

Introduced by: City Manager Irvin

**AN ORDINANCE AUTHORIZING A ZONING CHANGE TO P-1 PARK DISTRICT FROM M-1 INDUSTRIAL DISTRICT FOR FOUR PARCELS OF LAND COMPRISING THE WASHINGTON PARK CEMETERY LOCATED AT 4522 JAMES S. MCDONNELL (11.98 ACRES), 4524 JAMES S. MCDONNELL (0.04 ACRES), 4560 JAMES S. MCDONNELL (26.83 ACRES) AND 4744 JAMES S. MCDONNELL BLVD (2.86 ACRES) IN THE CITY OF BERKELEY, SAINT LOUIS COUNTY, MISSOURI**

**WHEREAS,** in accordance with the applicable ordinances of the City of Berkeley, such application was submitted to the City Plan Commission for its investigations and reports and further, that such City Plan Commission has returned its final report and recommendations where in it recommended that the City Council approve the re-zoning request; and

**WHEREAS,** the City Plan Commission met on February 12, 2020, in the City Hall of the City of Berkeley, Missouri; and approved the request of re-zoning of said land to P-1 Park District land from M-1 Industrial District land classification; and

**WHEREAS,** a public hearing was duly held by the City Council on March 2, 2020, in the City Hall of the City of Berkeley, Missouri, in conformity with said public notice at which hearing the parties if interest were given an opportunity to be heard.

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BERKELEY, MISSOURI, AS FOLLOWS:**

**Section 1.** The City Council accepts the recommendation of the City Plan Commission from February 12, 2020, approving a zoning change of four tracts of land comprising the Washington Park Cemetery located 4522 James S. McDonnell (11.98 acres), 4524 James S. McDonnell (0.04 acres), 4560 James S. McDonnell (26.83 acres) and 4744 James S. McDonnell (2.86 acres) in the City of Berkeley, St. Louis County, Missouri.

**Section 2.** The Washing Park Cemetery will be held in perpetuity as memorial land by the City of Berkeley, Missouri.

**Section 3.** The four tracts of land at 4522 James S. McDonnell (11.968 acres), 4524 James S. McDonnell (0.04 acres), 4560 James S. McDonnell (26.83 acres) and 4744 James S. McDonnell (2.86 acres) in the City of Berkeley, St. Louis County, Missouri will be zoned as P-1 Park District land and changed from the current M-1 Industrial District land classification.

**Section 4.** This Ordinance shall be in full force and effect upon its passage.

1st Reading this \_\_\_\_\_ day of \_\_\_\_\_ 2020

2nd Reading this \_\_\_\_\_ day of \_\_\_\_\_ 2020

3rd Reading, PASSED and APPROVED, this \_\_\_\_\_ day of \_\_\_\_\_ 2020

\_\_\_\_\_  
Theodore Hoskins, Mayor

ATTEST:

\_\_\_\_\_  
Deanna L. Jones, City Clerk

\_\_\_\_\_  
Approved as To Form:  
Donnell Smith, City Attorney

Final Roll Call:

Mayor Hoskins	Aye	___	Nay	___	Absent	___	Abstain	___
Councilwoman Hoskins	Aye	___	Nay	___	Absent	___	Abstain	___
Councilwoman Mitchell	Aye	___	Nay	___	Absent	___	Abstain	___
Councilwoman Williams	Aye	___	Nay	___	Absent	___	Abstain	___
Councilwoman-at-Large Greene	Aye	___	Nay	___	Absent	___	Abstain	___
Councilman Hindeleh	Aye	___	Nay	___	Absent	___	Abstain	___
Councilwoman Anthony	Aye	___	Nay	___	Absent	___	Abstain	___