

BILL NO. 17-251

AN ORDINANCE APPROVING A SPECIAL USE PERMIT FOR AN INDOOR STORAGE FACILITY IN DISTRICT PI ON LAND LOCATED AT 1410 NE DOUGLAS STREET, PROPOSED OAKVIEW STORAGE, ALL IN ACCORDANCE WITH THE PROVISIONS OF UNIFIED DEVELOPMENT ORDINANCE, NO. 5209, FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2017-205 submitted by Oakview Capital Partners, LLC, requesting a special use permit for an indoor storage facility in District PI (Planned Industrial) on land located at 1410 NE Douglas Street was referred to the Planning Commission to hold a public hearing; and

WHEREAS, the Unified Development Ordinance provides for the approval of a special use permit by the City following public hearings by the Planning Commission and City Council, and

WHEREAS, after due public notice in the manner prescribed by law, the Planning Commission held a public hearing for the consideration of the special use permit on November 14, 2017, and rendered a report to the City Council recommending 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 December 7, 2017, 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 10.020.A and Section 10.420 of the Unified Development Ordinance to allow for an indoor storage facility in District PI with a special use permit is hereby granted for a period of 25 years, with respect to the following described property:

Part of Lot 2 as platted in POLYTAINERS ADDITION LOTS 1 & 2, a minor plat in the City of Lee's Summit, Jackson County, Missouri being more particularly described as follows:

Beginning at the Northwest corner of said Lot 2; thence South 88 degrees 04 minutes 20 seconds East (platted South 89 degrees 56 minutes 58 seconds East), along the North line of said Lot 2, a distance of 220.00 feet; thence South 01 degrees 55 minutes 46 seconds West, parallel to the West line of said Lot 2, a distance of 844.81 feet to a point on the South line of said Lot 2; thence North 88 degrees 03 minutes 31 seconds West (platted North 89 degrees 56 minutes 09 seconds West), along the South line of said Lot 2, a distance of 73.03 feet; thence South 01 degrees 56 minutes 29 seconds West (platted South 00 degrees 03 minutes 51 seconds West), continuing along said South line, a distance of 5.00 feet; thence North 88 degrees 03 minutes 31 seconds West (platted North 89 degrees 56 minutes 09 seconds East), along the South line of said Lot 2, a distance of 48.75 feet (platted 48.93 feet) to the Southwest corner of said Lot 2; thence North 01 degrees 54 minutes 05 seconds East (platted North 00 degrees 03 minutes 02 seconds East), along the West line of said Lot 2, a distance of 195.93 feet; thence North 39

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degrees 35 minutes 15 seconds West (platted North 41 degrees 23 minutes 39 seconds West) a distance of 148.03 feet; thence North 01 degrees 55 minutes 46 seconds East (platted North 00 degrees 03 minutes 02 seconds East), along the West line of said Lot 2, a distance of 543.00 feet to the Point of Beginning.

SECTION 2. That the following conditions of approval apply:

1. Remove the standard condition that the roof pitch be 1:3 to allow the building to be built with a flat roof as shown on the elevation rendering date stamped September 22, 2017.
2. The special use permit shall be granted for a time period of 25 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, 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 _____, 2017.

Mayor Randall L. Rhoads

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this _____ day of _____, 2017.

Mayor Randall L. Rhoads

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*