

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING THE UNIFIED DEVELOPMENT ORDINANCE, CHAPTER 14, OF THE INDEPENDENCE CITY CODE PERTAINING TO TRAILERS.

WHEREAS, the Unified Development Ordinance provided for the approval of text amendments by the city following public hearings by the Planning Commission and City Council; and,

WHEREAS, after due public notice in the manner prescribed by law, the Planning Commission held a public hearing for the consideration of this amendment on January 12, 2021, and rendered a report to the City Council recommending approval by a vote of 7-0; and,

WHEREAS, after due public notice in the manner prescribed by law, the City Council held a public hearing on February 1, 2021, and rendered a decision to approve the text amendment; and,

WHEREAS, in accordance with the Unified Development Ordinance, it was determined that the proposed amendment is consistent with the review criteria in Section 14-701-01; and,

WHEREAS, this proposed amendment clarifies Section 14-501-09-H.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI, AS FOLLOWS:

SECTION 1. That Section 14-501-09-H of Chapter 14, Unified Development Ordinance, is hereby amended to read as follows:

“**14-501-09-H** Hauling trailers less than 15 feet of total length, **measured tongue to tail**, may be parked or stored in any off-street parking area in a residential zoning district. Hauling trailers less than 15 feet of total length parked or stored in the front or street side yard must be parked or stored on a paved, all-weather surface and must not encroach into the street right-of-way or over a sidewalk. **Hauling trailers can be either open or enclosed.** Hauling trailers over 15 feet of total length may be parked in a residential zoning district provided it meets the following criteria:

- (a) The property must be located on property with access to streets on the City’s Thoroughfare Plan designated as “Divided Highway”, “Highway”, and “Arterial” but excluding the Little Blue Parkway, Valley View Parkway and Jackson Drive.
- (b) The hauling trailer must not be longer than 22 feet of total length.
- (c) There can be a maximum of one (1) trailer over 15 feet of total length per residential lot.
- (d) The hauling trailer can be parked on the property for no more than 24 hours in a week. In no case shall a hauling trailer be parked overnight.
- (e) Any trailer must be parked on a paved, all-weather surface and must not encroach into the street right-of-way or over a sidewalk.

(History: Ordinance No. 17782 and 18689)

SECTION 2. Nonseverability. All provisions of this ordinance are so essentially, and inseparable connected with, and so dependent upon, each other that no such provision would be enacted without all others. If a court of competent jurisdiction enters a final judgement on the merits that is not subject to

appeal and that declares any provision or part of this ordinance void, unconstitutional, or unenforceable, then this ordinance, in its collective entirety, is invalid and shall have no legal effect as of the date of such judgement.

SECTION 3. Scrivener's Errors. Typographical errors and other matters of a similar nature that do not affect the intent of this ordinance, as determined by the City Clerk and City Counselor, may be corrected with the endorsement of the City Manager without the need to come before City Council.

SECTION 4. That all other parts and provisions of the City Code shall be in full force and effect unless previously or subsequently amended or repealed.”

PASSED THIS _____ DAY OF _____, 2021, BY THE CITY COUNCIL OF THE CITY OF INDEPENDENCE, MISSOURI.

Presiding Officer of the City Council
of the City of Independence, Missouri

ATTEST:

City Clerk

APPROVED - FORM AND LEGALITY:

City Counselor

REVIEWED BY:

City Manager

NOTE: Words struck through and bolded are being removed by this ordinance and words underscored and bolded are being added by this ordinance.