

BILL NO. 19-135

AN ORDINANCE APPROVING APPLICATION #PL2019-058 - UNIFIED DEVELOPMENT ORDINANCE (UDO) AMENDMENT #4, ARTICLE 6 USE STANDARDS – DIVISION III SPECIAL USE PERMITS – SUBDIVISION 2 SPECIFIED SPECIAL USES – AMENDMENT TO THE REGULATIONS FOR TELECOMMUNICATION TOWERS/ANTENNAS; CITY OF LEE'S SUMMIT APPLICANT

WHEREAS, the Unified Development Ordinance (UDO) was originally adopted by the City Council as Ordinance No. 5209 on September 6, 2001, which has been amended numerous times and recodified in its entirety by the adoption of Ordinance No. 8443 and is incorporated into the City's Code of Ordinances through Section 33-1 of the Code; and,

WHEREAS, Application #PL2019-058, proposing an amendment to Article 6 Use Standards – Division III Special Use Permits – Subdivision 2 Specified Special Uses – amendment to the regulations for telecommunication towers/antennas was filed; and,

WHEREAS, the Community and Economic Development Committee considered the proposed UDO Amendment to Article 6 Use Standards – Division III Special Use Permits – Subdivision 2 Specified Special Uses on February 13, 2019, and authorized the amendments to be advertised for public hearings; and

WHEREAS, after due public notice in the manner prescribed by law, the Planning Commission held a public hearing for Application #PL2019-058 on May 9, 2019 and rendered a report to the City Council recommending that the proposed amendment to Article 6 Use Standards – Division III Special Use Permits – Subdivision 2 Specified Special Uses be approved; and,

WHEREAS, after due public notice in the manner prescribed by law, the City Council held a public hearing on Application #PL2019-058 on June 4, 2019; and,

WHEREAS, the City Council determined that the proposed UDO amendment contained in Application #PL2019-058 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 6 Use Standards – Division III Special Use Permits – Subdivision 2 Specified Special Uses of the Unified Development Ordinance, are 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.

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PASSED by the City Council of the City of Lee's Summit, Missouri, this _____ day of _____, 2019.

Mayor William A. Baird

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this _____ day of _____, 2019.

Mayor William A. Baird

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney Brian Head