

AGENDA
MAPLEWOOD CITY COUNCIL MEETING
TUESDAY, MARCH 23, 2021 @ 7:30 P.M.
(VIA TELECONFERENCE, WWW.CITYOFMAPLEWOOD FOR DETAILS)

1. Call to Order
2. Pledge of Allegiance
3. Roll Call
4. Motion to Excuse Councilperson
5. Approval of the Council Agenda
6. Public hearing to hear citizen's comments on a request by Sunnen to rezone a portion of the existing lot at 3117 S. Big Bend Blvd/7534 Flora Ave from PUD District to SR District.
7. Public hearing to hear citizen's comments on a request for a conditional use permit to operate a dance studio at 7405 Manchester.
8. Public Forum
9. Announcements
10. Approval of the March 9, 2021 City Council meeting minutes and Closed Session minutes
11. Parks and Recreation Commission report
12. A Resolution of the City Council of the City of Maplewood, Missouri, honoring and commending Stephen Kruse on the occasion of his retirement after 12 years of service with the City of Maplewood as its Chief of Police.
13. A Resolution of the City Council of the City of Maplewood, Missouri, honoring and commending John Meyer on the occasion of his retirement after 42 years of service with the Maplewood Public Works Department.
14. A Resolution of the City Council of the City of Maplewood, Missouri, authorizing the City Manager to accept the bid from Revize in the amount of fifteen thousand seven hundred dollars (\$15,700) for the redesign, development and implementation of a new website and to host it for one (1) year and approving an additional eleven thousand seven hundred dollars (\$11,700) for three (3) additional years of website hosting services.
15. An Ordinance of the City Council of the City of Maplewood, Missouri, amending Chapter 34-Offenses.

16. Bill 6160 an Ordinance of the City Council of the City of Maplewood, Missouri, to rezone a portion of 3117 S. Big Bend Boulevard, also known as 7534 Flora Avenue, from PUD Planned Unit Development District to SR Single Family Residential District.
17. Bill 6161 an Ordinance of the City Council of the City of Maplewood, Missouri, authorizing a minor subdivision plat of 3117 S. Big Bend Boulevard, also known as 7534 Flora Avenue.
18. Bill 6162 an Ordinance of the City Council of the City of Maplewood, Missouri, granting a Conditional Use Permit to Amanda Fedor of The Studio, Inc. to operate a dance studio at 7405 Manchester Road.
19. Old Business
 - Equity Discussion
20. Discussion-Concert Series Council Booth
21. Council Communication
22. Mayor's Report
23. City Attorney's Report
24. City Manager's Report
25. Public Forum
26. Motion to hold a Closed Session, if needed, to discuss matters relating to litigation, legal actions and/or communication from the City Attorney as provided for in Section 610.021(1)RSMO. and/or specifications for competitive bidding under Section 610.021(11) and/or sealed bids and related documents and sealed proposals and related documents under Section 610.021(11) and/or personnel matters under Section 610.021(13)RSMO. and/or employee matters under Section 610.021(3)RSMO. and/or real estate matters under Section 610.021(2)RSMO. and/or documents related to a negotiated contract under Section 610.021(12)RSMO.
27. Adjournment

▼
*City
of Maplewood*



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PUBLIC HEARING NOTICE

Maplewood City Council will hold a public hearing on **3/23/21 at 7:30 p.m.** via Zoom teleconference to hear citizen's comments on a request by Sunnen to rezone a portion of the existing lot at 3117 S. Big Bend Blvd/7534 Flora Ave from PUD District to SR District.

Ad as appearing in the 3/8/2021 **St. Louis Post-Dispatch.**

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*City
of Maplewood*



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PUBLIC HEARING NOTICE

Maplewood City Council will hold a public hearing on **3/23/21 at 7:30 p.m.** via Zoom teleconference (details at www.cityofmaplewood.com), to hear citizen's comments on a request for a conditional use permit to operate a dance studio at 7405 Manchester.

Ad as appearing in the 3/8/2021 **St. Louis Post-Dispatch**.

March 9, 2021

The March 9, 2021 City Council meeting was called to order via teleconference at 7:30 p.m., Mayor Barry Greenberg presiding.

ON ROLL CALL, the following members were present: Mayor Greenberg, Councilmember Faulkingham, Councilmember Phillips, Councilmember Schmidt and Councilmember Wood.

MOTION TO EXCUSE COUNCILPERSON: Councilmember Wood motioned to excuse Councilmembers Crosley and Pardini, seconded by Councilmember Phillips, which motion received the approval of the Council.

The City Attorney asked that the record reflect that pursuant to Section 610.015 of the Missouri Sunshine Law provides that members of the City Council who are not physically present in the Council Chambers can participate and vote remotely on all matters when an emergency exists and he asked that the minutes reflect again that we are still under the COVID-19 pandemic.

APPROVAL OF THE COUNCIL AGENDA: Councilmember Wood motioned to approve the agenda, seconded by Councilmember Phillips, which motion received the approval of the Council.

PUBLIC FORUM: No one spoke.

ANNOUNCEMENTS: Councilmember Wood made the following announcements:

- March 10 is the last day to register for the April 6 General Election. March 24 is the last day that absentee ballots will be accepted.
- Congratulations to City Attorney John Hessel on being recognized as Lawyer of the Year for Litigation Municipal. This is his 8th recognition in the last 11 years.
- Community Development Director Laura Miller will be on FOX 2 on March 11 at 8:40 a.m. to promote the Coffee Crawl event. Tickets are still available.
- The Summer Concert Series will be held in May, June, August and September in Ryan Hummert Park.

APPROVAL OF THE FEBRUARY 23, 2021 CITY COUNCIL WORK SESSION AND MEETING MINUTES: Councilmember Wood motioned to approve, duly seconded by Councilmember Phillips. Councilmember Wood asked that the Work Session minutes reflect the following: When reviewing the ordinances, limit the groups to 5 people or less, if more than 5, the chair will choose the people to be on the committee; Add Councilmember Schmidt as a participant to the Chapter 36 Parks and Recreation Committee. Councilmember Wood motioned to approve the amended minutes, seconded by Councilmember Phillips, which motion received the approval of the Council.

(7:35 p.m.) **BILL 6160**, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, TO REZONE A PORTION OF 3117 S. BIG BEND BOULEVARD, ALSO KNOWN AS 7534 FLORA AVENUE, FROM PUD PLANNED UNIT DEVELOPMENT DISTRICT TO SR SINGLE FAMILY RESIDENTIAL DISTRICT was given its first reading. It was moved by Councilmember Wood, duly seconded by Councilmember Phillips, that Bill No. 6160 be moved to its second reading, which motion received the approval, by voice vote, of the Council.

On its second reading, it was moved by Councilmember Wood, duly seconded by Councilmember Phillips, that Bill No. 6160 be passed to its third and final reading, which motion received the approval, by voice vote, of the Council.

BILL 6161, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AUTHORIZING A MINOR SUBDIVISION PLAT OF 3117 S. BIG BEND BOULEVARD, ALSO KNOWN AS 7534 FLORA AVENUE was given its first reading. It was moved by Councilmember Wood, duly seconded by Councilmember Phillips, that Bill No. 6161 be moved to its second reading, which motion received the approval, by voice vote, of the Council.

On its second reading, it was moved by Councilmember Wood, duly seconded by Councilmember Phillips, that Bill No. 6161 be passed to its third and final reading, which motion received the approval, by voice vote, of the Council.

BILL 6162, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, GRANTING A CONDITIONAL USE PERMIT TO AMANDA FEDOR OF THE STUDIO, INC. TO OPERATE A DANCE STUDIO AT 7405 MANCHESTER ROAD was given its first reading. It was moved by Councilmember Wood, duly seconded by Councilmember Phillips, that Bill No. 6162 be moved to its second reading, which motion received the approval, by voice vote, of the Council.

On its second reading, it was moved by Councilmember Wood, duly seconded by Councilmember Phillips, that Bill No. 6162 be passed to its third and final reading, which motion received the approval, by voice vote, of the Council.

BILL 6157, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI AUTHORIZING A PLANNED UNIT DEVELOPMENT DISTRICT AND APPROVING A PRELIMINARY DEVELOPMENT PLAN FOR APPROXIMATELY 16,200 SQUARE FEET OF LAND AT 3723 COMMONWEALTH AVE. was given its third and final reading. It was moved by Councilmember Wood, duly seconded by Councilmember Phillips, that Bill No. 6157 be approved, which motion received the following roll call vote: Ayes, Mayor Greenberg, members Faulkingham, Phillips, Schmidt and Wood. Nays, none.

Bill No. 6157 was approved by the City Council on this 9th day of March, 2021 as Ordinance Number 5952.

BILL 6158, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AMENDING ORDINANCE 4121, THE MAPLEWOOD CODE OF ORDINANCES, AS AMENDED BY AMENDING CHAPTER 36, PARKS AND RECREATION, ARTICLE IV., DOG PARK, SECTION 36-115, LICENSE SUSPENSION AND REVOCATION was given its third and final reading. It was moved by Councilmember Wood, duly seconded by Councilmember Phillips, that Bill No. 6158 be approved, which motion received the following roll call vote: Ayes, Mayor Greenberg, members Faulkingham, Phillips, Schmidt and Wood. Nays, none.

Bill No. 6158 was approved by the City Council on this 9th day of March 2021 as Ordinance Number 5953.

BILL 6159, AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AMENDING CHAPTER 36-PARKS AND RECREATION was given its third and final reading. Councilmember Schmidt noted that she had received emails in opposition to food pantries being located in parks and wanted to acknowledge some of these concerns to make sure these voices were heard. It was moved by Councilmember Wood, duly seconded by Councilmember Phillips, that Bill No. 6159 be approved, which motion received the following roll call vote: Ayes, Mayor Greenberg, members Faulkingham, Phillips, Schmidt and Wood. Nays, none.

Bill No. 6159 was approved by the City Council on this 9th day of March 2021 as Ordinance Number 5954.

(7:52 p.m.) OLD BUSINESS-EQUITY DISCUSSION: Mayor Greenberg wanted to revisit the concept of establishing an Equity Commission. He stated the Council has talked about diversity, equity, justice and inclusion and feels it would make sense to have our citizens weigh-in and would allow the Council to move forward in a quicker fashion. Councilmember Wood agrees and feels an Equity Commission would be dedicated to that issue and could do it more efficiently and quickly. Councilmember Phillips disagrees that having a Commission moves the Council more quickly and efficiently. She stated the Council needs to do the work themselves with an equity lens and should not move forward before the Council has done the work themselves. Mayor Greenberg stated that Council does not direct staff and an Equity Commission could make recommendations to staff that would be considered by staff and department heads. He feels that in that respect it would move faster than having to wait on Council to pass legislation. Councilmember Schmidt agrees with Councilmember Phillips and would like to further this conversation when Councilmembers Crosley and Pardini are present. She said we are working on an RFP to hire a consultant to advise the Council and begin the work. Councilmember

Faulkingham agrees with Councilmembers Phillips and Schmidt. He would like to wait to hire a professional to help with the process, to which Mayor Greenberg agreed. Councilmember Schmidt added that they would hate to appoint volunteers to this commission without having a good understanding and guidance to give the commissioners.

(8:04 p.m.) OLD BUSINESS – BOARDS & COMMISSIONS DISCUSSION: Councilmember Faulkingham will organize the spreadsheet of groups and will email to the Council. Mayor Greenberg will reach out to the four volunteers who haven't responded to see which of the 10 chapters of ordinances they are interested in. Councilmember Phillips clarified the five-person limit to each group and stated there are already four councilmembers on Zoning. Mayor Greenberg said he would remove himself from the Zoning chapter since he is already chair for the Historic Preservation, Advertising and Building Regulations chapters. Councilmember Schmidt said that maybe 6 people could be on Zoning since it is almost 60 pages of ordinances. After hearing from all of the volunteers, Councilmember Faulkingham will put everyone into groups and email to the Council.

COUNCIL COMMUNICATION: Councilmember Schmidt asked about the Concert Series and setting up an information booth or table for the Council. This will be added to the next Council meeting's agenda as a discussion item.

MAYOR'S REPORT: During a meeting with District 5 mayors, Mayor Greenberg expressed his desire to raise the priority for teachers in the COVID process. He will participate in a phone call tomorrow with the Department of Health to see how we can facilitate vaccinations for our teachers. The mayors had also asked the Department of Health to establish guidelines for upcoming festivals and activities in their cities. He also reported that the Municipal League of Metro St. Louis has indicated they've come up with numbers that they feel might be representative of what cities will receive from the Federal Relief package. These funds will go into the city's General Fund.

CITY ATTORNEY'S REPORT: No report.

CITY MANAGER'S REPORT: No report.

PUBLIC FORUM (8:15 p.m.): Owen Skoler, 7521 Rannells, asked about the Federal funds coming to the Municipal League and if the impetus is just COVID? Mayor Greenberg said previous iterations of the relief program left out state and local governments and the impact this has had on local governments due to reduced tax revenues and increased costs to protect our citizens.

Heidi Hellmuth wanted to speak regarding the Equity Commission discussion and appreciates this is discussed so often within the Council. She does have some agreement with Mayor

Greenberg on this and involving citizen discussion sooner rather than later does have some benefit. She wondered if having an ad hoc citizens advisory committee on equity to represent community concerns in the interim before an Equity Commission can be established would be possible. Mayor Greenberg said the discussions will continue when all Councilmembers are present.

MOTION TO HOLD A CLOSED SESSION TO DISCUSS A PERSONNEL MATTER AND, IF NEEDED, TO DISCUSS MATTERS RELATING TO LITIGATION, LEGAL ACTIONS AND/OR COMMUNICATION FROM THE CITY ATTORNEY AS PROVIDED FOR IN SECTION 610.021(1)RSMO. AND/OR SPECIFICATIONS FOR COMPETITIVE BIDDING UNDER SECTION 610.021(11) AND/OR SEALED BIDS AND RELATED DOCUMENTS AND SEALED PROPOSALS AND RELATED DOCUMENTS UNDER SECTION 610.021(11) AND/OR PERSONNEL MATTERS UNDER SECTION 610.021(13)RSMO. AND/OR EMPLOYEE MATTERS UNDER SECTION 610.021(3)RSMO. AND/OR REAL ESTATE MATTERS UNDER SECTION 610.021(2)RSMO. AND/OR DOCUMENTS RELATED TO A NEGOTIATED CONTRACT UNDER SECTION 610.021(12)RSMO:

Councilmember Wood motioned to hold a closed session to discuss a personnel matter, seconded by Councilmember Phillips, which motion received the following roll call vote: Ayes, Mayor Greenberg, members Faulkingham, Phillips, Schmidt and Wood. Nays, none.

There being no further business before the Council, the meeting adjourned on a motion by Councilmember Wood and seconded by Councilmember Phillips.

RESOLUTION

R21-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, HONORING AND COMMENDING STEPHEN KRUSE ON THE OCCASION OF HIS RETIREMENT AFTER 12 YEARS OF SERVICE WITH THE CITY OF MAPLEWOOD AS ITS CHIEF OF POLICE.

WHEREAS, Steve Kruse is retiring after completing 45 years of police service of which his final 12 years were as the Maplewood Chief of Police; and

WHEREAS, Steve began his career as a police officer with the Ballwin, Missouri Police Department. After two years, he moved to the Florissant, Missouri Police Department where he spent eighteen years before retiring as a Captain to become the Chief of Police of Shrewsbury, Missouri; and

WHEREAS, Steve then returned to Florissant to serve as Chief of Police and also served in this capacity for Bowling Green, Missouri before becoming the Chief of Police for the City of Maplewood; and

WHEREAS, during Steve's tenure as Chief of Police, the department obtained international accreditation through the Commission of Accreditation for Law Enforcement Agencies; and

WHEREAS, Steve created a very diverse workforce and substantially increased the city's participation in the Neighborhood Watch Program, Business Watch Program, St. Louis Area Night Out Against Crime and instituted various other community-policing measures.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AS FOLLOWS: The Mayor and City Council, on behalf of all our citizens, do hereby express our sincere appreciation and thanks to Stephen Kruse for his distinguished services to the community and commend him for the manner in which he has carried out his duties and responsibilities to the city for the past 12 years; and

BE IT FURTHER RESOLVED that the Mayor and City Council extend to him best wishes for continued success.

Passed this 23rd day of March, 2021

Barry Greenberg, Mayor

Attest:

Karen R. Scheidt, Deputy City Clerk

RESOLUTION

R21-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, HONORING AND COMMENDING JOHN MEYER ON THE OCCASION OF HIS RETIREMENT AFTER 42 YEARS OF SERVICE WITH THE MAPLEWOOD PUBLIC WORKS DEPARTMENT.

WHEREAS, John Meyer was hired by the Public Works Department for the City of Maplewood on June 6, 1978; and

WHEREAS, John has served the city for 42 years in an outstanding manner; and

WHEREAS, during John's employment, he has displayed dedication to getting the job done in an outstanding manner; and

WHEREAS, John has worked constantly for the betterment of the Public Works Department and the City of Maplewood; and

WHEREAS, John has spent many of his years as the superintendent of the Public Works Department; and

WHEREAS, John has rendered service to this community which deserves special recognition.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AS FOLLOWS: The Mayor and City Council honor and commend John Meyer on the occasion of his retirement after 42 years of service with the Maplewood Public Works Department.

Passed this 23rd day of March, 2020

Barry Greenberg, Mayor

Attest:

Karen R. Scheidt, Deputy City Clerk

Approved this 23rd day of March, 2020

Barry Greenberg, Mayor

Attest:

Karen R. Scheidt, Deputy City Clerk

MEMORANDUM

TO: Anthony Traxler
FROM: Laura Miller
DATE: March 16, 2021
RE: Website Redesign



The City's website needs a complete redesign. The City should have a dynamic website that captures the character and needs of the community and is organized in a manner that allows visitors to easily find and access information; acts as a marketing tool for the City to highlight its programs, events and services, as well as its amenities and attractions to potential residents and businesses; is mobile-friendly; is easy to update and modify.

The current website was redesigned in 2016 and lacks in overall design, ease of navigation for both front and back end users, and has become increasingly expensive to add additional functions.

A request for proposals was placed in the St. Louis Post-Dispatch on December 28, 2020 and the City's website for redesign, development, implementation, and hosting of the City's website. Seven proposals were submitted, six of which were considered responsive. Staff reviewed the proposals and selected three companies to present formal online demonstrations: Municode, CivicEngage, and Revize.

The table below outlines the total cost of the top three proposals for the next four years.

	Year 1	Year 2	Year 3	Year 4	Total
Municode	\$11,950	\$4,200	\$4,200	\$4,200	\$24,550
Revize	\$15,700	\$3,900	\$3,900	\$3,900	\$27,400
CivicEngage	\$12,300	\$7,800	\$7,800	\$7,800	\$35,700

* Year 1 fees include design development and implementation.

For reference, the City is currently paying \$14,560 for annual hosting and maintenance.

The top three priorities for the new website included: security, ease of use for both front and back end-users, and strong design concepts. Revize exceeded these priorities and was the unanimous choice.

Revize offers a customized website design, not a "cookie-cutter" design. The other two proposals offered customized designs for an additional fee, which is not included above. Revize's demonstration illustrated the ease of creating new pages, updating existing pages, adding links, and uploading documents with minimal steps. The current site is not as user-friendly and can be time-consuming. Staff contacted several references and all were complimentary especially in the area of customer service, security, and downtime for maintenance and updates. Therefore, staff recommends the proposal submitted by Revize.

Please let me know if you have any questions.

RESOLUTION

R21-

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AUTHORIZING THE CITY MANAGER TO ACCEPT THE BID FROM REVIZE IN THE AMOUNT OF FIFTEEN THOUSAND SEVEN HUNDRED DOLLARS (\$15,700) FOR THE REDESIGN, DEVELOPMENT AND IMPLEMENTATION OF A NEW WEBSITE AND TO HOST IT FOR ONE (1) YEAR AND APPROVING AN ADDITIONAL ELEVEN THOUSAND SEVEN HUNDRED DOLLARS (\$11,700) FOR THREE (3) ADDITIONAL YEARS OF WEBSITE HOSTING SERVICES

WHEREAS, bids were duly advertised and publicly opened on February 2, 2021 at Maplewood City Hall; and

WHEREAS, seven (7) bids were received, six (6) of which were considered responsive; and

WHEREAS, bids for design services ranged from a high of \$51,250 to a low of \$7,750; and

WHEREAS, bids for website hosting services ranged from a high of approximately \$6,500 to a low of \$3,900 per year; and

WHEREAS, Revize submitted a bid that was deemed the best overall bid by city staff for the redesign, development and implementation of a new website and to host it for one (1) year for fifteen thousand seven hundred dollars (\$15,700); and

WHEREAS, the Revize bid included hosting services for the website for three (3) additional years for three thousand nine hundred dollars (\$3,900) per year or a total of eleven thousand seven hundred dollars (\$11,700); and

WHEREAS, the references supplied by Revize were complementary.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AS FOLLOWS:

The City Manager is hereby authorized to accept the proposal from Revize for the redesign, development and implementation of a new website and to provide hosting services for one (1) year plus a three (3) year extension for a total of four (4) years for a total of twenty-seven thousand four hundred dollars (\$27,400).

Passed this 23rd day of March, 2021

Barry Greenberg, Mayor

Attest:

Karen R. Scheidt, Deputy City Clerk

Approved this 23rd day of March, 2021

Barry Greenberg, Mayor

Attest:

Karen R. Scheidt, Deputy City Clerk

BILL NO.

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AMENDING CHAPTER 34 – OFFENSES.

WHEREAS, the City Council desires to amend the language of Section 34-202 and Section 34-204 of the Maplewood Code of Ordinances; and

WHEREAS, the proposed amendments are in keeping with the current policies of the City of Maplewood.

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

Section I. Chapter 34, Article VII. – Offenses Against Public Safety, Section 34-202, Controlled substances—Generally, is hereby amended to add a new subsection (f) as follows:

- (f) The provisions and prohibitions of this section shall apply as follows for possession, custody or control of marijuana, as that term is defined in RSMo ch. 195:
 - (1) It is intended that the following persons may be referred to the State prosecutor, to be prosecuted in State Court in the State prosecutor's discretion, rather than in the Maplewood Municipal Court:
 - a. Those who have plead or have been found guilty of a felony within the preceding ten (10) years;
 - b. Those who have plead or have been found guilty in the State Court of a Class A misdemeanor, other than misdemeanor marijuana possession, within the preceding five (5) years;
 - c. Those who have plead or have been found guilty in a State or Municipal Court of misdemeanor marijuana possession on two (2) or more occasions within the preceding five (5) years;
 - d. Those who are arrested on suspicion of any felony or misdemeanor arising from the same set of facts and circumstances as the alleged marijuana offense;
 - e. Those who possess marijuana packaged in a manner intended for sale or distribution;
 - f. Those who possess over thirty-five (35) grams of marijuana;
 - g. Those who otherwise cause the prosecuting attorney of the City of Maplewood to reasonably believe that a request for handling by the State prosecutor is warranted.
 - (2) Penalty Clause:

- a. Possession or control of thirty-five (35) grams or less of marijuana shall be punishable by a fine of no more than \$1.00. There is a strong presumption that the proper disposition of any such case is to suspend the imposition of sentence and/or require community service work and/or drug counseling and education.
- b. Retroactivity: This provision shall apply to all cases pending on the effective date of this ordinance.

Section II. Chapter 34, Article VII. – Offenses Against Public Safety, Sec. 34-204. - Drug paraphernalia, is hereby amended to add a new subsection (f) as follows:

(f) *Special penalty clause.*

(1) Possession or control of drug paraphernalia, as it is defined in subsection (a)(1)(l) of this section, which is used, intended for use, or designed for use in ingesting, inhaling or otherwise introducing marihuana, hashish, or hashish oil into the human body, shall be punishable by a fine of no more than \$1.00. There is a strong presumption that the proper disposition of any such case is to suspend the imposition of sentence and/or require community service work and/or drug counseling and education.

(2) Retroactivity: This provision shall apply to all cases pending on the effective date of this ordinance.

Section III. All ordinances or parts of ordinances in conflict herewith are hereby repealed.

Section IV. This ordinance shall take effect and be in force from and after its passage and approval as provided by law.

Passed this ____ day of _____, 2021

Barry Greenberg, Mayor

Attest:

Karen Scheidt, Deputy City Clerk

Approved this ____ day of _____, 2021

Barry Greenberg, Mayor

Attest:

Karen Scheidt, Deputy City Clerk

BILL NO. 6160

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, TO REZONE A PORTION OF 3117 S. BIG BEND BOULEVARD, ALSO KNOWN AS 7534 FLORA AVENUE, FROM PUD PLANNED UNIT DEVELOPMENT DISTRICT TO SR SINGLE FAMILY RESIDENTIAL DISTRICT

WHEREAS, Sunnen submitted a petition to the City Council requesting a change of zoning from PUD Planned Unit Development District to SR Single Family Residential District for a portion of a parcel located at 3117 S. Big Bend Boulevard (7534 Flora Avenue); and

WHEREAS, the area to be rezoned will be subdivided into a new single family lot to be addressed as 7534 Flora Avenue; and

WHEREAS, the lot dimensions of 7534 Flora Avenue were approved by the Maplewood Board of Adjustment on February 17, 2021; and

WHEREAS, the Plan & Zoning Commission recommended approval (5 ayes, 0 nays) for the change of zoning request at their March 1, 2021 meeting; and

WHEREAS, the City Council of the City of Maplewood, Missouri, held a public hearing on this proposed rezoning at their March 23, 2021 City Council meeting.

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

Section I. The City Council of the City of Maplewood, Missouri, hereby rezones a portion of a parcel located at 3117 S. Big Bend Boulevard, also known as 7534 Flora Avenue, as depicted on the plan prepared by Pitzman's Co. dated November 30, 2020 and identified as Lot D-2.

Section II. This Ordinance shall be in full force and effect fifteen (15) days after passage and approval.

Passed this 23rd day of March, 2021

Barry Greenberg, Mayor

Attest:

Karen Scheidt, Deputy City Clerk

Approved this 23rd day of March, 2021

Barry Greenberg, Mayor

Attest

Karen Scheidt, Deputy City Clerk

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, AUTHORIZING A MINOR SUBDIVISION PLAT OF 3117 S. BIG BEND BOULEVARD, ALSO KNOWN AS 7534 FLORA AVENUE

WHEREAS, Sunnen is requesting a minor subdivision for the Sunquad Subdivision Eight Amended Plat, St. Louis County, Missouri; and

WHEREAS, the City of Maplewood Director of Public Works determined that the subdivision meets all of the requirements for a minor subdivision; and

WHEREAS, the City of Maplewood Board of Adjustment approved the dimensions of the newly created Lot D-2 (7534 Flora Avenue) at their February 17, 2021 meeting; and

WHEREAS, the Plan & Zoning Commission recommended approval of this proposed minor subdivision at their March 1, 2021 meeting by a vote of 5 ayes, 0 nays.

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

Section I. A minor subdivision for the Sunquad Subdivision Eight Amended Plat, a Resubdivision of Lot D of Sunquad Subdivision Third Amended Plat Book 343 Page 71, City of Maplewood, St. Louis County, Missouri as shown on the attached minor subdivision plat is hereby approved.

Section II. The Chairman of the Plan & Zoning Commission, the City Clerk and the Mayor of the City of Maplewood are hereby authorized to sign the attached minor subdivision final plat.

Section III. This ordinance shall be in full force and effect fifteen (15) days after passage and approval.

Passed this 23rd day of March, 2021

Barry Greenberg, Mayor

Attest:

Karen Scheidt, Deputy City Clerk

Approved this 23rd day of March, 2021

Barry Greenberg, Mayor

Attest:

Karen Scheidt, Deputy City Clerk

BILL NO. 6162

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MAPLEWOOD, MISSOURI, GRANTING A CONDITIONAL USE PERMIT TO AMANDA FEDOR OF THE STUDIO, INC. TO OPERATE A DANCE STUDIO AT 7405 MANCHESTER ROAD

WHEREAS, Amanda Fedor applied to the City Council of the City of Maplewood, Missouri for a Conditional Use Permit as provided in Section 56-877 of the Maplewood Code of Ordinances, to operate a dance studio at 7405 Manchester Road; and

WHEREAS, the Plan and Zoning Commission recommended approval of this proposed Conditional Use Permit at their March 1, 2021 meeting by a vote of 5 ayes, 0 nays; and

WHEREAS, the City Council held a public hearing on this conditional use permit at their March 23, 2021 Council meeting.

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

Section I. Amanda Fedor of The Studio, Inc. is hereby granted a Conditional Use Permit to operate a dance studio at 7405 Manchester Road.

Section II. The Conditional Use Permit is granted subject to all rules and regulations and to conditions set forth for the property described in Section I. as follows:

- (A) Permitted and Conditional Uses: The uses permitted in this Conditional Use Permit shall be as follows:
 - 1) All permitted land uses in the CB Community Business District.
 - 2) A dance studio with a maximum class size of twenty (20) students.
- (B) Architectural Standards/Sign Requirements: Any exterior changes to the building and/or signage must be approved by the Design and Review Board prior to the issuance of a building permit. All non-conforming signage must be removed prior to the issuance of an occupancy permit/business license.
- (C) Exterior Storage of Materials: No outside storage of materials will be permitted. No outside sales or display of merchandise will be permitted.
- (D) Classes in excess of fifteen (15) students must have a ten (10) minute gap between the end of one class and the start of the following class to ensure adequate parking is provided.

Section III. Any expansion or alteration of use, structure or site must be approved by the Plan and Zoning Commission prior to the issuance of a building permit.

Section IV. The permittee shall, within 30 days, give written acceptance to the terms of this ordinance to the City Council.

Section V. This ordinance shall be in full force and effect fifteen (15) days after its passage and approval.

Passed this 23rd day of March, 2021

Barry Greenberg, Mayor

Attest:

Karen Scheidt, Deputy City Clerk

Approved this 23rd day of March, 2021

Barry Greenberg, Mayor

Attest:

Karen Scheidt, Deputy City Clerk

FINDINGS OF FACT

The Mayor and City Council make the following findings of fact for the petition for a Conditional Use Permit for a dance school at 7405 Manchester Road:

- a. The proposed use complies with all applicable provisions of the Zoning Code.
- b. The proposed use will contribute to and promote the community welfare and convenience.
- c. The proposed use will not cause substantial injury to the value of neighboring property.
- d. The proposed use does comply with the overall neighborhood development plan and existing zoning provisions.
- e. The proposed use will provide, if applicable, off-street parking and loading areas in accordance with the standards of the Zoning Code.
- f. The proposed use will not substantially increase traffic hazards.
- g. The proposed use will not substantially increase fire hazards.
- h. The proposed use will not overtax public utilities.
- i. The proposed use will not place an undue burden on municipal services.