

**BILL NO. 2899**

**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE APPROVING ZONING OF "R-1" SINGLE-FAMILY RESIDENTIAL FOR PROPERTY OWNED BY TIMOTHY AND JANET SWOPE, LOCATED AT 214 SHADY DRIVE, BRANSON, TANEY COUNTY, MISSOURI**

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**WHEREAS**, the City of Branson by Ordinance No. 682 adopted and established certain zoning districts and classifications for the City of Branson; and

**WHEREAS**, Section 89.010 to 89.060 inclusive, RSMo, as amended, provides that a city of the fourth class may amend and change from time to time the boundaries of zoning districts; and

**WHEREAS**, notice of the proposed zoning was published in the Branson Daily News no less than fifteen days prior to public hearing before the Planning and Zoning Commission of the City of Branson; and

**WHEREAS**, the Branson Planning and Zoning Commission held a public hearing on August 3, 2004 and recommends approval of the zoning to "R-1" Single Family Residential for property owned by Timothy and Janet Swope, located at 214 Shady Drive, Branson, Missouri.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF BRANSON, MISSOURI, THE FOLLOWING:**

**Section 1.** That the tracts of land situated in Branson, Missouri, and described as:

**ALL OF LOT 6 BLOCK 1 FIRST ADDITION TO RAINBOW SHOALS SUBDIVISION AS PER THE RECRDED PLAT THEREOF TANEY COUNTY RECORDERS OFFICE. SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY**

are hereby zoned as "R-1" Single Family Residential, subject to the Land Use Regulations of the City of Branson contained in the Branson Municipal Code.

**Section 2.** The Official Zoning Map of the City of Branson is hereby amended in respect to the changes in the zoning district of the area described above.

**Section 3. Severability Clause.** If any section, subsection, clause or phrase of this ordinance is for any reason held to be invalid, such decision shall not affect the validity of the remaining portions of this ordinance and each section, subsection, sentence, clause or phrase thereof, irrespective of the fact that any one or major sections, sentences, clauses or phrases be declared invalid.

**Section 4:** This ordinance shall be in full force and effect from and after its passage and approval.

Read this first time on this \_\_\_\_\_ day of \_\_\_\_\_, 2004.

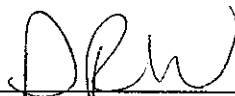
Read this second time, passed and truly agreed to by the Board of Aldermen of the City of Branson, Missouri, on this \_\_\_\_\_ day of \_\_\_\_\_, 2004.

\_\_\_\_\_  
Louis E. Schaefer  
Mayor

ATTEST:

APPROVED AS TO FORM:

\_\_\_\_\_  
Sandra L. Williams  
City Clerk

  
\_\_\_\_\_  
Daniel R. Wichmer  
City Attorney

Cypress Ln

# Vicinity Map

214 Shady Drive



Subject Property



Branson City Limits

Fall Creek Rd

Dalton Dr

Outdoor St

Barkley Ln

Shady Dr

Hunter Ave

**PLANNING AND ZONING COMMISSION**

**RESOLUTION NO. P-2004-022**

**A PLANNING COMMISSION RESOLUTION RECOMMENDING APPROVAL OF THE ZONING OF NEWLY ANNEXED PROPERTY OWNED BY TIMOTHY AND JANET SWOPE, LOCATED AT 214 SHADY DRIVE IN THE CITY OF BRANSON TO "R-1" SINGLE FAMILY RESIDENTIAL.**

**WHEREAS**, in order to regulate and restrict the use and improvement of lands and the location, type, construction and use of building improvements located within the City; to promote the general welfare, public safety and health; and to preserve personal and property rights; all lots, parcels and tracts of land located within the City, together with any and all building improvements located thereon, shall be zoned; and,

**WHEREAS**, it is necessary for the City of Branson to zone newly annexed property owned by Timothy and Janet Swope, and legally described as follows:

ALL OF LOT 6 BLOCK 1 FIRST ADDITION TO RAINBOW SHOALS SUBDIVISION AS PER THE RECRDED PLAT THEREOF TANEY COUNTY RECORDERS OFFICE. SUBJECT TO EASEMENTS AND RESTRICTIONS OF RECORD, IF ANY

**WHEREAS**, a Public Hearing was held before the Branson Planning and Zoning Commission on August 3, 2004, at 7:30 p.m. in the City Council Chambers located at 110 West Maddux Street, Branson, Missouri; and,

**WHEREAS**, the review of the zoning of the newly annexed property, conducted by the Planning and Zoning Commission for the City of Branson, Missouri, has resulted in the determination that approval of the zoning of newly annexed property is reasonable and will cause no adverse effect of the City's Comprehensive Plan.

**BE IT THEREFORE RESOLVED**, that the Planning and Zoning Commission for the City of Branson hereby recommends approval of the zoning of newly annexed property as herein described.

DONE THIS 3<sup>RD</sup> DAY OF AUGUST, 2004, BY THE PLANNING AND ZONING COMMISSION FOR THE CITY OF BRANSON, MISSOURI.



\_\_\_\_\_  
Rick Davis - Chairman

ATTEST:



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Don D. Stephens - Director of Planning and Development