

**AN ORDINANCE AMENDING SECTION 405.350 OF THE CITY OF PEVELY MUNICIPAL CODE PERTAINING TO EXCEPTIONS TO OFF-STREET PARKING AND LOADING REQUIREMENTS**

WHEREAS, the Mayor and Board of Aldermen of the City of Pevely, Missouri wish to amend the regulations regarding the exceptions to off-street parking requirements in the City of Pevely; and

WHEREAS, the Pevely Planning & Zoning Commission has reviewed and discussed these amendments and has recommended making same; and

WHEREAS, the most appropriate way to amend the regulations regarding the exceptions to off-street parking requirements in the City of Pevely is to repeal and replace in its entirety Section 405.350 of the City of Pevely Municipal Code which pertains to the regulations of same.

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

Section 1. That Section 405.350 of the City of Pevely, Missouri Municipal Code is hereby repealed in its entirety and replaced by the following language:

Section 405.350      Exceptions – Generally

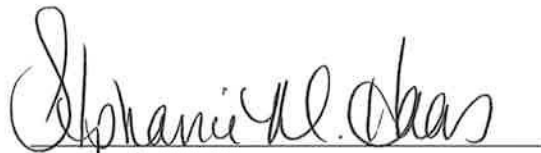
- A. Parking space to conform with Section 405.340 (A) (2) of this Article. Measurement of driveway shall not include right-of-way line of public street.
- B. Street access to conform with Section 405.340 (A) (3) of this Article.
- C. The side yard setback for a driveway constructed prior to May 6, 1996, may be constructed a minimum of two (2) feet from the side lot line. The driveway shall extend to the building line and can be extended beyond the building line.
- D. No driveway addition can be located within thirty (30) feet of the intersection of two (2) street lines.
- E. Recreational vehicles, boats, and personal watercrafts on current licensed trailers, all-terrain vehicles, current licensed motorcycles, current licensed campers, vehicles not requiring current licensing which are covered or tarped and unloaded trailers which are covered or tarped are permitted to be parked in the side yard or rear yard of a lot on any type surface, provided same are parked on attached inflated tires and further provided that

same do not present a health or fire hazard or create a nuisance as defined in Chapter 215. Recreational vehicles are permitted to be parked in the front of a house on a driveway surface of concrete or asphalt. The exceptions enumerated herein shall be subject to any subdivision restrictions and conditions imposed upon any lot.

Section 2. That 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, distinctive, and independent provision and such holding shall not affect the validity of the remaining portions hereof.

Section 3. That this ordinance shall be in full force and effect from and after the date of its passage and approval.

Read twice and passed this 19 day of October, 2020.



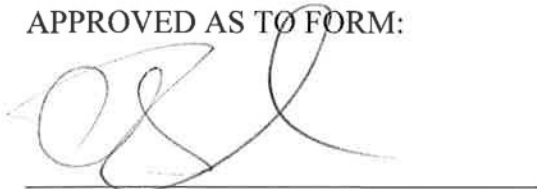
Stephanie M. Haas  
Mayor of Pevely, MO

ATTEST:



Ashton Lowery  
City Clerk of Pevely, MO

APPROVED AS TO FORM:



City Attorney

**To Put Bill #1528 on its 1st Reading  
by Caption:**

Motioned: RICK YOUNT  
Seconded: WILLIAM BROOKS

	<u>Aye</u>	<u>Nay</u>
Yount	✓	—
Menkhus	✓	—
Hahn	—	—
Markus	✓	—
Coulson	✓	—
Tucker	✓	—
Leeder	✓	—
Brooks	✓	—

Absent: Hahn

**To Accept Bill #1528 on its 1st Reading  
by Caption:**

Motioned: RICK YOUNT  
Seconded: WILLIAM BROOKS

	<u>Aye</u>	<u>Nay</u>
Yount	✓	—
Menkhus	✓	—
Hahn	—	—
Markus	✓	—
Coulson	✓	—
Tucker	✓	—
Leeder	✓	—
Brooks	✓	—

Absent: Hahn

**To Put Bill #1528 on its 2nd Reading  
by Caption:**

Motioned: DON MENKHUS  
Seconded: RYAN TUCKER

	<u>Aye</u>	<u>Nay</u>
Yount	✓	—
Menkhus	✓	—
Hahn	—	—
Markus	✓	—
Coulson	✓	—
Tucker	✓	—
Leeder	—	—
Brooks	✓	—

Absent: Hahn, Leeder

**To Approve Bill #1528:**

Motioned: DON MENKHUS  
Seconded: STEVE MARKUS

	<u>Aye</u>	<u>Nay</u>
Yount	✓	—
Menkhus	✓	—
Hahn	—	—
Markus	✓	—
Coulson	✓	—
Tucker	✓	—
Leeder	—	—
Brooks	✓	—

Absent: Hahn, Leeder