

AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR CHAPEL OAKS SUBDIVISION MAINTENANCE FACILITY IN DISTRICT RP-3 ON LAND LOCATED AT 657 NE NEWPORT DRIVE FOR A PERIOD OF TEN (10) YEARS, ALL IN ACCORDANCE WITH ARTICLE 10 WITHIN THE UNIFIED DEVELOPMENT ORDINANCE, FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, on October 17, 1995, the City Council adopted Ordinance 4187 granting a special use permit for the Chapel Oaks maintenance facility, for a period of ten (10) years, and said permit expired on October 17, 2005; and,

WHEREAS, Application #2007-129, submitted by Chapel Oaks Development Co., requesting renewal of the special use permit for Chapel Oaks Subdivision Maintenance Facility in District RP-3 on land located at 657 NE Newport Drive, 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 August 14, 2007, 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 September 6, 2007, 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 5.310 of the Unified Development Ordinance allow Chapel Oaks Subdivision Maintenance Facility in District RP-3 with a Special Use Permit is hereby granted for a period of ten (10) years from the previous expiration date, to expire on October 17, 2015, with respect to the following described property:

Lot 32, Chapel Oaks, a subdivision as recorded in Lee's Summit, Jackson County, Missouri.

SECTION 2. That the following conditions of approval apply:

1. All equipment and materials shall be stored inside the building.
2. The special use permit shall be granted for 10 years from the previous expiration date, to expire on October 17, 2015.

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 Unified Development Ordinance, No. 5209.

SECTION 4. That this ordinance shall be in full force and effect from and after the date of its passage and approval.

PASSED by the City Council of the City of Lee's Summit, Missouri, this 20th day of September, 2007.


Mayor Karen R. Messerli

ATTEST:


City Clerk Denise R. Chisum

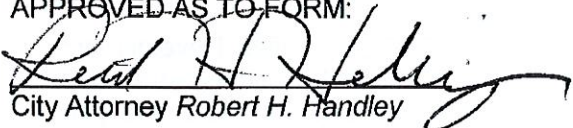
APPROVED by the Mayor of said city this 2nd day of October, 2007.


Mayor Karen R. Messerli

ATTEST:


City Clerk Denise R. Chisum

APPROVED AS TO FORM:


City Attorney Robert H. Handley