

**AN ORDINANCE AMENDING CHAPTER 94 OF THE BRANSON MUNICIPAL CODE
PERTAINING TO NIGHTLY RENTALS.**

WHEREAS, it is the desire of the Planning Commission to have zoning regulations and a Unified Development Code in the Branson Municipal Code that are clear and concise for understanding and interpretation; and

WHEREAS, representatives from the Board of Aldermen, staff and community have collaborated to identify an opportunity to improve regulations pertaining to nightly rentals within the Branson Municipal Code to address recent operational concerns; and

WHEREAS, a public hearing was held virtually by the Planning Commission on February 2, 2021 at 7:00 pm due to the COVID-19 virus and the recommendations of the Centers for Disease Control along with the State and City Emergency Proclamations that were in effect; and

WHEREAS, the Planning Commission has recommended approval of the code amendments; and

WHEREAS, the Board of Aldermen has determined that the amendments to the Branson Municipal Code are reasonable and necessary.

**NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE
CITY OF BRANSON, MISSOURI, AS FOLLOWS:**

Section 1: It is the intention of the Board of Aldermen, and it is hereby ordained that the provisions of this ordinance shall become and be made a part of the Branson Municipal Code, and the sections of this ordinance may be renumbered to accomplish such intention.

Section 2: That Chapter 94 - Zoning, Article IV. - Uses, is hereby amended to read as follows:

CHAPTER 94 - ZONING

ARTICLE IV. - USES

Sec. 94-60. - Table of permitted uses.

- (a) Purpose.
- (b) Explanation of table abbreviations.
- (c) Use-specific standards.
- (d) Table organization.
- (e) Classification of new and unlisted uses.

Table 94-60.1 Permitted Uses

Use Category	Ag/Residential					Mixed-Use/Nonresidential							Supplemental Use Standards	
Subcategory	CON	A	LDR	MDR	HDR	NC	CC	MU	D	ENT	BUS	I	Note: This reference is to use- specific standards only, other code requirements may apply	
Specific Use Type														
Commercial														
Lodging Establishment														
Hotel and Motel						S	P	P	P	P	P		94-61[(d)(10)](e)(12)	
Nightly Rental	P	P		P	P	P	P	P	P	P			94-61(e)(12)	
Timeshare Unit							P	P		P			94-61[(d)(10)](e)(12)	

Sec. 94-61. - Use and structure standards.

- (a) Generally applicable standards.
- (b) Residential uses.
- (c) Civic and institutional uses.
- (d) Utility uses.
- (e) Commercial uses.
 - (1) Animal sales and services with outdoor facilities.
 - (2) Amusement parlor/arcade.
 - (3) Theater.
 - (4) Microbrewery.
 - (5) Alternative financial establishment.
 - (6) Automated teller machines (ATMs).
 - (7) Financial institution.
 - (8) Off-premises contacts (OPC).
 - (9) Retail sales establishment.
 - (10) Thrift store.
 - (11) Medical marijuana facility.
 - (12) Lodging.
 - a. Hotels.
 - b. Nightly rental.**
 - (i) Individual rooms within a single-family dwelling shall not be permitted.**
 - (ii) Shall only be permitted within those Planned Developments which specifically list the use as being allowed.**
 - [b]c. Timeshare, interval ownership, or fractional fee ("timeshare").
 - (13) Car wash, full- or self-service.
 - (14) Vehicle rental/sales/leasing.
 - (15) Vehicle repair.
 - (16) Service stations.
 - (17) Accessory automatic car wash. An automatic car wash shall be subject to the following:
 - (18) Electric vehicle charging stations.
 - (19) Truck stop/travel plaza.

NOTE: LANGUAGE WHICH IS **BOLD, UNDERLINED** HAS BEEN ADDED; LANGUAGE WHICH IS [~~BRACKETED, STRICKEN~~] HAS BEEN REMOVED.

Section 3: This ordinance shall be in full force and effect from and after its passage by the Board of Aldermen and approval by the Mayor

Read, this first time on this 23rd day of February, 2021.

Read, this second time, passed, and truly agreed to by the Board of Aldermen of City of Branson, Missouri this 9th day of March, 2021.

E. Edd Akers
Mayor

ATTEST:

APPROVED AS TO FORM:

Lisa K Westfall
City Clerk

Chris Lebeck #51831
City Attorney