

## **Staff Report**

**ACTION ITEM:** Consider a text amendment to the City of Jackson Ordinance section 65-28 Zoning Board of Adjustments

**APPLICANT:** City of Jackson

**APPLICANT STATUS:** Municipal Governing Authority

**PURPOSE:** To comply with Missouri State Statute Section 89.050 regarding notice of a public hearing which is the enabling authority.

**APPLICABLE REGULATIONS:** Zoning Code (Chapter 65)

**COMMENTS:** Staff learned that the City Code notice requirement for hearings before the Zoning Board of Adjustment needs to be revised according to State statute. Section 89.050, RSMo. requires notice of hearing at least fifteen (15) days published in the newspaper. City Code Sec. 65-28 (b) requires only seven (7) days.

Currently, the City Code Sec. 65-28 (b) states that any meeting at which an appeal is to be heard shall be a public meeting with public notice of said meeting and business to be carried on and published in a newspaper of general circulation in the city at least one (1) time, seven (7) days prior to the meeting for the Zoning Board of Adjustment. This needs to be corrected regarding the Missouri State Statute, which states that at least fifteen (15) days' notice of the time and place of such hearing shall be published in an official paper or a paper of general circulation in such municipality.

The proposed code amendment adds a subsection for notice that complies with the State statute.

**ACTION REQUIRED:** The Commission shall vote to recommend approving or denying this request. A public hearing on text amendments is optional at the P&Z level and mandatory at the Board of Alderman level.