

BILL NO. 2024-15

ORDINANCE NO. 09162024

AN ORDINANCE AMENDING SECTION 405.450 (C) REDUCING THE MINIMUM WIDTH OF SIDEWALKS ON ARTERIAL AND COLLECTOR STREETS IN THE ZONING AND SUBDIVISION ORDINANCE ON RESIDENTIAL ZONE R-1, BUT NOT R-2 OR R-3, OF THE CITY OF PECULIAR, CASS COUNTY, MISSOURI.

WHEREAS, the Planning Commission considered its requirement that sidewalks be a minimum of 6-ft. wide on arterial and collector streets; and

WHEREAS, the Planning Commission reviewed similar requirements in neighboring cities and found that the common practice is for sidewalks to be a minimum of 5-ft. wide on arterial and collector streets; and

WHEREAS, the Planning Commission, after conducting a public hearing on this matter on August 8, 2024, voted to recommend that the Board of Aldermen approve an ordinance amending the minimum sidewalk width along arterial and collector streets with a vote as follows: Shores Aye, Stark Nay, Dobson Aye, Conrad Aye, Antonides Excused, Dougherty Aye. Motion approved with 4 Ayes, 1 Nays, 1 Excused. Motion approved; and

WHEREAS, the Board of Aldermen considered the Planning Commission recommendation and conducted a public hearing on the issue and wish to reduce the minimum sidewalk width requirement on arterial and collector streets.

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

SECTION 1. The City Code is hereby amended by reducing the minimum width of sidewalks on residential arterial and collector streets from 6-feet to 5-feet and retaining the requirement that sidewalks on non-residential arterial and collector streets have a minimum width of six (6) ft., as follows:

Section 405.450 Sidewalks.

- A. Concrete sidewalks shall be constructed in pedestrian easements and on one (1) side of all streets within a single-family subdivision.
- B. Sidewalks located along residential local streets shall be a minimum of five (5) feet wide and at least four (4) inches thick. Sidewalks shall be installed within the right-of-way at a location approved by the City Engineer.
- C. Sidewalks located along arterial and collector streets shall be constructed on both sides of the street and be at least four (4) inches thick.
- D. Sidewalks along non-residential arterial and collector streets shall be a minimum of six (6) feet in width. Sidewalks along residential arterial and collector streets shall be a minimum of six (5) feet in width. Sidewalks shall be installed within the right-of-way at a location approved by the City Engineer.

SECTION 2. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, as such holding shall not affect the validity of the remaining portion thereof.

SECTION 3. This ordinance shall be in full force and effect from and after its passage and approval subject to the provisions herein contained which provide for voter approval or for specific dates of effectiveness.

First Reading: September 5, 2024

Second Reading: September 16, 2024

BE IT REMEMBERED THE PRECEDING ORDINANCE WAS ADOPTED ON ITS SECOND READING THIS 16TH DAY OF SEPTEMBER, 2024, BY THE FOLLOWING VOTE:

Alderman Wells	NAY	Alderman Shatto	AYE
Alderman Conrad	AYE	Alderman Poland	AYE
Alderman Smith	AYE	Alderman Gallagher	EXCU

APPROVED:

ATTEST:

Doug Stark, Mayor

Cama Suess, Deputy City Clerk