

**ORDINANCE AMENDING THE LAND DEVELOPMENT CODE IN THE CODE OF ORDINANCES OF
THE CITY OF OXFORD, MISSISSIPPI**

BE IT ORDAINED BY THE MAYOR AND BOARD OF ALDERMEN OF THE CITY OF OXFORD,
MISSISSIPPI AS FOLLOWS:

SECTION I. That Article 2 of the Land Development Code of the Code of Ordinances, Oxford, Mississippi, is hereby amended to read as follows:

2.6.16.9. Modifications to a PUD. From time to time, it may be necessary or desired by the developer or the City to modify elements of an approved plan for a PUD. Such elements may include: the geographic areas of the various Tracts allotted to different uses, the uses allowed in the various Tracts, the overall density allotted to the PUD and its various Tracts, the density distribution of lots within Tracts, the Stormwater management plan; the layout, location, and hierarchy of streets, public open spaces, and parking areas; the playout and location of residential, commercial, institutional, mixed-use lots; and proposals for intended densities and intensities, proposed uses in each Tract. The procedure for changes to these elements shall be:

- a. For modifications that the Planning Director determines to be more technical than substantial, the Planning Director will make a recommendation regarding the request to the Mayor and Board of Aldermen, who will determine whether to grant the modification.
- b. For modifications that the Planning Director determines to be substantial, the Planning Director will make a recommendation to the Planning Commission; and the Planning Commission will make a recommendation to the Mayor and Board of Aldermen who will determine whether to grant the modification.

SECTION II. That Article 3 of the Land Development Code of the Code of Ordinances, Oxford, Mississippi, is hereby amended to read as follows:

Modifications to Table of Uses Table 3.3.

- Residential CID: Allow by SE in UCN/UCO
- Assisted Living Facilities: Allow by SE in UCN/UCO
- Care Centers: Allow by SE in UCN/UCO
- Columbariums: Allow by SE in UCN/UCO
- Private Recreational Clubs: Allow by SE in UCN/UCO
- Recreational Uses, Commercial – Indoor: Allow by SE in UCN/UCO
- Vehicle Repair and Maintenance: Allow by SE in UCN/UCO
- Funeral Homes: Allow by SE in UCN/UCO
- Wholesale Sales: Allow by SE in UCN/UCO

SECTION III. That Article 6 of the Land Development Code of the Code of Ordinances, Oxford, Mississippi, is hereby amended to read as follows:

6.1.10 Tree escrow account.

Any applicant unable to achieve on-site mitigation shall make a payment to the City of Oxford's Tree Escrow Account for each tree required to meet the mitigation requirements set forth above. The amount of money to be paid shall be based on the fair market value of materials and labor at the time of planting as determined by the Director of Planning based on standard costs incurred by the city, estimated annually. The applicant shall submit cost estimates to the Director of Planning for approval.

6.1.10.1 Money contributed in lieu of on-site mitigation shall be paid prior to issuance of a building permit and/or prior to final plat approval by the Board of Aldermen for all residential and nonresidential subdivisions.

6.1.10.2 Money contributed under this section:

- a. May be used for tree canopy management, replacement, and preservation including, but not limited to, tree acquisition and planting; canopy replacement site identification, acquisition, and preparation; the acquisition of parkland areas that preserve tree canopy; and the acquisition, planting and maintenance of trees on designated city property; salary (in full or in part) for consultant or staff assigned to monitor and inspect tree canopy management; and
- b. Shall not revert to the general fund for ongoing operations.

SECTION IV. That Article 7 of the Land Development Code of the Code of Ordinances, Oxford, Mississippi, is hereby amended to read as follows:

7.2.9.6.f. Business signage is limited to no more than two signs that shall include business identification, logo, or product advertising signs. Projecting, freestanding, awning, window, wall, and marquee signs that display business advertisement shall be include in the number of allowed signs.

SECTION V. That Article 9 of the Land Development Code of the Code of Ordinances, Oxford, Mississippi, is hereby amended to read as follows:

Sec. 9.2.10.3.a. The site restoration performance bond, or certified check with a notarized statement of intent, shall be provided to guarantee to the city that should the city declare the site or a portion of the site abandoned the site will be restored in accordance with the minimum requirements. If a performance bond is provided, the development and/or the surety company will become obligated to restore the site in accordance with the stated minimum requirements.

If a certified check is provided, the notarized statement of intent shall guarantee the right of the city to access the property to restore the site, or have the site restored, in accordance with the minimum requirements. The notarized statement of intent to allow access which shall accompany the certified check shall include the following language:

Statement of Intent to Authorize Access to Perform Site Restoration

I NAME, developer/owner of and on behalf of NAME OF DEVELOPMENT, approved for SITE PLAN/SUBDIVISION on DATE by the City of Oxford Planning Commission and/or Mayor and Board of Aldermen; agree that if the City of Oxford should declare the site or a portion of the site where NAME OF DEVELOPMENT is abandoned , the City shall have the right to utilize the attached check #NUMBER and to access this property to restore the site, or to have the site restored, in accordance with the minimum requirements as outlined in Sec. 9.2.102. of the City of Oxford Land Development Code. This right shall be extended to any future owner of this development.

NAME
ADDRESS
PHONE

SECTION VI. That Article 10 of the Land Development Code of the Code of Ordinances, Oxford, Mississippi, is hereby amended to read as follows:

Add after 10.2.21.

10.2.22. Bedroom - A bedroom, as intended in zoning districts that limit density by bedrooms per acre, or that limit the number of bedrooms in a dwelling unit; is defined as a room that can easily be used as a sleeping room. Such a room may or may not have a closet or attached bathroom, and must meet building code requirements for light and ventilation.

Changes to 10.2.269:

- i. **Freestanding sign:** Any sign (such as a monument or post sign) mounted on a support structure and placed on or anchored in the ground; and which is independent from any building or other structure.

- n. **Monument Sign:** A freestanding sign that has a solid support structure with a base that is at least the width of the sign structure.

- s. **Post Sign:** A freestanding sign that is mounted on one or two support posts.

SECTION VII. REPEALING CLAUSE

All ordinances or parts of ordinances in conflict herein shall be, and the same are hereby repealed.

SECTION VIII. EFFECTIVE DATE

All ordinances shall take effect and be in force as provided by law.

The above ordinance having being first reduced to writing and read and considered section by section at a public meeting or the governing authorities of the City of Oxford Mississippi on motion of Alderman Antonow, seconded by Alderman Howell, and the roll being called, the same by the following votes:

Alderman Addy	voted	aye
Alderman Huese	voted	aye
Alderman Antonow	voted	aye
Alderman Howell	voted	aye
Alderman Taylor	voted	aye
Alderman Bailey	voted	aye
Alderman Morgan	voted	aye

APPROVED, this day the 16th of October, 2018.

/s/Robyn Tannehill
ROBYN TANNEHILL, MAYOR

/s/Ashley Atkinson
ASHLEY ATKINSON, CITY CLERK