

ORDINANCE NO. 9433

AN ORDINANCE AMENDING CHAPTER 30, ARTICLE XVI, "SITE DEVELOPMENT AND DESIGN STANDARDS", OF THE CODE OF THE CITY OF LIBERTY, CLAY COUNTY, MISSOURI

BE IT ORDAINED by the City Council of the City of Liberty, Missouri, Clay County, Missouri as follows:

SECTION I

That Section 30-97.4, Development and design standards, landscaping, is hereby amended by adding a new standard as follows:

Section 30-97.4. Development and design standards, landscaping.

To ensure that new development includes natural features such as trees and shrubs, sites shall be designed in accordance with the following standards:

(10) Wherever possible, existing trees and vegetation shall be preserved and incorporated into the overall design of a site.

- a. Where the removal of trees is unavoidable, two (2) shade trees shall be planted for each tree with a caliper of eight (8) inches or more that is removed, unless such trees are determined to be unhealthy or are located in a manner that could cause a safety hazard. Any such replacement trees shall be required in addition to the landscaping design standards set forth in this UDO.
- b. For each tree with a caliper of eight (8) inches or more that is retained on site, the developer shall be credited against the replacement required at a rate of two (2) trees per eight (8) inches of tree saved.
- c. Reasonable effort must be made to accommodate the replacement trees on site. As an alternative, the developer may plant the required replacement trees offsite within Liberty provided the planting plan is approved by the City, and provided a preservation and maintenance easement be put in place to protect these replacement trees. Off site trees shall be planted at a location that provides a benefit to the public.

SECTION II

This ordinance shall be in full force and effect from and after its passage by the City Council and approval by the Mayor.

PASSED by the City Council this 23rd day of March, 2009.

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MAYOR

ATTEST:

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DEPUTY CITY CLERK

APPROVED by the Mayor this 23rd day of March, 2009.

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MAYOR