

## **BILL NO. 20-101**

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AN ORDINANCE APPROVING AMENDMENTS TO THE CITY CODE AND THE DESIGN AND CONSTRUCTION MANUAL TO IMPLEMENT APPLICATION #PL2019-358 - UNIFIED DEVELOPMENT ORDINANCE (UDO) AMENDMENT CHANGES TO ARTICLE 2 – APPLICATIONS AND PROCEDURES, ARTICLE 3 – PERMITS AND CERTIFICATES OF OCCUPANCY, ARTICLE 7 – SUBDIVISIONS AND ARTICLE 15 – RULES OF INTERPRETATION AND DEFINITIONS TO BRING PROCESS AND PROCEDURES RELATED TO DEVELOPMENT FROM THE DESIGN AND CONSTRUCTION MANUAL TO THE UDO AND CITY CODE, AND UPDATE STANDARDS AND PROCESSES FOR INSURANCE AND SECURITY RELATED TO INFRASTRUCTURE IMPROVEMENTS; 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 #PL2019-35 (the “Application”) proposing amendments to the City Code and the UDO which would amend UDO Article 2 – Applications and Procedures, Article 3 – Permits and Certificates of Occupancy, Article 7 - Subdivisions and Article 15 – Rules of Interpretation and Definitions to bring process and procedures related to development from the Design and Construction Manual (DCM) to the UDO and other portions of the City Code, and also update standards and processes for security and insurance related to infrastructure improvements and the acceptance of payments in lieu of sidewalk construction (collectively the “DCM Amendments”); and,

WHEREAS, the Community and Economic Development Committee considered the DCM Amendments on March 25, 2020, and thereafter authorized the amendments to be advertised for public hearings and recommended that the City Council adopt the DCM Amendments by ordinance; and,

WHEREAS, after due public notice in the manner prescribed by law, the Planning Commission held a public hearing on those portions of the DCM Amendments which amend the UDO and thereafter recommended that the UDO amendments be approved; and,

WHEREAS, after due public notice in the manner prescribed by law, the City Council held a public hearing on the Application on June 2, 2020; and,

WHEREAS, the City Council determined that the proposed UDO amendment contained in the Application 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 UDO Article 2 – Applications and Procedures, Article 3 – Permits and Certificates of Occupancy, Article 7 - Subdivisions and Article 15 – Rules of Interpretation and Definitions to bring process and procedures related to development from the DCM to the UDO and update standards and processes for security related to infrastructure improvements and the acceptance of payments in lieu of sidewalk construction; and, are hereby amended in the manner shown on the documents appended hereto as Exhibit A and incorporated herein by reference.

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SECTION 2. That the amendments to the Design and Construction Manual which are set forth in the attached Exhibit B and incorporated herein by reference are hereby approved.

SECTION 3. That the amendments to Chapter 26 of the Code of Ordinances which are set forth in the attached Exhibit C and incorporated herein by reference are hereby approved.

SECTION 4. That the amendment to Chapter 22.5 of the City Code which are attached hereto as Exhibit D and incorporated herein by reference are hereby approved.

SECTION 5. 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, the City Code and the Design and Construction Manual, as appropriate, and the sections approved by this Ordinance may be renumbered as appropriate to accomplish such intention.

SECTION 6. That this ordinance shall be in full force and effect from and after the date of its passage, adoption, and approval by the Mayor.

PASSED by the City Council of the City of Lee's Summit, Missouri, this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

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

ATTEST:

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

APPROVED by the Mayor of said city this \_\_\_\_\_ day of \_\_\_\_\_, 2020.

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Mayor *William A. Baird*

ATTEST:

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

APPROVED AS TO FORM:

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