AN ORDINANCE GRANTING A CHANGE IN ZONING CLASSIFICATION FROM PI TO PO, AND APPROVING A PRELIMINARY DEVELOPMENT PLAN FOR LEE'S SUMMIT POLICE DEPARTMENT RENOVATION AND ADDITION, 10 NE TUDOR ROAD, ALL IN ACCORDANCE WITH THE PROVISIONS OF UNIFIED DEVELOPMENT ORDINANCE NO. 5209 FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2012-094 requesting a change in zoning classification from District PI (Planned Industrial) to District PO (Planned Office) on land located at the northwest corner of Tudor Road and Douglas Street (part of 10 NE Tudor Road) and Application #PL2012-094, requesting approval of a preliminary development plan for Lee's Summit Police Department renovation and addition, 10 NE Tudor Road, submitted by Treanor Architects, 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 September 11, 2012, and rendered a report to the City Council recommending that the zoning requested and the preliminary development plan be approved; and,

WHEREAS, after due public notice in the manner prescribed by law, the City Council held a public hearing on October 4, 2012, and rendered a decision to rezone said property and approve the preliminary development plan for said property.

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

SECTION 1. That the following described property is hereby rezoned from District PI to District PO:

Parcel No. 52-900-04-02-00-0-000 - A tract of land in Section 31 Township 48 Range 31, described as follows: Beginning at a point 1450' W of the NE corner of the SE ¼, Thence W 75' to the NE corner of LOT 1, SUMMIT PARK, Thence S 230' to point of intersection with West ROW line of County Rd 10-EM, Thence Northeasterly along ROW to Point of Beginning.

SECTION 2. That a preliminary development plan is hereby approved in District PO on the following described property:

Lot 1A, New Lee's Summit Police and Court Facility and

Parcel No. 52-900-04-02-00-0-000 - A tract of land in Section 31 Township 48 Range 31, described as follows: Beginning at a point 1450' W of the NE corner of the SE 1/4, Thence W 75' to the NE corner of LOT 1, SUMMIT PARK, Thence S 230' to point of intersection with West ROW line of County Rd 10-EM, Thence Northeasterly along ROW to Point of Beginning.

SECTION 3. That development shall be in accordance with the preliminary development plan dated August 21, 2012 appended hereto and made a part hereof.

SECTION 4. That the following conditions of approval apply:

- 1. Development shall be in accordance with the Preliminary Development Plan, dated August 21, 2012, subject to the conditions below.
- The perimeter security fencing shall be permitted to have an overall height of 10 feet above grade.
- At the time of construction of the basketball court along Douglas Street, existing trees that
 are removed shall be relocated or replaced in sufficient quantities to meet the minimum
 street frontage requirement of 15 trees.
- 4. All new parking lot pole lights shall be LED light fixtures. Existing metal halide parking lot pole lights that are moved to alternate site locations may be retained.

SECTION 4. In granting modifications listed herein, the Governing Body concludes that the development will provide sustainable value to the City, incorporates sound planning principles and design elements that are compatible with surrounding properties and consistent through the proposed project, effectively utilize the land upon which the development is proposed, and further the goals, spirit and intent of the Unified Development Ordinance.

SECTION 5. 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 6. 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 7. 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.

Mayor Randall L. Rhoads

ATTEST:

City Clerk Denise R. Chisum

APPROVED by the Mayor of said city this **22nd** day of **October**, 2012.

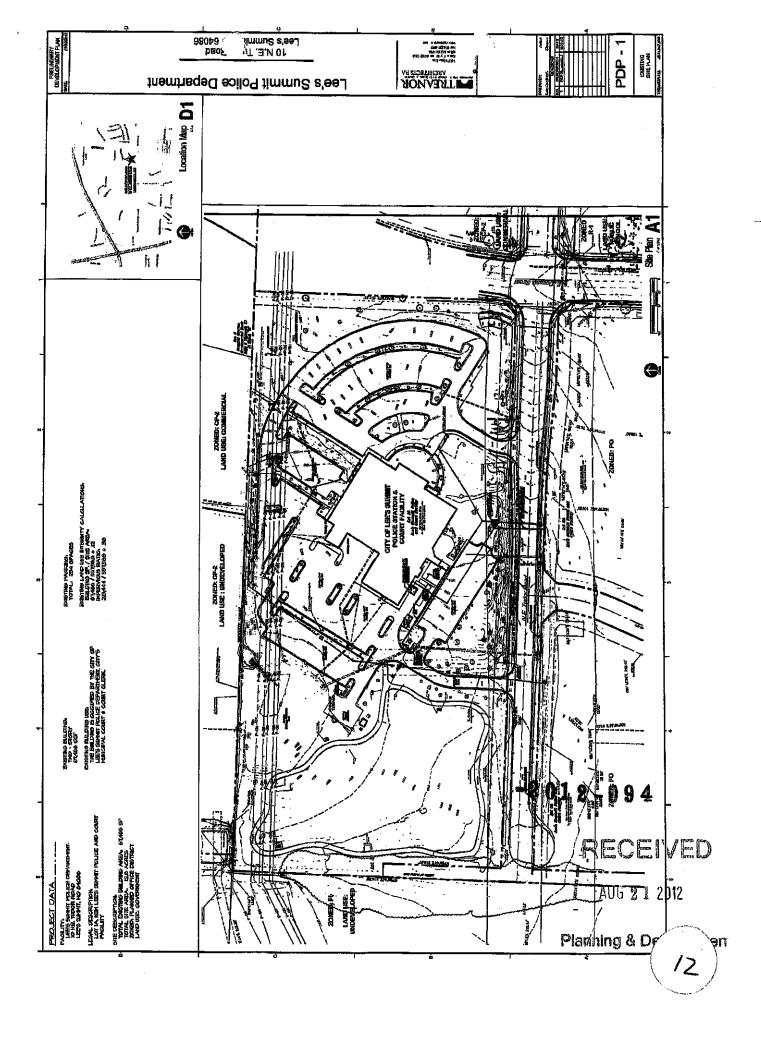
Mayor Randall L. Rhoads

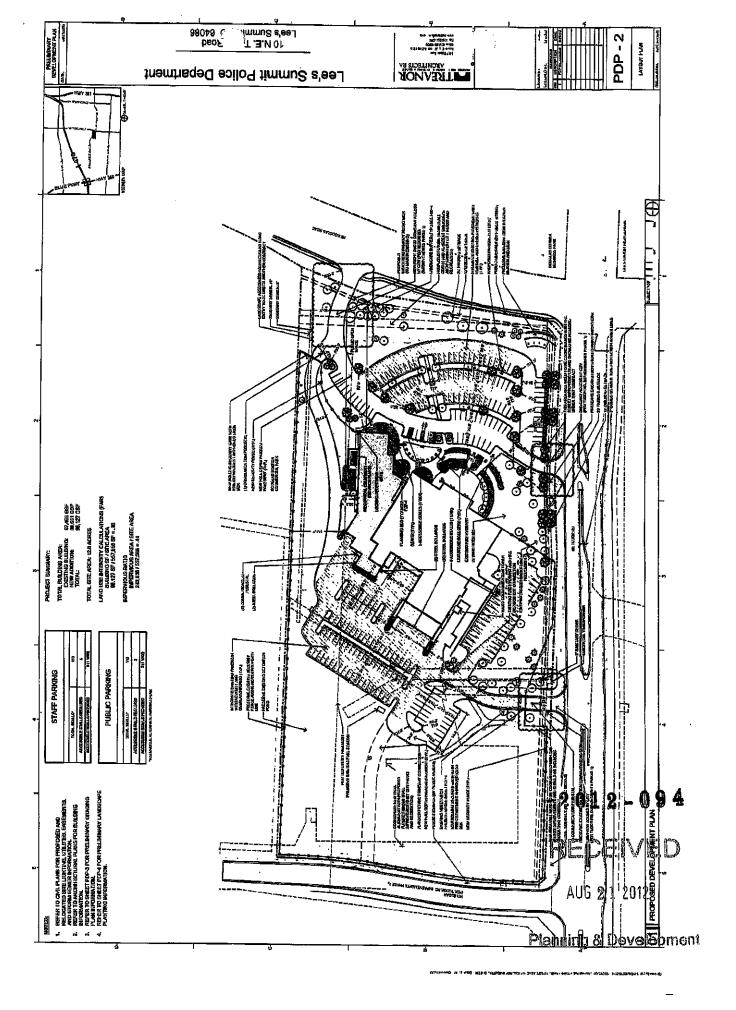
ATTEST:

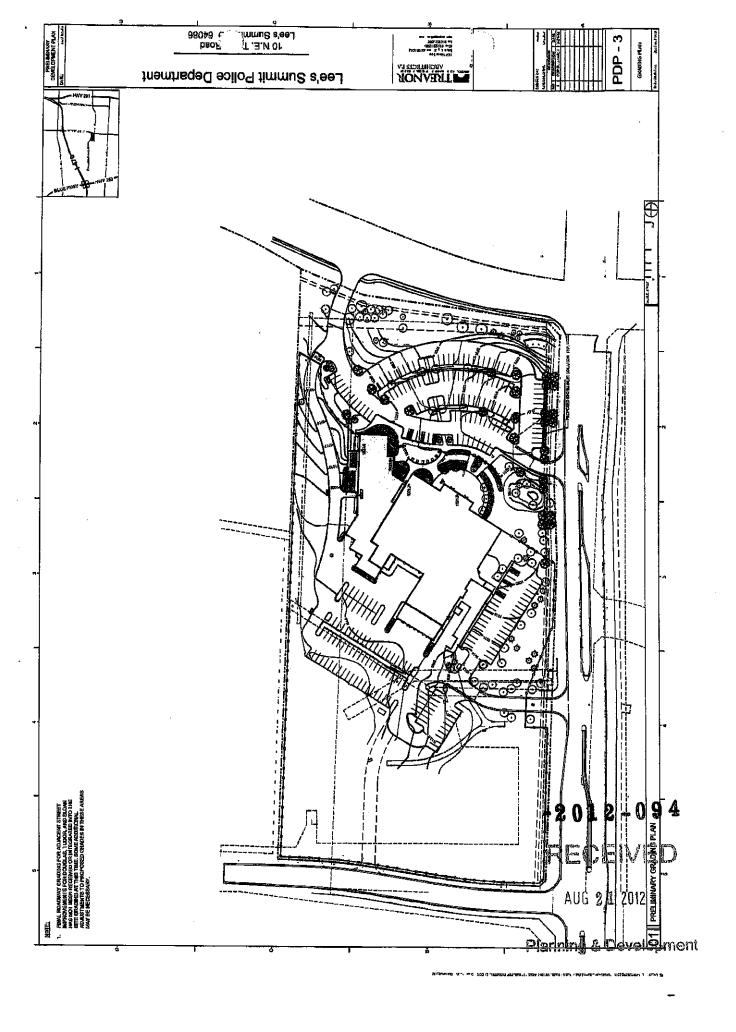
City Clerk Denise R. Chisum

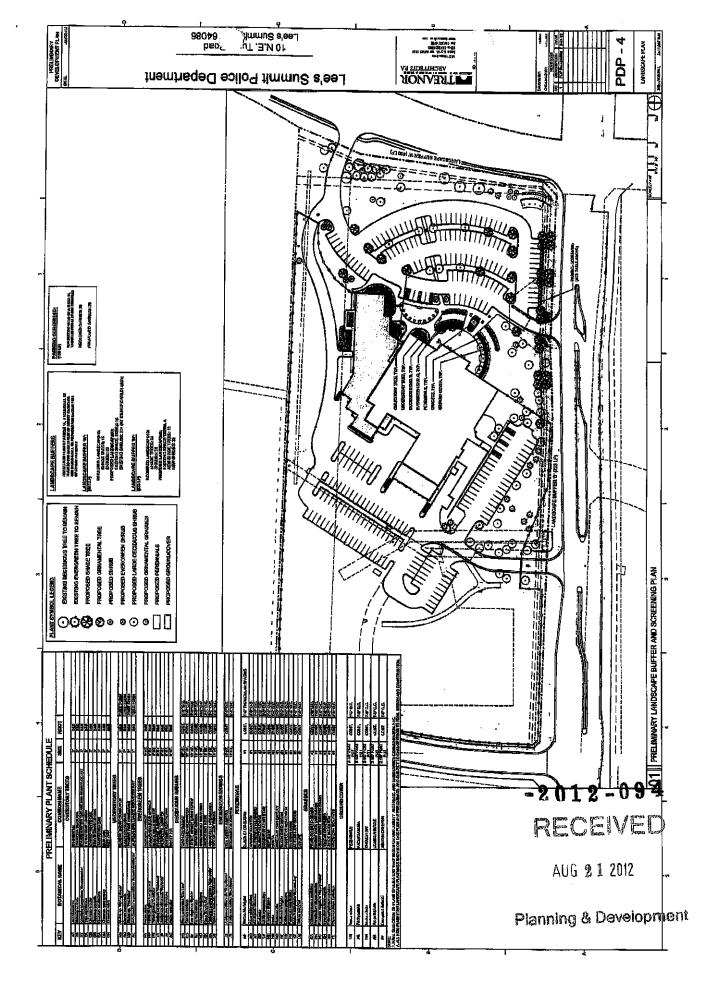
APPROVED AS TO EOR

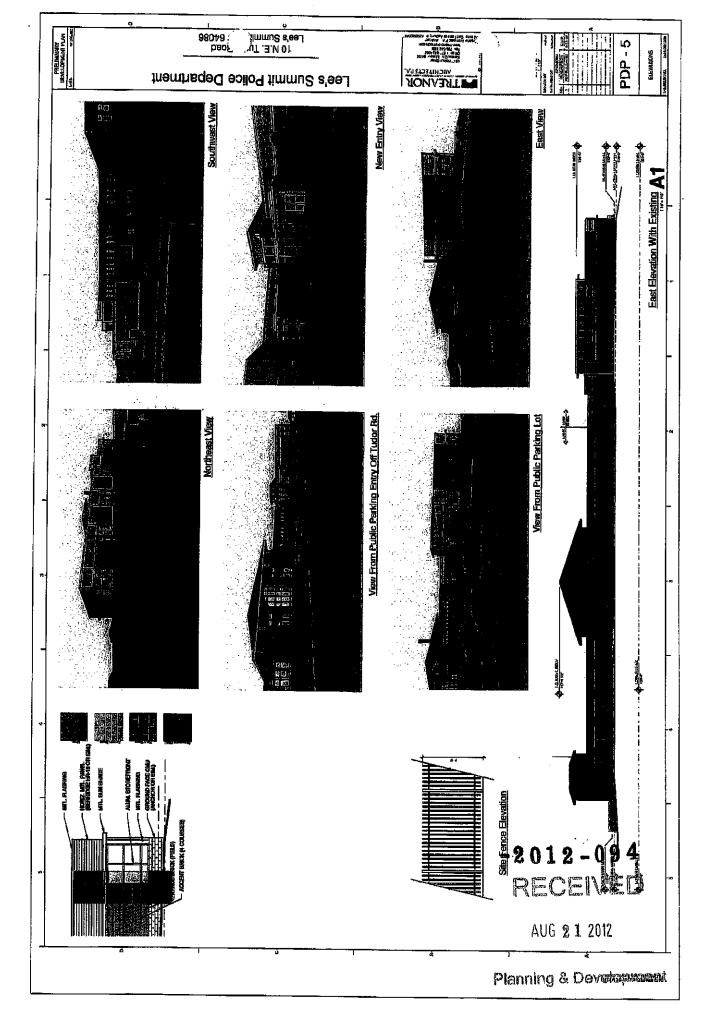
City Attorney Teresa S. Williams

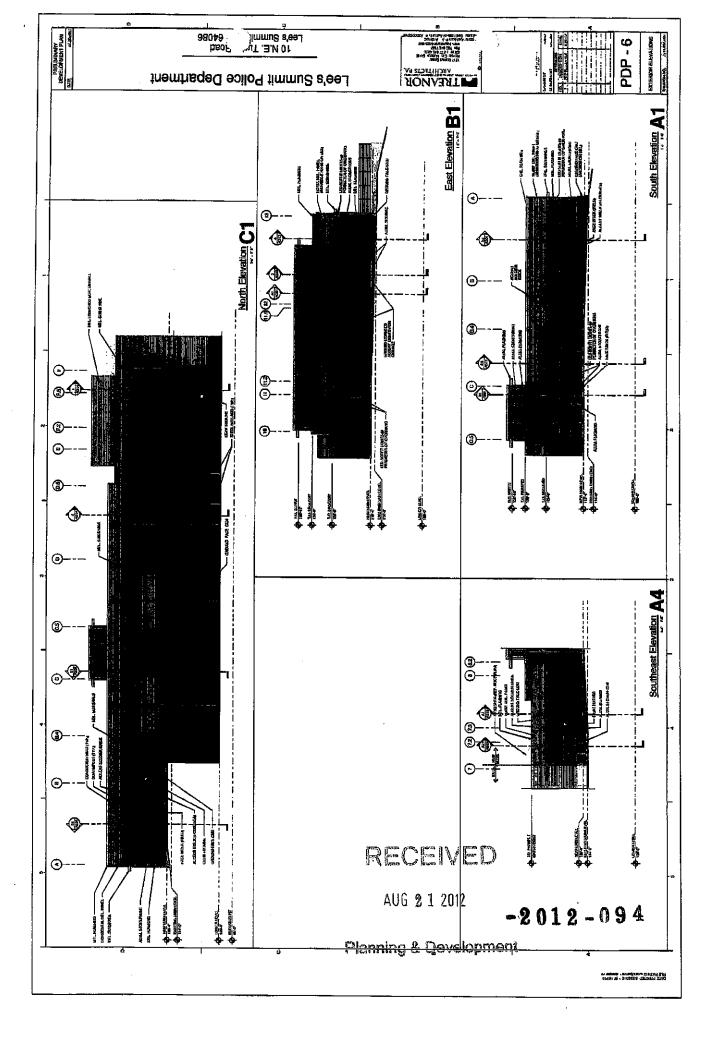


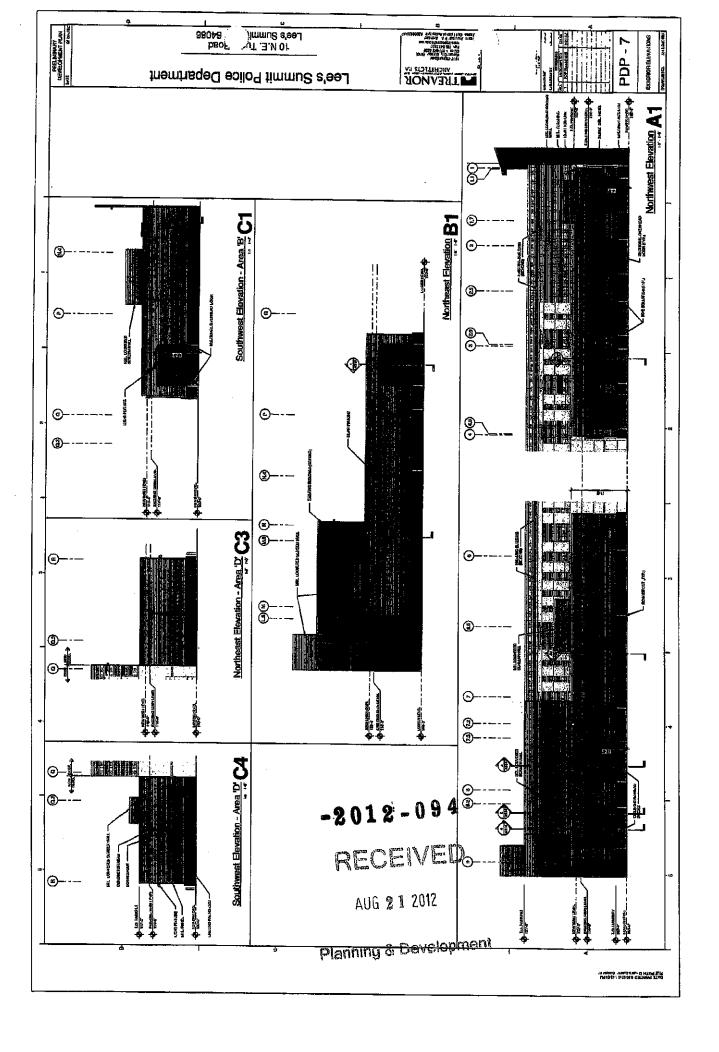


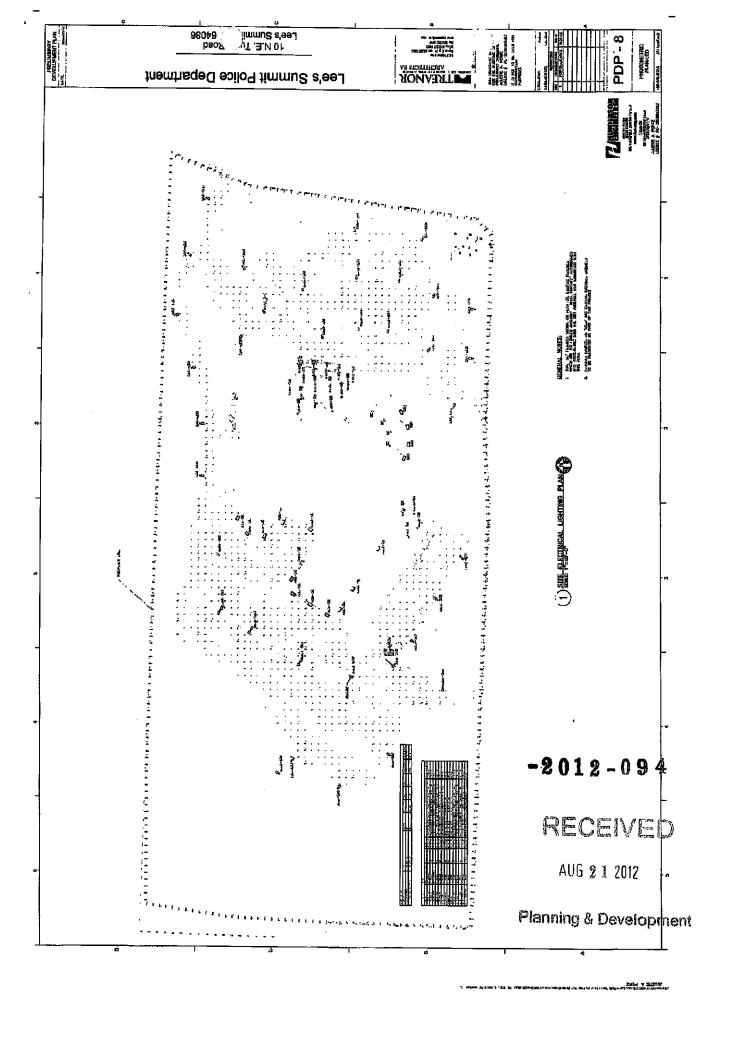


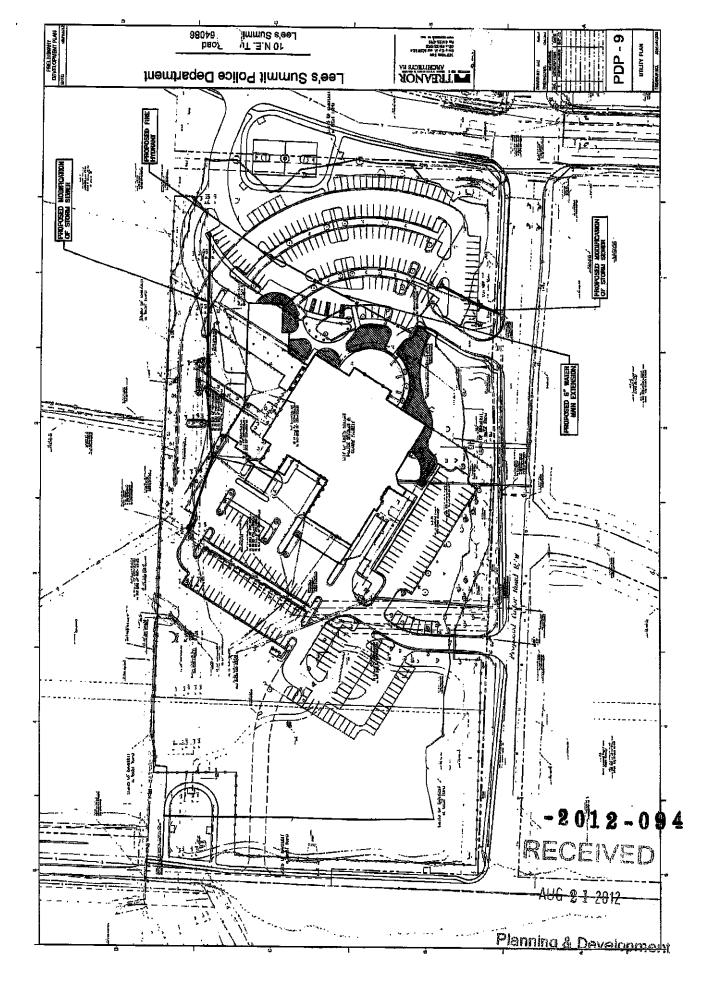












#PL2012-094 – REZONING from PI to PO & PRELIMINARY DEVELOPMENT PLAN Lee's Summit Police Depart. Renovation & Addition Treanor Architects, applicant

