

AN ORDINANCE GRANTING A SPECIAL USE PERMIT FOR MAJOR AUTOMOTIVE REPAIR AND OUTDOOR SECONDARY (ACCESSORY) AUTOMOBILE SALES IN DISTRICT CP-2 ON LAND LOCATED AT 1308 SW MARKET STREET FOR A PERIOD OF FIVE (5) YEARS, ALL IN ACCORDANCE WITH ARTICLE 10 WITHIN THE UNIFIED DEVELOPMENT ORDINANCE, FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2013-134, submitted by Tom Fournier and Tim Kliethermes, requesting a special use permit for five years (5) in District CP-2 on land located at 1308 SW Market 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 December 10, 2013, 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 January 9, 2014, 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 10.460 of the Unified Development Ordinance to allow major automotive repair and outdoor secondary (accessory) automotive sales in District CP-2 with a Special Use Permit is hereby granted for a period of five (5) years, with respect to the following described property:

Replat of Lot 2, Resurvey of Lot 4, Simonin Addition, Tract 1

SECTION 2. That the following conditions of approval apply:

1. The number of vehicles displayed for sale at any one time shall be limited to 5.
2. The parking spaces for the primary business plus the parking spaces for vehicles on display for sale shall be striped within 45 days of the approval of the special use permit, and shall be maintained in accordance with the UDO.
3. The special use permit shall be granted for a period of 5 years.

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 Unified Development Ordinance, enacted by Ordinance No. 5209, 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 9th day of January, 2014.




Mayor Randall L. Rhoads

ATTEST:



City Clerk Denise R. Chisum

APPROVED by the Mayor of said city this 10th day of January, 2014.



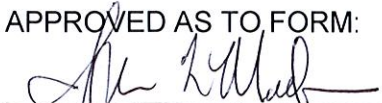
Mayor Randall L. Rhoads

ATTEST:

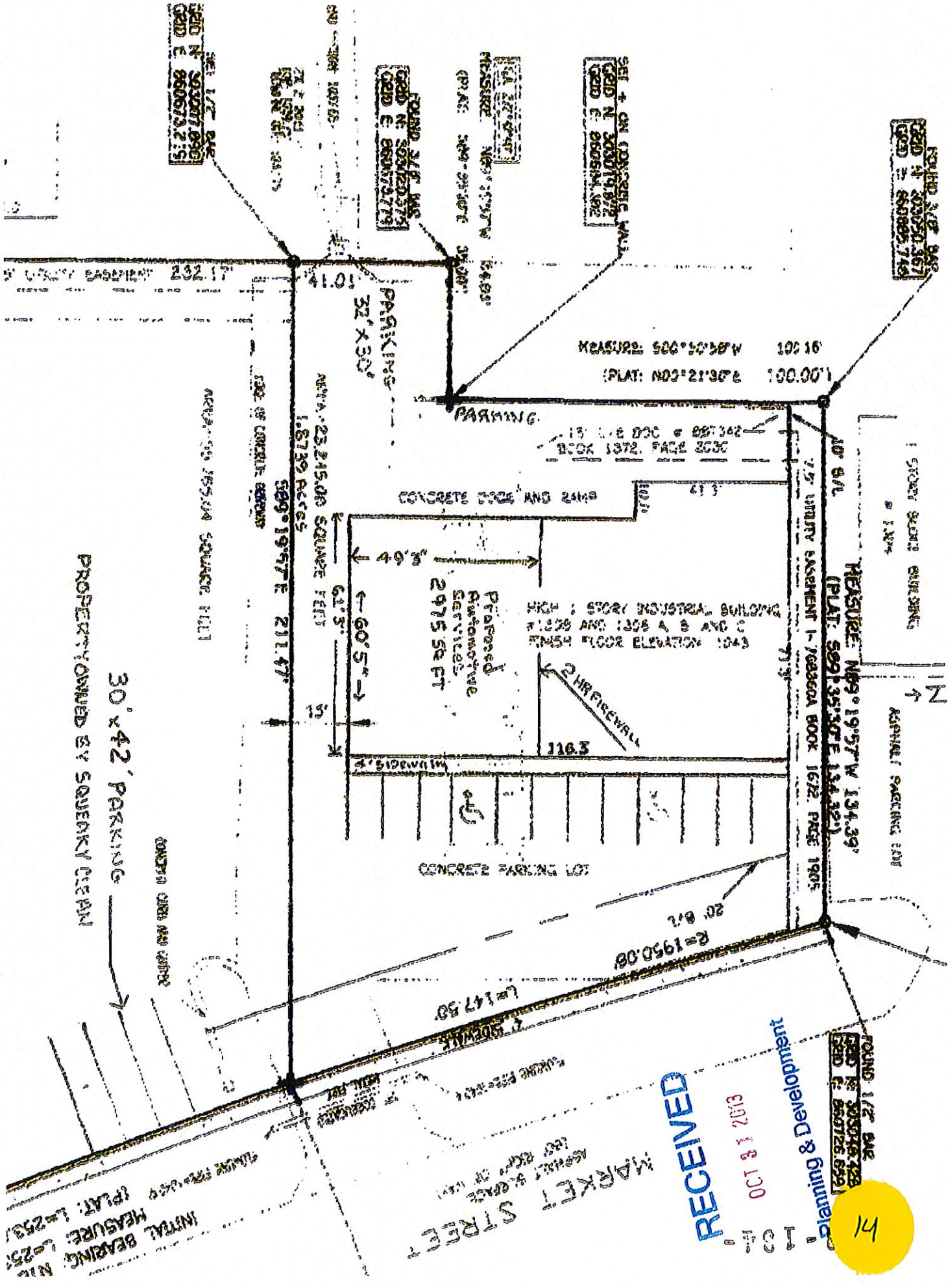


City Clerk Denise R. Chisum

APPROVED AS TO FORM:



Deputy City Attorney John Mautino

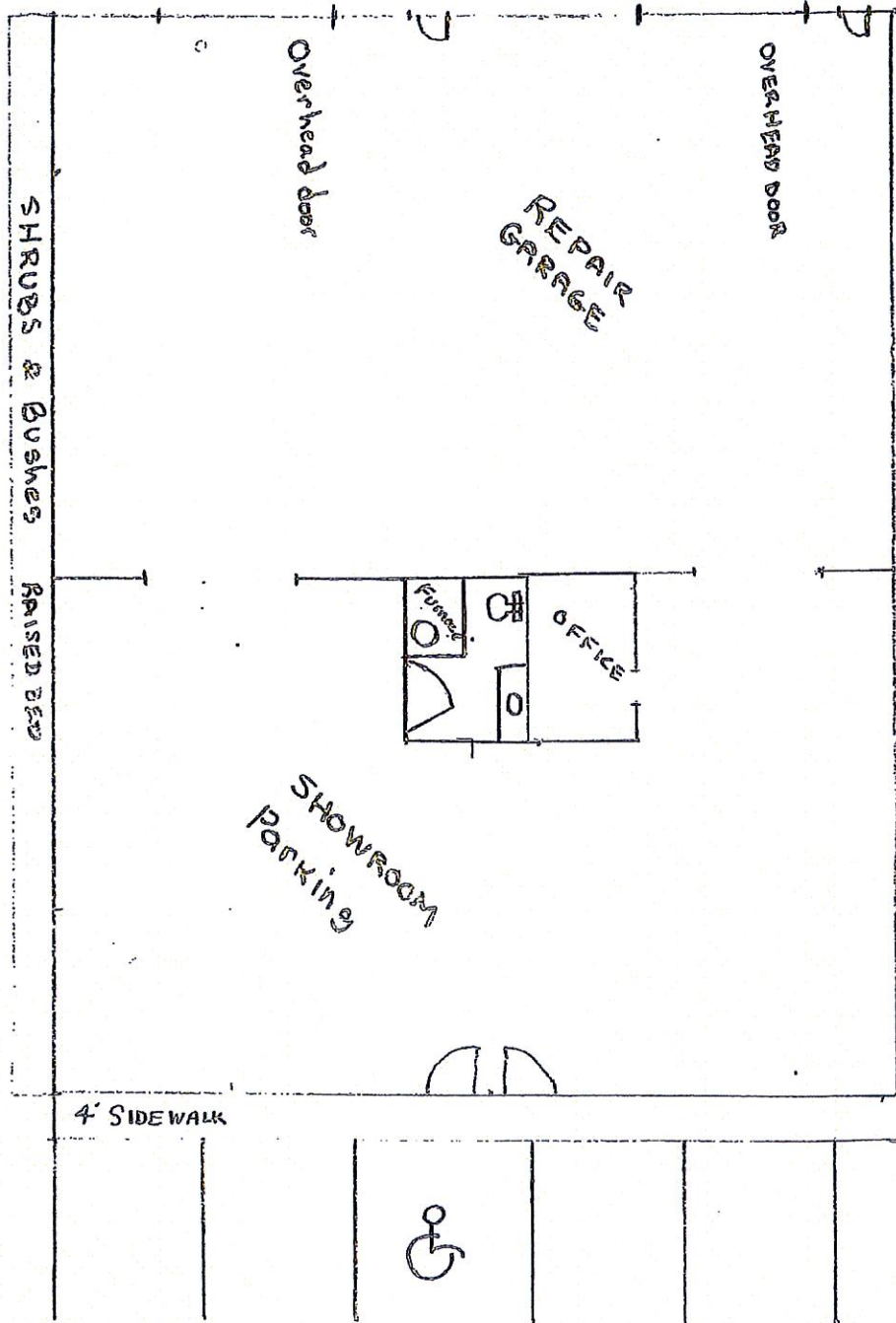


-2013-134-

RECEIVED

OCT 31 2013

Planning & Development



scale
1" = 10'

#PL2013-134 -- Special Use Permit
Dad's Garage Auto Repair & Sales, 1308 SW Market St.
Tom Fournier & Tim Kliethermes, applicant

