

BILL NO. 24-164

AN ORDINANCE APPROVING REZONING FROM DISTRICT AG (AGRICULTURAL) TO DISTRICT RDR (RURAL DENSITY RESIDENTIAL) ON APPROXIMATELY 3.2 ACRES ALONG THE WEST SIDE OF NW PRYOR ROAD LOCATED APPROXIMATELY 1/3 MILE SOUTH OF E. BANNISTER ROAD, 1450 AND 1460 NW PRYOR ROAD, ALL IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 33, THE UNIFIED DEVELOPMENT ORDINANCE, OF THE CODE OF ORDINANCES FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2024-151 submitted by WI Pryor Crossing, LLC, requesting approval of a rezoning from AG to RDR on land located at 1450 NW Pryor Rd was referred to the Planning Commission to hold a public hearing; and,

WHEREAS, the Unified Development Ordinance provides for the approval of a rezoning by the City following public hearings by the Planning Commission and City Council; and,

WHEREAS, after due public notice in the manner prescribed by law, the Planning Commission held a public hearing for the consideration of the rezoning on August 22, 2024, and rendered a report to the City Council recommending that the rezoning be approved; and,

WHEREAS, after due public notice in the manner prescribed by law, the City Council held a public hearing on September 24, 2024, and rendered a decision to approve the rezoning said property.

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

SECTION 1. That a rezoning is hereby approved on the following described property:

A tract of land in the Northwest 14 of Section 36, Township 48 North of the Base line, Range 32 West of the 5th Principal Meridian, Lee's Summit, Jackson County, Missouri and being more particularly described as follows: Beginning at the Northwest corner of said Section 36-48-32; thence with the North line of the Northwest 14 S85°22'43"E, 450.36' ; thence S03°31'32"W, 329.21'; thence N86°24'29"W, 248.56'; thence N03°31'32"E, 94.64'; thence N86°24'29"W, 199.43' to a point on the West line of the Northwest 14, Section 36-48-32 N02°59'05"E, 242.67' back to the Point of Beginning.

SECTION 2. That rezoning of the property from AG to RDR shall be as depicted on the rezoning exhibit appended hereto as Attachment A.

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 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.

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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 _____, 2024.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED by the Mayor of said city this ____ day of _____, 2024.

Mayor *William A. Baird*

ATTEST:

City Clerk *Trisha Fowler Arcuri*

APPROVED AS TO FORM:

City Attorney *Brian W. Head*