



CITY COUNCIL AGENDA ITEM

To: Mayor Graham and City Council
From: Ted Shekell, Planning Director
Walter Denton, City Administrator
Date: February 19, 2008
Subject: An **ORDINANCE** amending Chapter 94 of the O'Fallon, Illinois Code of Ordinances providing for the regulation of nuisances within the City

List of committees that have reviewed: At the Community Development Committee meeting on February 11, 2008, the Committee reviewed the proposed amendment and unanimously recommended it for approval by the full Council.

Background: In light of recent events concerning the variance request regarding the City's definition of a kennel, it has been determined that the proper means for enforcement of the City's limitation of the permitted number of dogs and/or cats is not through the City's Zoning Code, but instead should be treated as a nuisance issue. The definition of a kennel will remain in the Zoning Code, but enforcement of the permitted number of dogs and cats will generally be handled through the City's nuisance regulations. The attached ordinance outlining the amendment has been drafted by Dan Vogel and reviewed and recommended by staff.

Legal Considerations, if any: None

Budget Impact: None

Staff Recommendation: Staff recommends approval of the amendment as presented above.