

## **BILL NO. 16-196**

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AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR HEAVY EQUIPMENT SALES AND RENTAL IN DISTRICT CS ON LAND LOCATED AT 20 & 50 SE 29<sup>TH</sup> TERR., SUNBELT RENTALS, FOR A PERIOD OF TWENTY (20) YEARS, ALL IN ACCORDANCE WITH ARTICLE 10 WITHIN THE UNIFIED DEVELOPMENT ORDINANCE, FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2016-148, submitted by Crossland Realty Group, requesting a special use permit for heavy equipment sales and rental in District CS on land located at 20 & 50 SE 29<sup>th</sup> Terr., was referred to the Planning Commission to hold a public hearing; and,

WHEREAS, after due public notice in the manner prescribed by law, the Planning Commission held a public hearing for the request on August 23, 2016, and rendered a report to the City Council containing findings of fact and a recommendation that the special use permit be approved; and,

WHEREAS, after due public notice in the manner prescribed by law, the City Council held a public hearing on September 15, 2016, and rendered a decision to grant said special use permit.

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

SECTION 1. That the application pursuant to Section 10.450.B of the Unified Development Ordinance to allow heavy equipment sales and rental in District CS with a Special Use Permit is hereby granted for a period of twenty (20) years, with respect to the following described property:

*Lots 9 & 10, Shamrock Park, 4<sup>th</sup> Plat, a recorded subdivision in Lee's Summit, Jackson County, Missouri.*

SECTION 2. That the following conditions of approval apply:

1. A modification shall be granted to the requirement of a 30' setback from all property lines for structures and vehicles sale, lease or rental, to allow for a 15' setback along the north property line and a 20' setback along the east property line.
2. A modification shall be granted to the requirement that all display or storage area be paved, to allow for gravel surface for the storage lot.
3. The special use permit shall be granted for a period of 20 years.

SECTION 3. That failure to comply with all of the provisions contained in this ordinance shall constitute violations of both this ordinance and the City's Unified Development Ordinance, enacted by Ordinance No. 5209 and amended from time to time.

SECTION 4. That this ordinance shall be in full force and effect from and after the date of its passage and adoption, and approval by the Mayor.

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PASSED by the City Council of the City of Lee's Summit, Missouri, this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

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*Mayor Randall L. Rhoads*

ATTEST:

\_\_\_\_\_  
*City Clerk Denise R. Chisum*

APPROVED by the Mayor of said city this \_\_\_\_\_ day of \_\_\_\_\_, 2016.

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*Mayor Randall L. Rhoads*

ATTEST:

\_\_\_\_\_  
*City Clerk Denise R. Chisum*

APPROVED AS TO FORM:

\_\_\_\_\_  
*City Attorney Brian W. Head*