\_\_\_ 2016

2nd Reading this \_\_\_\_\_ day of \_\_\_\_\_ 2016

3rd Reading, PASSED and APPROVED, this \_\_\_\_\_ day of \_\_\_\_\_ 2016

\_\_\_\_\_  
Theodore Hoskins, Mayor

ATTEST:

\_\_\_\_\_  
Deanna L. Jones, City Clerk

\_\_\_\_\_  
Approved As To Form:  
Donnell Smith, City Attorney

Final Roll Call:

Mayor Hoskins	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman Hoskins	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman Kirkland	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman Mathison	Aye ___	Nay ___	Absent ___	Abstain ___
Councilman-at-Large McDaniel	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman Mitchell	Aye ___	Nay ___	Absent ___	Abstain ___
Councilwoman Williams	Aye ___	Nay ___	Absent ___	Abstain ___