

## Legislation Details (With Text)

<b>File #:</b>	BILL NO. 18-63	<b>Name:</b>	
<b>Type:</b>	Ordinance	<b>Status:</b>	Passed
<b>File created:</b>	3/27/2018	<b>In control:</b>	City Council - Regular Session
<b>On agenda:</b>	4/5/2018	<b>Final action:</b>	4/12/2018
<b>Title:</b>	AN ORDINANCE AUTHORIZING THE EXECUTION OF A DEVELOPMENT AGREEMENT BETWEEN DYMON WOOD AND THE CITY OF LEE'S SUMMIT, MISSOURI FOR SIDEWALK IMPROVEMENT OBLIGATIONS RELATING TO THE PLAT HEARNE'S ADDITON, LOTS 18A, 18B, AND 18C DEVELOPMENT. (NOTE: First reading by City Council on April 5, 2018. Passed by unanimous vote.)		

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Ordinance, 2. Development Agreement, 3. Proposed Plat - Hearne's Addtion, Lots 18A, 18B, and 18C

Date	Ver.	Action By	Action	Result
4/12/2018	1	City Council - Regular Session	adopted and numbered	Pass
4/5/2018	1	City Council - Regular Session	advanced to second reading	Pass

AN ORDINANCE AUTHORIZING THE EXECUTION OF A DEVELOPMENT AGREEMENT BETWEEN DYMON WOOD AND THE CITY OF LEE'S SUMMIT, MISSOURI FOR SIDEWALK IMPROVEMENT OBLIGATIONS RELATING TO THE PLAT HEARNE'S ADDITON, LOTS 18A, 18B, AND 18C DEVELOPMENT.

(NOTE: First reading by City Council on April 5, 2018. Passed by unanimous vote.)

**Proposed City Council Motion:**

I move for adoptoin of AN ORDINANCE AUTHORIZING THE EXECUTION OF A DEVELOPMENT AGREEMENT BETWEEN DYMON WOOD AND THE CITY OF LEE'S SUMMIT, MISSOURI FOR SIDEWALK IMPROVEMENT OBLIGATIONS RELATING TO THE PLAT HEARNE'S ADDITON, LOTS 18A, 18B, AND 18C DEVELOPMENT.

**Impact/Analysis:**

The City's Unified Development Ordinance and Design & Construction Manual stipulate the construction of public sidewalks as required per the scope of the development. The proposed minor plat of Hearne's Addition, Lot 18 into three (3) new lots would require the construction of a five (5) foot wide sidewalk along NW Orchard Street and two (2) ADA ramps to cross NW Main Street. However, the City and the Developer acknowledge that the Sidewalk Improvements are premature for this area and considered extraordinary for the unimproved road conditions. Any constructed sidewalks at this point in time would likely be replaced by a future, undetermined Capital Improvement Project in conjunction with other infrastructure improvements.

Therefore, staff is supporting this payment in lieu of construction request for this particular project given the above mentioned circumstances. Payment in lieu of the construction of sidewalk and ADA ramps will be in an amount equal to the average bid amount for linear feet of sidewalk and ADA ramps of the City during the calendar years of 2016 and 2017.

Presenter: Christopher Hughey, Project Manager (Development Services Department)

Recommendation: Staff recommends approval

Committee Recommendation: (not applicable)