

BILL NO. 16-220

AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A BED & BREAKFAST INN IN DISTRICT RP-3 ON LAND LOCATED AT 202 SW 3RD ST., THE BROWNING, FOR A PERIOD OF TEN (10) YEARS, ALL IN ACCORDANCE WITH ARTICLE 10 WITHIN THE UNIFIED DEVELOPMENT ORDINANCE, FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2016-154, submitted by Harlen & Liesl Hays, requesting a special use permit for a bed & breakfast inn in District RP-3 on land located at 202 SW 3rd St., 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 September 27, 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 October 13, 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 10.170 of the Unified Development Ordinance to allow a bed & breakfast inn in District RP-3 with a Special Use Permit is hereby granted for a period of ten (10) years, with respect to the following described property:

BEGINNING AT A POINT 23 FEET NORTH OF THE SOUTHWEST CORNER OF THE SOUTHEAST ¼ OF THE SOUTHEAST ¼ OF SECTION 6, TOWNSHIP 47, RANGE 31, THENCE EAST 88 FEET, THENCE NORTH 111.3 FEET, THENCE NORTH 19 DEGREES 44 MINUTES WEST TO A POINT WHICH IS 183 FEET NORTH OF THE SOUTH LINE OF SECTION 6, THENCE WEST TO THE WEST LINE OF SAID ¼ ¼ SECTION, THENCE SOUTH 160 FEET TO THE POINT OF BEGINNING, LEE'S SUMMIT, JACKSON COUNTY, MISSOURI.

SECTION 2. That the following conditions of approval apply:

1. The special use permit for the bed & breakfast inn is contingent on approval of Appl.# PL2016-153 for the rezoning of the subject property from RP-2 to RP-3.
2. The special use permit shall be granted for a period of 10 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.

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

Mayor Randall L. Rhoads

ATTEST:

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City Clerk *Denise R. Chisum*

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

Mayor *Randall L. Rhoads*

ATTEST:

City Clerk *Denise R. Chisum*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*