

BILL NO. 21-57

AN ORDINANCE APPROVING A SPECIAL USE PERMIT FOR A TRUCK RENTAL FACILITY IN DISTRICT CP-2 (PLANNED COMMUNITY COMMERCIAL) ON LAND LOCATED AT 809 SE DOUGLAS ST FOR A PERIOD OF FIVE (5) YEARS, ALL IN ACCORDANCE WITH CHAPTER 33, THE UNIFIED DEVELOPMENT ORDINANCE, OF THE CODE OF ORDINANCES FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2020-365 submitted by Josh Prejean, requesting a special use permit for a truck rental facility in District CP-2 on land located at 809 SE Douglas 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 February 25, 2021, 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 March 23, 2021, 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 6.1050 of the Unified Development Ordinance to a truck rental facility in District CP-2 with a Special Use Permit is hereby granted for a period of five (5) years from the approval date of this ordinance, with respect to the following described property:

SECTION 8 TOWNSHIP 47 RANGE 31 ALL THAT PART OF THE SE ¼ OF THE NW ¼ OF SECTION 8 DESCRIBED AS FOLLOWS:

COMMENCING AT THE CENTER OF SAID SECTION, THEN WEST ALONG THE 1/2 SECTION LINE 537.9' TO THE CENTER LINE OF DOUGLAS ST, THEN N 31 DEG 07' W ALONG THE CENTER LINE OF DOUGLAS ST 324.48' TO THE TRUE POINT OF BEGINNING, THEN 31 DEG 07' W 79.11' MORE OR LESS TO THE SOUTHERLY LINE OF LOT 3, WILKINS ADD, THEN 58 DEG 49' E 250.5' TO THE SE CORNER OF SAID LOT 3, OF SAID WILKINS ADD, THEN S 197. 15', THEN WEST PARALLEL TO & 200' N OF THE NORTH LINE OF ROW OF US 50 HWY 173.85' TO THE POINT OF BEGINNING. (EXCEPT THE PART IN SE DOUGLAS ST)

SECTION 2. That the following conditions of approval apply:

1. A modification shall be granted to the minimum 30 foot display area setback from all property lines, to allow a 15 foot setback from the south property line.
2. The special use permit shall be approved for a period of five (5) years.
3. No more than 3 rental trucks shall be displayed on the property at one time.
4. A van-accessible ADA parking space with adjacent access aisle shall be striped and posted within 30 days of the special use permit approval.

BILL NO. 21-57

SECTION 3. That failure to comply with all of the provisions contained in this ordinance shall constitute violations of both this ordinance and Chapter 33, the Unified Development Ordinance, of the Code of Ordinances of the City of Lee's Summit.

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 _____, 2021.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2021.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*