BILL 2012-49

****** Third Reading ******

AGENDA ITEM

TO: Mayor and City Council

FROM: Clyde Han, Building Inspector / Zoning Officer

DATE: Tuesday, September 11, 2012

RE: Conditional Use Permit 112 W. Prospect

A petition for Conditional Use Permit for "Multiple Dogs" / keeping of three (3) dogs has been filed for 112 W. Prospect. The petitioner Katie Anderson has purchased the home and moved to Cameron. Katie and Luke Schlorff live in the home and have three dogs.

A public hearing was held during the regular meeting of planning and zoning on August 13, 2012 and continued to September 10, 2012. A public notice was published in the *Cameron Citizen-Observer*, on July 26, 2012, letters were sent to neighbors within 185 feet and the property was posted.

Planning and zoning continued the public hearing to September 10, 2012 in order to allow Katie to give specifics regarding the dogs and conditions. At the September meeting the fencing issue and hours the dogs were not allow outside were presented and accepted by the neighbors and planning and zoning.
Those conditions are reflected in the ordinance presented to you tonight.

Cameron Planning and Zoning Commission has met, considered the request and finds that it complies with the Conditional Use provisions of the Cameron Zoning Ordinance, approves the permit and recommends adoption by the City Council.

There are no time issues or stipulations that would require any special action by council.

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AN ORDINANCE FOR THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI AUTHORIZING A MULTIPLE DOG CONDITIONAL USE PERMIT FOR KATIE ANDERSON ALLOWING ONE ADDITIONAL DOG AT 112 WEST PROSPECT STREET

WHEREAS, on July 10, 2012, Katie Anderson submitted a Petition for a multiple dog Conditional Use Permit allowing one additional dog at 112 West Prospect Street; and

WHEREAS, public notice regarding the above petition was published in the *Cameron Citizen-Observer*, a newspaper of general circulation, on July 26, 2012. A Public Hearing concerning said matter was held at City Hall in Cameron Missouri at 6:00 p.m. on August 13, 2012 and was continued to September 10, 2012; and

WHEREAS, the Cameron Planning and Zoning Commission has met, considered said request and finds that it complies with the Conditional Use provisions of the Cameron Zoning Ordinance, approves the permit and recommends adoption by the City Council.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CAMERON, CLINTON AND DeKALB COUNTIES, MISSOURI, AS FOLLOWS:

Section 1. Pursuant to Article 31, Conditional Uses, of the Cameron Zoning Ordinance, petitioner Katie Anderson is hereby granted a Conditional Use Permit for multiple dogs with the specific purpose of retaining three dogs at 112 West Prospect Street only until such dogs expire bringing the property into compliance in accordance with the Petition and accompanying documents therefore. Said property is described as follows:

Lt 3; W 10' Lt 2 Blk 66 Original town of Cameron, Clinton County, Missouri.

Section 2. The Petitioner shall at all times observe the following conditions:

A. The Permit shall apply only to the three existing dogs, one Chocolate Labrador, one Black Labrador and one Red Heeler. No dogs shall be acquired or traded.
B. Every year all three dogs will be properly licensed with the City of Cameron.
C. No dogs will be allowed outside between the hours of 9:00 PM and 5:00 AM.
D. Upon the demise of any of the dogs identified above, no dog shall be replaced nor additional dog acquired until the number of remaining dogs residing on the premises reaches two (2), thereupon, the premises shall remain in compliance.
E. The City Animal Control Officer shall be allowed reasonable access to inspect for compliance with the terms hereon.
F. A six-foot privacy fence shall be constructed by June 2013 and maintained in good condition adequate for the purpose of enclosing and restraining said dogs.
G. At any time any of the above conditions are not meet, notification will be made and the conditional use permit automatically terminated.

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Section 3. The Mayor is authorized to sign this ordinance approving it on behalf of the City.

Section 4. The City Clerk is directed to attest to the Mayor's signature.

Section 5. This Ordinance shall be in full force and effect from and after its passage and approval.

Passed and approved on first reading this 17th day of September 2012.
Passed and approved on second reading this 1st day of October 2012.
Passed and approved on third and final reading this 15th day of October 2012.

_____
Mayor Dennis M. Clark

ATTEST:

_____
City Clerk/Finance Clerk

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