

BILL NO. 16-147

AN ORDINANCE DENYING APPLICATION #PL2016-053 – PRELIMINARY DEVELOPMENT PLAN - TELECOMMUNICATIONS TOWER, 244 NW EXECUTIVE WAY; SELECTIVE SITE CONSULTANTS, INC., APPLICANT AND AUTHORIZING THE MAYOR TO EXECUTE A WRITTEN DENIAL FOR THE SAME.

WHEREAS, On March 18, 2016 applicant Selective Site Consultants, Inc. (herein after “Applicant”) submitted application #PL2016-053 preliminary development plan (hereinafter the “Application”) to the City of Lee’s Summit, Missouri (hereinafter “City”) associated with the construction of a new telecommunications tower located at 244 NW Executive Way; and,

WHEREAS, On June 16th, 2016, June 23rd, 2016, and July 7th, 2016 the City Council held public hearings on this Application and the accompanying application for a special use permit (application #PL2016-054) for the telecommunications tower which is the subject of this Application; and,

WHEREAS, The City Council of the City of Lee’s Summit, Missouri wishes to deny the Application due to failure to comply with the setback requirements of Section 10.600(F)(3)(c)(2) of the City’s Unified Development Ordinance.

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

SECTION 1. That the City Council of the City of Lee’s Summit hereby denies application #PL2016-053 – Preliminary Development Plan – Telecommunications Tower, 244 NW Executive Way; Selective Site Consultants, Inc., Applicant for failure to comply with the setback requirements of Section 10.600(F)(3)(c)(2) of the City’s Unified Development Ordinance.

SECTION 2. That the City Council hereby approves the written denial of Application #PL2016-053 – Preliminary Development Plan – Telecommunications Tower, 244 NW Executive Way; Selective Site Consultants, Inc., attached hereto and incorporated by reference as if fully set forth herein, and the Mayor is authorized to execute the same on behalf of the City of Lee’s Summit, Missouri.

SECTION 3. 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:

City Clerk *Denise R. Chisum*

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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:

Chief of Litigation *Trevor L. Stiles*