

**ITEM NO. 5      TEXT AMENDMENT TO THE LAND DEVELOPMENT CODE; HOSPITAL USE (SLD)**

**TA-12-00023:** Consider a Text Amendment to the City of Lawrence Land Development Code to amend uses in the Hospital (H) District, to change all P uses (Permitted Uses), *except for the Hospital Use*, to A uses (Accessory Uses) to identify the Hospital use as the only principal use in this district and all other uses allowed in this district to be accessory to the this principal use. Requested by Lathrop & Gage LLP, on behalf of Lawrence Memorial Hospital. *Initiated by City Commission on August 14, 2012.*

**STAFF PRESENTATION**

Ms. Sandra Day presented the item.

**APPLICANT PRESENTATION**

Mr. David Waters, Lathrop & Gage LLP, was present for questioning.

**PUBLIC HEARING**

No public comment.

**COMMISSION DISCUSSION**

Commissioner Blaser asked if they were initiating or taking action.

Mr. McCullough said City Commission initiated the text amendment and that Planning Commission would make a recommendation.

Commissioner Culver asked if there were any existing sites with the permitted use that would have a negative impact to change it to an accessory use.

Mr. McCullough said the Hospital use was only allowed in the H district and that there was only one property zoned Hospital. He said some of the uses being changed to accessory were permitted in other districts but that the Hospital use was only permitted in the Hospital district.

Commissioner Belt inquired what the advantage to changing to passive recreation would be.

Mr. McCullough said there would need to be a request for the Hospital district and that would be with the request for a new hospital within the community. He said the hospital was the primary use. He said it was unique and not the typical zoning. He said in this scenario any request with the H district would come along with community discussion about a hospital use.

Commissioner Hird said he had no problem with the proposed text amendment but wished Lawrence Memorial Hospital would have used a local attorney for the local hospital.

**ACTION TAKEN**

Motioned by Commissioner Hird, seconded by Commissioner Blaser, to approve the proposed text amendment and forward the recommendation for approval of TA-12-00023 to the Land Development Code to the City Commission with a recommendation for approval.

Motion carried 6-0-2, with Commissioners Britton and von Achen abstaining.