

## **BILL NO. 26-097**

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AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR A MAINTENANCE STORAGE FACILITY IN DISTRICT RP-3 (PLANNED RESIDENTIAL MIXED USE) ON LAND LOCATED AT 657 NE NEWPORT DRIVE FOR A PERIOD OF TEN (10) YEARS, ALL IN ACCORDANCE WITH ARTICLE 6 OF THE UNIFIED DEVELOPMENT ORDINANCE FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, on October 17, 1995, by Ordinance No. 4187, the City Council granted a special use permit for maintenance facility for a period of 10 years on land located at 657 NE Newport Drive, and said permit expired on October 17, 2005; and,

WHEREAS, on October 2, 2007, by Ordinance No. 6494, the City Council granted a special use permit for maintenance storage facility on land located at 657 NE Newport Drive, for a period of 10 years from the previous expiration date, and said permit expired on October 17, 2015; and,

WHEREAS, on November 19, 2015, by Ordinance No. 7753, the City Council granted a special use permit for maintenance storage facility on land located at 657 NE Newport Drive, for a period of 10 years from the previous expiration date, and said permit expired on October 17, 2025; and,

WHEREAS, Application #PL2025-164, submitted by Chapel Oaks Development Co, requesting a special use permit renewal for maintenance storage 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 April 23, 2026, 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 May 19, 2026, 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 a special use permit is hereby approved in District RP-3 on the following described property:

*Lot 32, Chapel Oaks, a subdivision 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 a period ten (10) years from the previous expiration date, to expire on October 17, 2035.

SECTION 3. Nonseverability. All provisions of this ordinance are so essentially and inseparably connected with, and so dependent upon, each other that no such provision would be enacted without all others. If a court of competent jurisdiction enters a final judgment on the merits that is not subject to appeal and that declares any provision or part of this ordinance void, unconstitutional, or

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unenforceable, then this ordinance, in its collective entirety, is invalid and shall have no legal effect as of the date of such judgment.

SECTION 4. That failure to comply with all of the provisions contained in this ordinance shall constitute violations of both this ordinance and Chapter 33, the City's Unified Development Ordinance, of the Code of Ordinances for the City of Lee's Summit.

SECTION 5. 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 \_\_\_\_\_, 2026.

\_\_\_\_\_  
Mayor *J. Beto Lopez*

ATTEST:

\_\_\_\_\_  
City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this \_\_\_\_ day of \_\_\_\_\_, 2026.

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Mayor *J. Beto Lopez*

ATTEST:

\_\_\_\_\_  
City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

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