

BILL NO. 9335

ORDINANCE NO.: 7058

AN ORDINANCE AMENDING VARIOUS SECTIONS OF CHAPTER 405, SUBDIVISIONS AND LAND DEVELOPMENT REGULATIONS, TO REVISE LAND DISTURBANCE TOTAL AREA REGULATIONS AS PROVIDED HEREIN

BE IT ORDAINED BY THE COUNCIL OF THE City of University City, MISSOURI, AS FOLLOWS:

Section 1. Sections 405.140, 405.280, and 405.510 of Chapter 405, Subdivision and Land Development Regulations, of the University City Municipal Code are amended as provided herein. Language to be deleted from the Code is represented as ~~stricken through~~; language to be added to the Code is **emphasized**. This Ordinance contemplates no revisions to the Code other than those so designated; any language or provisions from the Code omitted from this Ordinance is represented by an ellipsis and remains in full force and effect.

Section 2. Section 405.140 of the University City Municipal Code is hereby amended to replace five (5) acres with one (1) acre of land that constitutes the need for a DNR Land Disturbance Permit, as follows:

405.140. Grading Permit (On-Site Excavation and Filling), Item C., DNR Land Disturbance Permit. If construction activities disturb land or entails the grading of an area that is ~~five (5) acres~~ **one (1) acre or greater, or if that construction activity is part of a larger common plan of development or sale that would disturb one acre or greater,** a land disturbance permit shall be obtained from the Missouri Department of Natural Resources. Under such circumstances, no grading permit or improvement construction permit shall be issued by the Director of Public Works and Parks until the applicant for either permit provides evidence of the DNR land disturbance permit.

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Section 3. Section 405.280 of the University City Municipal Code is hereby amended to replace five (5) acres with one (1) acre of land that constitutes the need for a DNR Land Disturbance Permit, as follows:

405.280. Improvement Plan Submittal Requirements, Item C4d., DNR land disturbance permit required. If construction activities disturb land or entail the grading of an area that is ~~five (5) acres~~ **one (1) acre or greater, or if that construction activity is part of a larger common plan of development or sale that would disturb one acre or greater,** a land disturbance permit shall be obtained from the Missouri Department of Natural Resources (see Section 405.140).

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Section 4. Section 405.510 of the University City Municipal Code is hereby amended to replace five (5) acres with one (1) acre of land that constitutes the need for a DNR Land Disturbance Permit, as follows:

405.510. Site Grading and Erosion Control, Item A3., Erosion/siltation control. Every subdivision or land development shall make adequate provisions to minimize and control both short-term and long-term erosion and siltation in accordance with the requirements of this Section and any storm drainage control requirements of MSD. The Director of Public Works and Parks shall establish specific standards to ensure the compliance with the intent of these erosion and siltation control requirements. The Director of Public Works and Parks may require modifications or additions to the erosion control plans should the proposed measures not adequately control erosion and siltation. If construction activities disturb land or entail the grading of an area that is ~~five (5) acres~~ **one (1) acre or greater, or if that construction activity is part of a larger common plan of development or sale that would disturb one acre or greater,** a land disturbance permit shall be obtained from the Missouri Department of Natural Resources (see Section 405.140(C)).

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Section 5. This ordinance shall not be construed so as to relieve any person, firm or corporation from any penalty heretofore incurred by the violation of the sections revised by this amendment nor bar the prosecution for any such violation.

Section 6. This ordinance shall take effect and be in force from and after its passage as provided by law.

PASSED THIS 23rd day of October, 2017


MAYOR

ATTEST:


INTERIM CITY CLERK

CERTIFIED TO BE CORRECT AS TO FORM:


CITY ATTORNEY

