

## RESOLUTION 17-12

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RESOLUTION ADOPTING FINDINGS OF FACT AND CONCLUSIONS OF LAW GRANTING THE APPEAL OF THE DENIAL OF AN EXTERIOR RENOVATION PERMIT FOR 6 SW 3RD STREET (Appeal No. PRERP2017-004)

WHEREAS, the City has adopted Design Guidelines for its Downtown Core Area including the Historic District; and,

WHEREAS, Section 7.440.3 of the City Code provides for a hearing before the City Council under Chapter 536, RSMo; and,

WHEREAS, an Exterior Renovation Permit was denied for a partial marble façade at 6 SW 3<sup>rd</sup> Street, and a timely appeal was filed by the Applicants; and

WHEREAS, a hearing was held after due notice was provided to all interested persons, evidence adduced, considered and a determination made at the August 10, 2017, Council meeting to grant the appeal; and,

WHEREAS, Section 7.440.3 requires the Council to issue its written decision at the next regularly scheduled Council meeting available for such business.

NOW THEREFORE BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LEE'S SUMMIT AS FOLLOWS:

SECTION 1. That the City Council, being duly apprised in the matter, hereby grants the appeal of the denial of an Exterior Renovation Permit and the decision attached hereto as an Exhibit is hereby incorporated by reference and accepted by the City Council as its written decision in the matter of 6 SW3rd Street Exterior Renovation, Appeal #PRERP2017-004.

SECTION 2. That the City Manager is directed to cause the Exterior Renovation Permit to be issued within thirty (30) days of this Resolution or such earlier time as may be permitted under Chapter 536, RSMo, for the appeal of the Council's decision by any aggrieved party.

SECTION 3. This resolution shall be in full force and effect from the date of its passage, adoption, and approval by the Mayor.

PASSED and ADOPTED by the City Council for the City of Lee's Summit, Missouri, this \_\_\_\_ day of \_\_\_\_\_, 2017.

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Mayor *Randall L. Rhoads*

ATTEST:

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Deputy City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

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Chief Counsel of Infrastructure and Planning  
*Nancy K. Yendes*