

BILL NO. _____

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 4.01.003 OF THE CITY CODE
PERTAINING TO DANGEROUS BUILDINGS.

WHEREAS, the City regulates and enforces dangerous buildings through Article 1, Chapter 4 of the City Code; and,

WHEREAS, the purpose of these regulations is to protect the health, safety and welfare of the public; and,

WHEREAS, dangerous buildings vary in intensity and type of damage, but share the unfortunate distinction of being the most severe type of residential code violations, and pose the most risk to the surrounding areas; and,

WHEREAS, the causes of dangerous buildings vary from neglect and abandonment, fires (intentional or accidental), out-of-code repairs that do not result in a safe structure, or catastrophic damage from storms or vehicle accidents; and,

WHEREAS, the City takes these dangerous structures very seriously and pursues owners to obtain compliance where possible; however if no steps are taken by the owner, the city will have a licensed contractor demolish the structure and bill the owner for the expense to the taxpayers; and,

WHEREAS, the Heritage Commission is responsible for reviewing citywide applications of demolition permit that are outside the purview of the Historic Preservation Manager; and,

WHEREAS, the City seeks to amend the dangerous building regulations of Article 1, Chapter 4 to remove the Heritage Commission review of City-initiated demolition of dangerous buildings.

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

SECTION 1. That Section 4.01.003 of the Code of the City of Independence, Missouri is hereby amended to add paragraph L as follows:

Sec. 4.01.003. Dangerous buildings.

L. Every building or structure deemed a "dangerous building" by the Building Inspector or Building Official and is to be demolished by the City shall not be subject to the Heritage Commission review as outlined in Chapter 1, Article 30.

SECTION 2. That all other parts and provisions of the City Code not in conflict herewith shall remain in full force and effect unless previously or subsequently amended or repealed.

SECTION 3. That correction of any scriveners' errors identified within these articles are hereby authorized by this ordinance.

PASSED THIS ____ DAY OF _____, 2023, 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.