

## **BILL NO. 17-109**

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AN ORDINANCE APPROVING APPLICATION #PL2017-070 – AMENDMENT #61 TO THE UNIFIED DEVELOPMENT ORDINANCE (UDO) – ARTICLE 10 SPECIAL USES AND STRUCTURES, SPECIFIC TO TELECOMMUNICATION TOWERS; CITY OF LEE'S SUMMIT, APPLICANT.

WHEREAS, the Unified Development Ordinance (UDO) was adopted by the City Council as Ordinance No. 5209 on September 6, 2001, and the UDO is incorporated into the City's Code of Ordinances through Section 33-1 of the Code; and,

WHEREAS, previous amendments to the UDO were adopted by Ordinance #5268 (commonly referred to as "Amendment #1"); Ordinance #5276 (commonly referred to as "Amendment #2"); Ordinance #5419 (commonly referred to as "Amendment #3"); Ordinance #5501 (commonly referred to as "Amendment #4"); Ordinance #5520 (commonly referred to as "Amendment #5"); Ordinance #5676 (commonly referred to as "Amendment #6"); Ordinance #5738 (commonly referred to as "Amendment #7"); Ordinance #5802 (commonly referred to as "Amendment #8"); Ordinance #5828 (commonly referred to as "Amendment #9"); Ordinance #5915 (commonly referred to as "Amendment #10"); Ordinance #5907 (commonly referred to as "Amendment #11"); Ordinance #5952 (commonly referred to as "Amendment #12"); Ordinance #6006 (commonly referred to as "Amendment #13"); Ordinance #6024 (commonly referred to as "Amendment #14"); Ordinance #6061 (commonly referred to as "Amendment #15"); Ordinance #6099 (commonly referred to as "Amendment #16"); Ordinance #6125 (commonly referred to as "Amendment #17"); Ordinance #6282 (commonly referred to as "Amendment #18"); Ordinance #6371 (commonly referred to as "Amendment #19"); Ordinance #6324 (commonly referred to as "Amendment #20"); Ordinance #6355 (commonly referred to as "Amendment #22"); Ordinance #6451 (commonly referred to as "Amendment #23"); Ordinance #6449 (commonly referred to as "Amendment #24"); Ordinance #6465 (commonly referred to as "Amendment #25"); Ordinance #6555 (commonly referred to as "Amendment #26"); Ordinance # 6590 (commonly referred to as "Amendment #27"); Ordinance #6633 (commonly referred to as "Amendment #28"); Ordinance #6668 (commonly referred to as "Amendment #29"); Ordinance #6748 (commonly referred to as "Amendment #30"); Ordinance #6733 (commonly referred to as "Amendment #31"); Ordinance #6809 (commonly referred to as "Amendment #32"); Ordinance #6796 (commonly referred to as "Amendment #33"); Ordinance #6823 (commonly referred to as "Amendment #34"); Ordinance #6912 (commonly referred to as "Amendment #35"); Ordinance #36 (commonly referred to as "Amendment #36"); Ordinance #6925 (commonly referred to as "Amendment #37"); Ordinance #6991 (commonly referred to as "Amendment #38-A"); Ordinance #6991 (commonly referred to as "Amendment #38-C"); Ordinance #7104 (commonly referred to as "Amendment #39"); Ordinance #7119 (commonly referred to as "Amendment #40"); Ordinance #Ordinance #7155 (commonly referred to as "Amendment #41"); Ordinance #7219 (commonly referred to as "Amendment #42"); Ordinance #7161 (commonly referred to as "Amendment #43"); Ordinance #7274 (commonly referred to as "Amendment #44"); Ordinance #7305 (commonly referred to as "Amendment #45"); Ordinance #46 (commonly referred to as "Amendment #46"); Ordinance #7349 (commonly referred to as Amendment #47); Ordinance #7350 (commonly referred to as Amendment #47); Ordinance #7477 (commonly referred to as Amendment #48); Ordinance #7518 (commonly referred to as Amendment #49); Ordinance #7551 (commonly referred to as Amendment #50); Ordinance #7596 (commonly referred to as Amendment #51); Ordinance #7597 (commonly referred to as Amendment #52); Ordinance #7518 (commonly referred to as Amendment #53); Ordinance #7733 (commonly referred to as Amendment #54); Ordinance #7831 (commonly referred to as

## **BILL NO. 17-109**

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Amendment #55); Ordinance #7832 (commonly referred to as Amendment #56); Ordinance #7972 (commonly referred to as Amendment #57); Ordinance #8014 (commonly referred to as Amendment #58); Ordinance #8039 (commonly referred to as Amendment #59); Ordinance #8104 (commonly referred to as Amendment #60).

WHEREAS, the Community and Economic Development Committee considered the proposed UDO Amendment to Article 10 Special Uses and Structures on July 20, 2016, and authorized the amendments to be advertised for public hearings; and

WHEREAS, Application #PL2017-070, proposing amendment to Article 10 Special Uses and Structures of the UDO was filed; and

WHEREAS, after due public notice in the manner prescribed by law, the Planning Commission held a public hearing for Application #PL2017-070 on April 25, 2017, and rendered a report to the City Council recommending that the proposed amendment to Article 10 Special Uses and Structures of the UDO be approved, and,

WHEREAS, after due public notice in the manner prescribed by law, the City Council held a public hearing on Application #PL2017-070 on May 18, 2017 and,

WHEREAS, the City Council determined that the proposed UDO amendments contained in Application #PL2017-070 would serve the interests of the citizens of Lee's Summit.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF LEE'S SUMMIT, MISSOURI, as shown on the attached copy, appended hereto and made a part hereof.

SECTION 1. That Article 10 of the Unified Development Ordinance, is hereby amended in the manner shown on the copy appended hereto as Exhibit "A" and incorporated herein by reference.

SECTION 2. That it is the intention of the City Council and is hereby ordained that the provisions of this Ordinance shall become and be made a part of the UDO, and the sections of this Ordinance and the UDO may be renumbered as appropriate to accomplish such intention.

SECTION 3. That this ordinance shall be in full force and effect from and after the date of its passage, 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 Denise R. Chisum*

**BILL NO. 17-109**

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

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Mayor *Randall L. Rhoads*

ATTEST:

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

APPROVED AS TO FORM:

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