

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, CREATING NEW SECTIONS IN CHAPTER 115 EMPLOYEES AND OFFICERS, ARTICLE X CITY PLANNER AND ARTICLE XI BUILDING OFFICIAL OF THE CITY CODE FOR VARIOUS PURPOSES AS SET FORTH.

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF OSAGE BEACH, MISSOURI AS FOLLOWS:

Section 1. Within the City Code there are hereby enacted new Sections set out as follows:

Article X
City Planner

Section 115.420 Office Created.

There is hereby created the office of City Planner.

Section 115.430 Qualifications.

The person appointed to the office of City Planner shall have a bachelor's degree in planning or related field or shall be a graduate of an accredited university or college, majoring in public or municipal administration or shall have the equivalent qualifications and experience.

Section 115.440 Appointment — Term.

The Mayor, with the advice and consent of a majority of the Planning Commission and with the advice and consent of a majority of the Board of Aldermen, shall appoint a suitable person as City Planner who shall hold office at the pleasure of the Mayor and Board of Aldermen. The City Planner is responsible to and held accountable by the Mayor and Board of Aldermen. Work is performed under general supervision of the City Administrator.

Section 115.450 General Duties.

The City Planner shall be generally responsible for establishing policies and procedures and interpreting, administering, and enforcing the zoning ordinance and subdivision regulations. Work is performed under the general administrative direction of the City Administrator. To that end, he/she shall have the following additional duties and powers:

1. Supervise and organize all activities relating to the City's planning, zoning, and development management functions to ensure enforcement of adopted ordinances, comprehensive plans, and policies created by the Board of Aldermen and the Planning and Zoning Commission.
2. Serve as staff for the Planning and Zoning Commission and prepare agenda and staff reports and drafts of proposed conditions for developments of all kinds;

prepare staff reports and drafts of ordinances for planning, zoning, and development matters for the Board of Aldermen, and attend aldermanic meetings.

3. Periodically review, recommend, and draft revisions to relevant ordinances.
4. Review petitions for variances, appeals, and exceptions to be heard by the Board of Aldermen and the Board of Adjustment; advise petitioners of hearing procedures, prepare staff reports for the Board of Aldermen and the Board of Zoning Adjustment, and attend meetings of both bodies; serve as the City's witness at Board of Zoning Adjustment hearings.
5. Review and analyze all proposals for non-public development in the City and review residential and commercial plans for compliance with the zoning ordinance, subdivision regulations, comprehensive plans, and other plans and policies; approve final site plans; review trust indentures, escrows, and other financial sureties guaranteeing proper development.
6. Meet with individual citizens to provide professional personal attention and consultation to citizen requests and complaints; meet with developers and other applicants to discuss City procedures and policies regarding proposed zoning changes, subdivisions, conditional use permits, and development plans, and review such plans; investigate complaints of possible zoning violations.
7. Prepare or assist in preparation of Comprehensive Plan amendments and periodic review of the Comprehensive Plan; provide general comments and recommendations to the Planning and Zoning Commission and Board of Aldermen as required pertaining to planning issues concerning the City as a whole.
8. Report on a regular basis to the City Administrator regarding the status of activities and attend regularly scheduled department head staff meetings and other meetings as requested.
9. Perform all other related duties as assigned.

Article XI Building Official

Section 115.460 **Office Created.**

There is hereby created the office of City Building Official.

Section 115.470 **Qualifications.**

The person appointed to the office of Building Official shall have a degree in related fields or a graduate of an accredited university or college, majoring in public or municipal administration or shall have the equivalent qualifications and

experience.

Section 115.480 Appointment — Term.

The Mayor, with the advice and consent of a majority of the Board of Aldermen, shall appoint a suitable person as City Building Official who shall hold office at the pleasure of the Mayor and Board of Aldermen. The City Building Official is responsible to and held accountable by the Mayor and Board of Aldermen. Work is performed under general supervision of the City Administrator.

Section 115.490 General Duties.

The Building Official shall have the duties and responsibilities established by City ordinance, including all adopted versions of the International Building Code and any additional or successor codes, rules, or regulations. Work is performed under the general administrative direction of the City Administrator.

Section 2. Severability

The chapters, sections, paragraphs, sentences, clauses and phrases of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional or otherwise invalid by the valid judgment or degree of any Court of any competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs, or sections of this ordinance since the same would have been enacted by the Board of Aldermen without the incorporation in this ordinance of any such unconstitutional or invalid phrase, clause, sentence, paragraph or section.

Section 3. Repeal of Ordinances not to affect liabilities, etc.

Whenever any part of this ordinance shall be repealed or modified, either expressly or by implication, by a subsequent ordinance, that part of the ordinance thus repealed or modified shall continue in force until the subsequent ordinance repealing or modifying the ordinance shall go into effect unless therein otherwise expressly provided; but no suit, prosecution, proceeding, right, fine or penalty instituted, created, given, secured or accrued under this ordinance previous to its repeal shall not be affected, released or discharged but may be prosecuted, enjoined and recovered as fully as if this ordinance or provisions had continued in force, unless it shall be therein otherwise expressly provided.

Section 4. That this Ordinance shall be in full force and effect from and after the date of passage and approval of the Mayor.

READ FIRST TIME: April 20, 2023

READ SECOND TIME: May 4, 2023

I hereby certify that Ordinance No.23.32 was duly passed on May 4, 2023, by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes: 6

Nays: 0

Abstentions: 0

Absent: 0

This Ordinance is hereby transmitted to the Mayor for his signature.

May 4, 2023
Date

Tara Berreth
Tara Berreth, City Clerk

Approved as to form:

Cole Bradbury
Cole Bradbury, City Attorney

I hereby approve Ordinance No.23.32.

Michael Harmison
Michael Harmison, Mayor

May 4, 2023
Date

Tara Berreth
Tara Berreth, City Clerk