

## **BILL NO. 21-246**

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AN ORDINANCE GRANTING A SPECIAL USE PERMIT RENEWAL FOR CAR SALES IN DISTRICT CP-2 ON LAND LOCATED AT 516 SW 3<sup>RD</sup> STREET, PINNACLE AUTO SALES, FOR A PERIOD OF TEN (10) YEARS FROM THE CURRENT PERMIT EXPIRATION DATE, TO EXPIRE ON DECEMBER 21, 2031, ALL IN ACCORDANCE WITH ARTICLE 6 WITHIN THE UNIFIED DEVELOPMENT ORDINANCE, FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2021-355, submitted by Tenland, LLC, requesting approval of the special use permit renewal, was referred to the Planning Commission as required by the Unified Development Ordinance No. 5209; and,

WHEREAS, on December 12, 2013, by Ordinance No. 7407, the City Council granted a special use permit for car sales for a period of 3 years on land located at 516 SW 3<sup>rd</sup> Street, and said permit expires on December 12, 2016; and,

WHEREAS, on November 17, 2016, by Ordinance No. 8022, the City Council granted a special use permit for car sales for a period of 5 years on land located at 516 SW 3<sup>rd</sup> Street, and said permit expires on December 12, 2021; and,

WHEREAS, Application #PL2021-355, submitted by Tenland, LLC, requesting a special use permit renewal for car sales in District CP-2 on land located at 516 SW 3<sup>rd</sup> Street, 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 November 18, 2021, 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 December 7, 2021, 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 6.1050 of the Unified Development Ordinance to allow car sales in District CP-2 with a Special Use Permit is hereby granted for a period of ten (10) years from the current permit's expiration date, to expire on December 12, 2031, with respect to the following described property:

*Beginning 450 feet west of the SE corner of the SW ¼ of Section 6 Township 47 Range 31, thence North 248.91 feet, thence West 119 feet, thence South 248.91 feet, thence East 119 feet, to the point of beginning.*

SECTION 2. That the following conditions of approval apply:

1. The special use permit renewal shall be granted for a period of ten (10) years from the current special use permit expiration date, to expire December 12, 2011.
2. Vehicles displayed for sale shall be located on the north side and east side of the building as depicted on the site plan.

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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's Unified Development Ordinance, enacted by Ordinance No. 5209 and amended from time to time.

SECTION 4. 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 \_\_\_\_\_, 2021.

\_\_\_\_\_  
Mayor William A. Baird

ATTEST:

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

APPROVED by the Mayor of said city this \_\_\_\_ day of \_\_\_\_\_, 2021.

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*Mayor William A. Baird*

ATTEST:

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

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney *Brian Head*