



MOTION TO AMEND ORDINANCE 11-005-O, AS AMENDED

BY COUNCILOR HARTMAN:

I move to amend Ordinance 11-005, as amended, as follows:

Section 1. That Section 29A-27(h) providing for a definition of hardship be stricken in its entirety and that Section 29A-27(i) be renumbered 29A-27(h).

Section 2. That Section 29A-32(f) is hereby amended to read as follows:

(f) Except as otherwise provided in this Section, all rental units licensed on March 13, 2011 and subsequently relicensed as a multi-tenant licensed one family or two family dwelling shall provide a minimum of two off-street parking spaces. In addition, for each additional bedroom in excess of three, there shall be provided one additional off-street parking space. Failure to comply with these requirements will result in an additional nonconformance fee per parking space. All one family or two family dwellings that were unlicensed on March 14, 2011 and subsequently converted to a multi-tenant licensed rental unit shall provide the off-street parking spaces required in this Section, and the licensee shall not be entitled to tender payment of the nonconformance fee in lieu of providing the required off-street parking;

~~(1) The code official may grant a variance from the nonconformance fee when a hardship, as defined in Section 29A-27, exists. The decision of the code official is appealable to the building appeal board pursuant to Section 29A-5. The board may grant a variance from all or a portion of the nonconformance fee requirement when a hardship exists;~~

Section 3. That Section 5 providing the effective date be amended to read as follows: That this ordinance shall take effect 30 days after its passage and publication.