

Motion Sheet re: Agenda Item No. 80 – PUD Approval Criteria

Council Meeting: January 28, 2016

Distribute motion sheet on the dais and provide a copy to the City Clerk.

Summary of Amendment:

- Move to approve the ordinance in backup, with the amendment shown below.
- The effect of this amendment is to require that a 3/4th majority of the Planning Commission vote to recommend denial a PUD zoning case in order for approval of the PUD to require a 3/4th majority vote at City Council.
- The amendment would cover both zoned and unzoned land.

Text of Amendment: In Part 1 of the ordinance in backup, replace the amendment to Subsection (A) of City Code Section 25-2-284 (*Requirement for Approval by Three-Fourths of Council*) with the following language:

- (A) The affirmative vote of three-fourths of the members of council is required to approve ~~[a proposed rezoning if]~~:
- (1) zoning or rezoning property to a planned unit development if the Land Use Commission recommends denial of the [an] application by a vote of at least three-fourths of the members of the Land Use Commission ~~[to rezone property to a planned unit development]~~; or
 - (2) ~~[the]~~ a proposed rezoning that is protested in writing by the owners of not less than 20 percent of the area of land:
 - (a) included in the proposed change; or
 - (b) immediately adjoining the area included in the proposed rezoning and extending 200 feet from the area.