

BILL NO.: 4868

ORDINANCE NO.: _____

Introduced by: City Manager Debra Irvin

AN ORDINANCE APPROVING THE VARIANCE FOR 4766 LAGUARDIA TO EXCEED THE NOISE LIMIT FOR A NEW COOLING TOWER

WHEREAS, Patheon Biologics, LLC appeared before the Plan Commission on February 9, 2022 and was heard and considered for a variance not to exceed the noise decibels in the M-1 District

WHEREAS, the City held a Public Hearing on March 21, 2022, and representatives of Patheon Biologics, LLC appeared and was heard before the city council

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

Section 1. The variance is hereby granted to Patheon Biologics, LLC with the following conditions:

- a) Noise generated does not exceed fifty-five (55) decibels at any point on the lot line of the lot on which the use is located.
- b) Outdoor loudspeakers and audible communication systems are not permitted within one thousand (1,000) feet of a residential district.
- c) Applicant shall submit specification of the cooling tower to the Fire Chief and Public Works Director.

Section 2. This Ordinance shall be in full force and effect from and after its passage.

1st Reading this 21st day of March 2022

2nd Reading this _____ day of _____ 2022

3rd Reading, PASSED and APPROVED, this _____ day of _____ 2022

Babatunde Deinbo, Mayor

ATTEST:

Deanna L. Jones, City Clerk

Final Roll Call:

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

Approved as To Form:
Donnell Smith, City Attorney