

BILL NO. 19-43

AN ORDINANCE APPROVING A DEVELOPMENT AGREEMENT BETWEEN THE STREETS OF WEST PRYOR, LLC, AND THE CITY OF LEE'S SUMMIT, MISSOURI, FOR THE STREETS OF WEST PRYOR DEVELOPMENT.

WHEREAS, on January 8, 2018, the City Council approved Ordinance No. 8531 which approved a rezoning from District R-1 to District PMIX and a Preliminary Development Plan for land located at the northwest corner of NW Pryor Road and NW Lowenstein Drive; and,

WHEREAS, Section 4.3 of Ordinance No. 8531 provides that the developer shall execute a development agreement with the City to address the road improvements described in the Traffic Impact Analysis dated October 30, 2018 and other public improvements for the project, and that no building permits shall be issued until written proof is provided to the City that the development agreement has been recorded with the Jackson County Recorder of Deeds; and,

WHEREAS, the City Council desires to approve a development agreement to provide for the construction of public improvements for the project.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as follows:

SECTION 1. The Development Agreement which is attached hereto as Exhibit A and incorporated herein by reference (the "Agreement"), is hereby approved and the City Manager is authorized and directed to execute the Agreement in substantial compliance with the attached Agreement.

SECTION 2. City officers and agents of the City are each hereby authorized and directed to take such action and execute such other documents, certificates and instruments as may be necessary or desirable to carry out and comply with the intent of this Ordinance and the Development Agreement.

SECTION 3. All ordinances or parts of ordinances in conflict with this Ordinance are hereby repealed.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage, adoption, and approval by the Mayor.

PASSED by the City Council of the City of Lee's Summit, Missouri, this ____ day of _____, 2019.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

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APPROVED by the Mayor of said city this ____ day of _____, 2019.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

Nancy Yendes, Chief Counsel
Infrastructure and Planning

EXHIBIT A
COOPERATIVE AGREEMENT

[*ATTACHED*]