

BILL NO. 25-74

ORDINANCE NO. 25.74
FLOOR SUBSTITUTE

AN ORDINANCE OF THE CITY OF OSAGE BEACH, MISSOURI, AMENDING CHAPTER 100 GENERAL PROVISION; SECTION 100.220 DESIGN GUIDELINES, SECTION 100.230 FEE SCHEDULE 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 Within the City Code there are hereby enacted new Sections with material repealed and replacing them set forth below with new material set out in **RED** and deleted material struck as follows:

ARTICLE V

Design Guidelines and Schedules

Section 100.220. Design Guidelines.

A certain document, one (1) copy of which is on file in the office of the City Clerk, being marked and designated as the Osage Beach Design Guidelines, is hereby adopted as the code of the City of Osage Beach, Missouri, for regulating the design, construction, quality of materials, erection, installation, alteration, repair, location, relocation, replacement, addition to, use or maintenance of various systems and improvements in the City of Osage Beach; and each and all of the regulations, provisions, conditions and terms of such document on file in the office of the City Clerk are hereby referred to, adopted and made a part hereof as if fully set out in the Article.

Section 100.230. Fee Schedule.

- A. A certain document, one (1) copy of which is on file in the office of the City Clerk, being marked and designated as the Osage Beach Fee Schedule, is hereby adopted by the City of Osage Beach, Missouri, for the purpose of setting, regulating, and restating various fees and costs assessed in and by the City of Osage Beach; and each and all of the fees, costs, charges, and assessments in such document are hereby authorized to be so assessed as set forth therein and as amended from time to time.
- B. Where any provision of this Code permits any cost, fee, charge, or assessment to be set by the City Administrator, other staff, or any designee thereof, the City Administrator or other duly authorized person shall provide copies of such change(s) to the Fee Schedule to the Board and Mayor at least twenty (20) business days prior to implementing such changes.
- C. Where any such cost, fee, charge, or assessment is set by ordinance, such amounts shall only be changed by duly authorized amendment to such ordinance. Where any fee contained in the Fee Schedule is inconsistent with an ordinance, the ordinance shall control.

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

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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: August 21, 2025

READ SECOND TIME:

I hereby certify that Ordinance No.25.74 was duly passed on _____, by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes:

Nays:

Abstentions:

Absent:

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

Date

Tara Berreth, City Clerk

Approved as to form:

Cole Bradbury, City Attorney

I hereby approve Ordinance No.25.74.

Michael Harmison, Mayor

Date

Tara Berreth, City Clerk

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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:

READ SECOND TIME: September 4, 2025

I hereby certify that Ordinance No.25.74 was duly passed on September 4, 2025, by the Board of Aldermen of the City of Osage Beach. The votes thereon were as follows:

Ayes: 5 Nays: 0 Abstentions: 0 Absent: 1

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

Sept. 4, 25
Date

Tara Berreth
Tara Berreth, City Clerk

Approved as to form:

Cole Bradbury
Cole Bradbury, City Attorney

I hereby approve Ordinance No.25.74.

Michael Harmison
Michael Harmison, Mayor

Sept 4, 25
Date

Tara Berreth
Tara Berreth, City Clerk