

The City of Lee's Summit
Action Letter - Final
Community and Economic Development Committee

Wednesday, January 11, 2023

5:00 PM

City Council Chambers
and Via Video Conference
220 SE Green Street
Lee's Summit, MO 64063

Notice is hereby given that the Community and Economic Development Committee for the City of Lee's Summit will meet in Regular Session on Wednesday, January 11, 2023 at 5:00 pm in person and via video conference as provided by Section 2-50 of Ordinance No. 9172. Persons wishing to comment on any item of business on the agenda, including public testimony during a Public Hearing, via video conference may do so by sending a request prior to 5:00 p.m. on Tuesday, January 10, 2023, to the City Clerk at clerk@cityofls.net to attend the meeting on the video conferencing platform. The meeting may be viewed on the City's website at WatchLS.net, or Spectrum Channel 2, AT&T U-Verse Channel 99 and Comcast Channel 7.

1. Call to Order

Vice Chair Shields called to order the January 11, 2023 Community and Economic Development Council meeting at 5:00 p.m.

2. Roll Call

Present: 3 - Vice Chair Hillary Shields
Councilmember John Lovell
Councilmember Mia Prier

Absent: 2 - Chairperson Phyllis Edson
Planning Commissioner Dana Arth

3. Approval of Agenda

Planning Commissioner Dana Arth arrived at 5:05 p.m.

A motion was made by Councilmember Lovell, seconded by Councilmember Prier, to approve the January 11, 2023 Community and Economic Development Agenda.

The motion carried by the following votes:

Aye: 3 - Vice Chair Shields
Councilmember Lovell
Councilmember Prier

Absent: 1 - Chairperson Edson

4. Public Comments

There were no public comments.

5. Business

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- A. [2023-5376](#) Approval of the November 9, 2022 Community and Economic Development Action Letter.

A motion was made by Councilmember Lovell, seconded by Councilmember Prier, to approve the November 9, 2022 Community and Economic Development Committee Action Letter.

The motion carried by the following votes:

Aye: 3 - Vice Chair Shields
Councilmember Lovell
Councilmember Prier

Absent: 1 - Chairperson Edson

- B. [BILL NO. 23-013](#) An Ordinance amending Chapter 33, Unified Development Ordinance, Articles 6, 8, and 15 of the Code of Ordinances of the City of Lee's Summit, Missouri to accommodate recent changes to the Missouri Constitution regarding medical marijuana and marijuana. (CEDC 1/11/23)

Brian Head, City Attorney, provided a brief overview of all the ordinances on the agenda and explained the changes being made due to the legalization of recreational marijuana.

The ordinances address the following changes/updates:

1. Unified Development Ordinance (UDO) changes so recreational marijuana has the same restrictions as medical marijuana.
2. Clean Indoor Air Act amendments to prohibit marijuana in the same places tobacco and vaping are prohibited.
3. Business license updates to include all marijuana businesses.
4. Incorporate limitations on punishments in the City code.
5. Defines the types of marijuana offenses.

Josh Johnson, Director of Development Services, identified the revisions needed in the UDO include updates to the:

1. Conditional uses
2. Business License (as explained above)/buffers
3. Use Table
4. Definitions

Staff answered questions from the Committee members.

A motion was made by Councilmember Lovell, seconded by Councilmember Prier, to recommend for Planning Commission approval an Ordinance amending Chapter 33, Unified Development Ordinance, Articles 6, 8, and 15 of the Code of Ordinances of the City of Lee's Summit, Missouri to accommodate recent changes to the Missouri Constitution regarding medical marijuana and marijuana.

The motion carried by the following votes:

Aye: 3 - Vice Chair Shields
Councilmember Lovell
Councilmember Prier

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Absent: 1 - Chairperson Edson

- C. [BILL NO.](#) 23-019 An Ordinance amending Article X. Clean Indoor Air and Article XI. Vapor Products both of Chapter 17. Offenses. of the Code of Ordinances of the City of Lee's Summit, Missouri dealing generally with modifying the Code of Ordinances to provide for adult use marijuana regulation. (CEDC 1/11/23)

A motion was made by Councilmember Lovell, seconded by Councilmember Prier, to recommend for City Council approval of an Ordinance amending Article X. Clean Indoor Air and Article XI. Vapor Products both of Chapter 17. Offenses. of the Code of Ordinances of the City of Lee's Summit, Missouri dealing generally with modifying the Code of Ordinances to provide for adult use marijuana regulation.

The motion carried by the following votes:

Aye: 3 - Vice Chair Shields
Councilmember Lovell
Councilmember Prier

Absent: 1 - Chairperson Edson

- D. [BILL NO.](#) 23-020 An Ordinance amending Division 8. Medical Marijuana Facilities of Article II Business License Taxes of Chapter 28 Taxation of the Code Of Ordinances of the City of Lee's Summit, Missouri, dealing generally with adult use marijuana businesses. (CEDC 1/11/23)

A motion was made by Councilmember Prier seconded by Councilmember Lovell to recommend for City Council approval an Ordinance amending Division 8. Medical Marijuana Facilities of Article II Business License Taxes of Chapter 28 Taxation of the Code Of Ordinances of the City of Lee's Summit, Missouri, dealing generally with adult use marijuana businesses.

The motion carried by the following votes:

Aye: 3 - Vice Chair Shields
Councilmember Lovell
Councilmember Prier

Absent: 1 - Chairperson Edson

- E. [BILL NO.](#) 23-021 An Ordinance amending the Code of Ordinances by repealing Section 1-13. Penalties for Code, Ordinance Violations. and enacting in lieu thereof a new Section 1-13. Penalties for Code, Ordinance Violations dealing generally with making certain amendments to provide for adult use marijuana and to enhance the clarity of the provision. (CEDC 1/11/23)

A motion was made by Councilmember Lovell, seconded by Councilmember Prier, to recommend for City Council approval an Ordinance amending the Code of Ordinances by repealing Section 1-13. Penalties for Code, Ordinance Violations. and enacting in lieu thereof a new Section 1-13. Penalties for Code, Ordinance Violations dealing generally with making certain amendments to provide for adult use marijuana and to enhance the clarity of the provision.

The motion carried by the following votes:

Aye: 3 - Vice Chair Shields
Councilmember Lovell
Councilmember Prier

Absent: 1 - Chairperson Edson

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- F. [BILL NO. 23-022](#) An Ordinance amending the Code of Ordinances of the City of Lee's Summit, Missouri by repealing, Article VIII, Controlled Substances of Chapter 17, Offenses, and enacting in lieu thereof a new Article VIII, Controlled Substances of Chapter 17. Offenses and further amending Section 11-1 Jurisdiction of Article I, in general of Chapter 11, Court, Dealing generally with adult use marijuana. (CEDC 1/11/23)

A motion was made by Councilmember Prier, seconded by Councilmember Lovell, to recommend for City Council approval an Ordinance amending the Code of Ordinances of the City of Lee's Summit, Missouri by repealing, Article VIII, Controlled Substances of Chapter 17, Offenses, and enacting in lieu thereof a new Article VIII, Controlled Substances of Chapter 17. Offenses and further amending Section 11-1 Jurisdiction of Article I, in general of Chapter 11, Court, Dealing generally with adult use marijuana.

The motion carried by the following votes:

Aye: 3 - Vice Chair Shields
Councilmember Lovell
Councilmember Prier

Absent: 1 - Chairperson Edson

6. Roundtable

Brian Head, City Attorney, thanked his legal team for their expertise and assistance with researching and compiling information for tonight's ordinances. (Jo Leigh Fischer, Chief of Litigation; Abby Pennell, Chief Prosecuting Attorney; Scott Ison, Chief Counsel of Infrastructure and Recreation and Beth Murano, Chief Counsel of Public Safety - Civil Rights Specialist)

The Committee also thanked staff for their efforts.

7. Adjournment

Vice Chair Shields adjourned the meeting at 5:45 p.m.

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