

BILL NO. 23-236

AN ORDINANCE AMENDING CHAPTER 33 OF THE LEE'S SUMMIT CODE OF ORDINANCES, ARTICLE 6 PERTAINING TO USE STANDARDS AND ARTICLE 15 PERTAINING TO RULES OF INTERPRETATION AND DEFINITIONS; CITY OF LEE'S SUMMIT, APPLICANT.

WHEREAS, to promote the construction of accessory dwelling units (ADUs) while protecting and preserving the character of existing neighborhoods, updates are necessary to include development requirements and standards for all accessory dwelling units; and,

WHEREAS, opportunities exist in Article 6 to provide for all development requirements and standards pertaining to ADUs to be located within the same section of the UDO, to prohibit ADUs from being used as short-term rentals, and also to update the accessory use table; and,

WHEREAS, the proposed ordinance updates also provide clarification on other accessory structures such as construction/sales office trailers and swimming pools; and updates Article 15 to include a definition for the term Accessory Dwelling Unit; and,

WHEREAS, changes to Chapter 33, Article 6 and Article 15 as described above; City of Lee's Summit, applicant, also documented as PL2023-077, shall be hereinafter be known as the "amendment"; and,

WHEREAS, the Community and Economic Development Committee considered the amendment on August 9, 2023, and directed staff to proceed with the ordinance amendment process; and,

WHEREAS, after due public notice in the manner prescribed by law, the Planning Commission held a public hearing for the amendment and recommended approval with an update to Article 6, Division IV, Section 6.1350 to the City Council on November 9, 2023; and,

WHEREAS, the City Council determined that the proposed amendments would serve the interests of the citizens of Lee's Summit on December 5, 2023.

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

SECTION 1. 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 2. That this Ordinance shall be in full force and effect from and after the date of its passage, adoption, and approval by the Mayor.

SECTION 3. Should any section, sentence, or clause of this Ordinance be declared invalid or unconstitutional, such declaration shall not affect the validity of the remaining sections, sentences, or clauses.

SECTION 4. Existing sections Article 6, Division II, section 6.505; Article 6 Division III, section 6.970; Article 6, Division IV, sections 6.130, 6.1320, 6.1330, 6.1340, 6.1350, 6.1470, and 6.1480;

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and Article 15, Division II, sections 15.050 and 15.1440 are hereby repealed in their entirety and are replaced with the language set forth in the exhibits identified as Exhibits A thru D which are attached hereto and incorporated herein by reference.

PASSED by the City Council of the City of Lee's Summit, Missouri, this _____ day of _____, 2023.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2023.

ATTEST:

Mayor *William A. Baird*

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney, Brian W. Head