



Memorandum Planning & Development Services Division

To: Planning and Public Works Committee
From: John Boyer, Senior Planner
Date: September 12, 2013
RE: Protest Petition for P.Z. 01 & 02-2013 Arbors at Kehrs Mill (17015 Church Rd.) Zoning Request

Summary

A Protest Petition was filed with the City on July 9, 2013 associated with the above applications. Pursuant to Section 89.060 of the Missouri Revised Statutes, in case of a protest against a change in zoning; 30% or more of owners within a 185 foot buffer from the boundaries of the subject property must duly sign a Protest Petition for a protest to be considered official. The Petition was verified by Staff that 33% (10 out of 30) of property owners have signed the petition.

City of Chesterfield process associated with a Protest Petition, as directed by City Legal Counsel, is for the City Council to recognize the Protest Petition and direct a public hearing conducted by the Planning and Public Works Committee. On September 9, 2013 City Council accepted the Protest Petition and directed the Planning and Public Works Committee to hold a Public Hearing on this matter at their September 12, 2013 regular meeting.

The Public Hearing is to give those who filed protest an opportunity to speak on their reason for objection to both applications. No vote is required by the Planning and Public Works Committee on this protest petition; however, when City Council votes on the two rezoning applications a super majority (2/3) vote in the affirmative will be required as directed by the Missouri Revised Statutes if the request is to be approved. After the Public Hearing conducted, discussion of P.Z. 01- 2013 and P.Z. 02-2013 by the Planning and Public Works Committee may commence.

Respectfully submitted,

John Boyer
Senior Planner