

**AN ORDINANCE AUTHORIZING THE SPECIAL USE PERMIT RECEIVED
FROM THE REPUBLIC R-III SCHOOL DISTRICT TO PLACE A MODULAR
CLASSROOM UNIT ON THE PROPERTY LOCATED AT
648 NORTH MAIN STREET**

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF REPUBLIC, MISSOURI, AS FOLLOWS:

WHEREAS, an application for a Special Use Permit to locate a modular classroom unit at 648 North Main Street in the City of Republic, Missouri, was submitted to the Planning and Development Staff by the Republic R-III School District; (hereinafter "Applicants"); and

WHEREAS, the Planning and Development Staff did, thereafter, submit said application to the Planning and Zoning Commission which did set the 20th day of November 2006, as the date a Public Hearing would be held on such application; and

WHEREAS, notice of the time and date of the Public Hearing was given by publication on Wednesday November 1, 2006, in *The Republic Monitor*, a newspaper of general circulation in the City of Republic, such notice being at least 15 days before the date set for the Public Hearing; and

WHEREAS, a Public Hearing was conducted by the Planning and Zoning Commission on the 20th day of November 2006, after which the Commission rendered written findings of fact on the proposed Special Use Permit and, thereafter, submitted the same, together with its recommendations, to the Board of Aldermen; and

WHEREAS, the Planning and Zoning Commission, by a vote of 5 to 0, recommended approval of the Special Use Permit; and

WHEREAS, notice of the time and date of the Public Hearing at which the application for a Special Use Permit would be submitted to the Board of Aldermen was given by publication on Wednesday November 1, 2006, in *The Republic Monitor*, a newspaper of general circulation in the City of Republic; such notice being at least 15 days before the date set for Public Hearing; and

WHEREAS, a Public Hearing was conducted, and the application for a Special Use Permit was submitted to the Board of Aldermen at its regular meeting held on the 27th day of November 2006, after which the Board did proceed to vote to approve the Special Use Permit on the subject property; and

WHEREAS, the City gave notice of such Public Hearing to the record owners of all properties within the area proposed for the Special Use Permit and within 185 feet of the property proposed for the Special Use Permit by certified mailings,

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF REPUBLIC AS DESCRIBED, AS FOLLOWS:

SECTION 1: That the Special Use Permit for the certain tract of realty located at 648 North Main Street is approved to locate a modular classroom on the property of a period of no longer than three (3) years from the date of this ordinance, such tract being more fully described as follows:

The North 97 feet of the following tract: Beginning 444 feet North of the Southwest corner of Section Seventeen (17), Township Twenty-Eight (28), Range Twenty-Three (23); thence East 462.5 feet; thence North 197 feet; thence West 462.5 feet; thence South 197 feet to the point of beginning, in Greene County, Missouri, except any part taken, deeded or used for road, street or highway purposes.

SECTION 2: In all other respects other than those herein amended, modified or changed, the Zoning Code and Official Zoning Map shall remain the same and continue in full force and effect.

SECTION 3: This ordinance shall be in full force and effect from and after its date of passage.

SECTION 4: The following conditions shall apply to this Special Use Permit:

- a) The Special Use Permit shall expire three (3) years from the date of approval by the Board of Aldermen.
- b) Driveway Access - The current residential driveway shall be removed prior to the modular classroom being placed on the property.

Passed and approved at a regular meeting of the Board of Aldermen of the City of Republic, Missouri, this _____ day of _____, 2006.

ATTEST:

Brenda Jackson, City Clerk _____ James H. Collins, Mayor _____

Approved for Board Action: _____, City Administrator

Approved as to Form: _____, City Attorney