AN ORDINANCE APPROVING A REZONING FROM R-1 (SINGLE-FAMILY RESIDENTIAL) TO PMIX (PLANNED MIXED USE DISTRICT), PMIX (PLANNED MIXED USE DISTRICT) TO RP-4 (PLANNED APARTMENT RESIDENTIAL) AND R-1 (SINGLE-FAMILY RESIDENTIAL) TO RP-4 (PLANNED APARTMENT RESIDENTIAL) AND PRELIMINARY DEVELOPMENT PLAN FOR APPROXIMATELY 20 ACRES, PROPOSED STREETS OF WEST PRYOR, LOT 7 AND TRACT C, 900 NW BLACK TWIG LN, 2100 NW LOWENSTEIN DR, AND 2200 NW LOWENSTEIN DR, IN ACCORDANCE WITH THE PROVISIONS OF CHAPTER 33, THE UNIFIED DEVELOPMENT ORDINANCE OF LEE'S SUMMIT CODE OF ORDINANCES, FOR THE CITY OF LEE'S SUMMIT, MISSOURI.

WHEREAS, Application #PL2020-274 submitted by Streets of West Pryor, LLC, requesting approval of a rezoning from R-1 (Single-Family Residential) to PMIX (Planned Mixed Use District), PMIX (Planned Mixed Use District) to RP-4 (Planned Apartment Residential), and R-1 (Single-Family Residential) to RP-4 (Planned Apartment Residential) and preliminary development plan on land located at 900 NW Black Twig Ln, 2100 NW Lowenstein Dr, and 2200 NW Lowenstein Dr was referred to the Planning Commission to hold a public hearing; and,

WHEREAS, the Unified Development Ordinance provides for the approval of a rezoning and preliminary development plan by the City following public hearings by the Planning Commission and City Council; and,

WHEREAS, after due public notice in the manner prescribed by law, the Planning Commission held public hearings for the consideration of the rezoning and preliminary development plan on January 28, 2021, and rendered a report to the City Council recommending that the rezoning and 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 February 23, 2021, and rendered a decision to approve the rezoning and 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 a rezoning from R-1 to PMIX, PMIX to RP-4, and R-1 to RP-4 and preliminary development plan is hereby approved on the following described property:

<u>Legal Description of Rezoning and Preliminary Development Plan</u>

BOUNDARY DESCRIPTION R-1 to RP-4

A tract of land being located in Section 35, Township 48 North, Range 32 West, in Jackson County, Missouri being more particularly described as follows:

Beginning at the Southwest Corner of Tract "A" of Streets of West Pryor Lots 1 thru 14, Tracts "A", "B", "C", & "D", a subdivision in Lee's Summit, Jackson County, Missouri; thence N 73°35'29" W, a distance of 82.81 feet; thence N 31°23"08" E, a distance of 376.82 feet; thence S 58°36'52" E, a distance of 16.45 feet; thence along a curve to the right having an Initial Tangent Bearing of N 35°45'03" E and a radius of 325.00 feet, an arc distance of 216.87 feet; thence N 16°00'59" W, a distance of 28.89 feet; thence N 31°23'08" E, a distance of 112.09 feet; thence S 85°14'51" E, a

distance of 246.04 feet; thence S 4°45'09" W. a distance of 17.00 feet; thence S 85°14'51" E. a distance of 71.09 feet; thence S 24°49'45" E, a distance of 584.85 feet; thence along a curve to the right having an Initial Tangent Bearing of S 52°46'57" E and a radius of 526.00 feet, an arc distance of 115.19 feet; thence S 50°51'20" W, a distance of 101.05 feet; thence along a curve to the right having an Initial Tangent Bearing of S 40°29'34" E and a radius of 425.00 feet, an arc distance of 176.02 feet; thence S 73°14'15" W, 25.00 feet; thence along a curve to the right having an Initial Tangent Bearing of S 16°45'45" E and a radius of 400.00 feet, an arc distance of 91.52 feet; thence S 3°39'09" E, a distance of 167.38 feet; thence along a curve to the right tangent to the preceding course and having a radius of 200.00 feet, an arc distance of 167.29 feet; thence S 44°16'27" W, a distance of 145.41 feet; thence N 45°11'41" W, a distance of 155.01 feet; thence N 44°16'27" E, a distance of 143.98 feet; thence along a curve to the left tangent to the preceding course and having a radius of 45.00 feet, an arc distance of 37.64 feet: thence N 3°39'09" W, a distance of 167.38 feet; thence along a curve to the left tangent to the preceding course and having a radius of 245.00 feet, an arc distance of 201.29 feet; thence along a reverse curve having a radius of 555.00 feet, an arc distance of 24.67 feet; thence N41°49'12" E, a distance of 130.00 feet; thence along a curve to the right having an Initial Tangent Bearing of N 48°10'48" W and a radius of 425.00 feet, an arc distance of 67.19 feet; thence S 50°52'40" W. a distance of 130.00 feet; thence along a curve to the right having an Initial Tangent Bearing of N 39°07'20" W and a radius of 555.00 feet, an arc distance of 138.45 feet; thence N 24°49'45" W, a distance of 335.79 feet; thence N 87°02'19" W, a distance of 53.04 feet; thence N 4°49'07" E, a distance of 137.81 feet; thence along a curve to the left having an Initial Tangent Bearing of N 85°10'53" W and a radius of 275.00 feet, an arc distance of 214.78 feet; thence S 31°23'08" W, a distance of 418.78 feet to the Point of Beginning.

BOUNDARY DESCRIPTION PMIX to RP-4

A tract of land being located in Section 35, Township 48 North, Range 32 West, in Jackson County, Missouri being more particularly described as follows:

Beginning at the Northwest Corner of Lot 7 of Streets of West Pryor Lots 1 thru 14, Tracts "A", "B", "C", & "D", a subdivision in Lee's Summit, Jackson County, Missouri; thence S 24°49'43" E, a distance of 64.90 feet; thence along a curve to the right having an Initial Tangent Bearing of S 52°46'57" E and a radius of 526.00 feet, an arc distance of 115.19 feet; thence N 50°51'20" E, a distance of 98.95 feet; thence N 39°08'40" W, a distance of 82.53 feet; thence N 85°07'20" W, a distance of 135.79 feet to the Point of Beginning.

BOUNDARY DESCRIPTION R-1 to PMIX North

A tract of land being located in Section 35, Township 48 North, Range 32 West, in Jackson County, Missouri being more particularly described as follows:

Commencing at the Northwest Corner of Lot 7 of Streets of West Pryor Lots 1 thru 14, Tracts "A", "B", "C", & "D", a subdivision in Lee's Summit, Jackson County, Missouri; thence S 24°49'43" E, a distance of 64.90 feet; thence along a curve to the right having an Initial Tangent Bearing of S 52°46'57" E and a radius of 526.00 feet, an arc distance of 115.19 feet to the Point of Beginning; thence along a continuous curve to the right, an arc distance of 221.21 feet; thence along a curve to the left having an Initial Tangent Bearing of S 82°56'10" W and a radius of 400.00 feet, an arc distance of 67.71 feet; thence S 73°14'15" W, a distance of 33.61 feet; thence along a curve to the left having an Initial Tangent Bearing of N 16°45'45" W and a radius of 425.00 feet, an arc distance of 176.02 feet; thence N 50°51'20" E, a distance of 101.05 feet to the Point of Beginning.

BOUNDARY DESCRIPTION R-1 to PMIX South

A tract of land being located in Section 35, Township 48 North, Range 32 West, in Jackson County, Missouri being more particularly described as follows:

Beginning at the Southwest Corner of Lot 7 of Streets of West Pryor Lots 1 thru 14, Tracts "A", "B", "C", & "D", a subdivision in Lee's Summit, Jackson County, Missouri; thence N 46°56'08" W, a distance of 25.01 feet; thence N 44°16'27" E, a distance of 145.26 feet; thence along a curve to the left tangent to the preceding course and a radius of 200.00 feet, an arc distance of 167.29 feet; thence N 3°39'09" W, a distance of 167.38 feet; thence along a curve to the left tangent to the preceding course and having a radius of 400.00 feet, an arc distance of 91.52 feet; thence N 73°14'15" W, a distance of 25.00 feet; thence along a curve to the right having an Initial Tangent Bearing of S 16°45'45" E and a radius of 425.00 feet, an arc distance of 97.25 feet; thence S 3°39'09" E, a distance of 167.38 feet; thence along a curve to the right tangent to the preceding course and having a radius of 225.00 feet, an arc distance of 188.21 feet; thence S 44°16'27" W, a distance of 144.75 feet to the Point of Beginning.

SECTION 2. That the following conditions of approval apply:

- A modification shall be granted to the required high impact buffer requirement, to allow a vegetated buffer along NW Lowenstein Dr., in accordance with the medium impact buffer requirements of the UDO.
- 2. The Developer shall execute a mutually satisfactory development agreement (or amend the original development agreement) with the City, which addresses, at a minimum, any remaining off-site transportation improvements associated with the Streets of West Pryor Development and improvements to Lowenstein Dr. to urban standards as addressed in the City Traffic Engineer's TIA dated December 18, 2020. No building permits shall be issued for any structure in the development until written proof is provided to the City that the development agreement has been recorded in the Jackson County Recorders' Office.
- 3. No building or site development permits shall be issued until (1) the Developer has entered into a redevelopment agreement with the City to address long-term management and liability issues associated with development over the undermined areas, (2) the final mine remediation plans and specifications have been approved pursuant to the terms and conditions of the redevelopment agreement, and (3) that the remediation work has been completed as designed and certified by an independent professional geotechnical engineer.
- 4. Additional architectural detail shall be required for the proposed hotel to include horizontal, vertical material breaks and additional articulation for the west elevation, which will be required at the time of final development plan submittal.

SECTION 3. 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.

City Attorney Brian W. Head

SECTION 4. That failure to comply with all of the provisions contained in this ordinance shall constitute violations of both this ordinance and Chapter 33, the City's Unified Development Ordinance, of the Code of Ordinances for the City of Lee's Summit.

SECTION 5. 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 2021.	day of
ATTEST: Hayor William A. Baird City Clerk Trisha Fowler Arcun APPROVED by the Mayor of said city this day of	21.
Man (
ATTEST: Mayor William A. Baird	
City Clerk Trisha Powler Arcuri	
APPROVED AS TO FORM:	

PRELIMINARY DEVELOPMENT PLANS LOT 7A - LOT 7C

STREETS OF WEST PRYOR





URLITY STATEMENT.

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UTRITIES Electric Service Evergy Nathan Wichael 913-347-4310 Nathan michael@evergy.com

Gas Service Spire Katie Darnell 816-967-2247 Katie darnell@spireenergy.com

Water/Sanitary Sewer Water Utilities Departm 1206 SE Hamblen Road Lee's Summit, Mo 64081 Jeff Thom 816-969-1900 jeff thomacityofts.net

Time Warner Cable Steve Baxter 913-643-1928 steve.baxter@charter.com

Comcast Ryan Allore 816-795-2218 ryan allore@cable.comcast.com

WARRANT/FORCELAWR

THE DESIGNS REPRESENTED IN THESE PLANS ARE IN ACCORDANCE WITH ESTABLISHED PRACTICES
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LOCATION MAP

LEGAL DESCRIPTION: LOT 7 & TRACT C STREET OF WEST PRYOR LOTS 1 THRU 14, TRACTS A, B, C, & D TO LEE'S SUMMET, MO, JACKSON COUNTY WISSOURI

ALL EXISTING TOPOGRAPHIC DATA AND INFRASTRUCTURE IMPROVEMENTS SHOWN BASED ON INFORMATION BY KAW VALLEY ENGINEERING

#2 CHISELED "SQUARE" ON NORTHWEST CORNER AREA INLET. 29" EAST OF CURB LINE AND ON-LINE WITH SOUTH CUBB OF LOWENSTEIN DRIVE AT 90" BEND IN ROAD ELEVATION 971.06

INDEX OF SHEETS

DEVELOPER

SM ENGINEERING SAM MALINOWSKY 5507 HIGH MEADOW CIRCLE WANHATTAN KANSAS, 66503 SMCIVILENGR@GMAIL.COM 785.341.9747

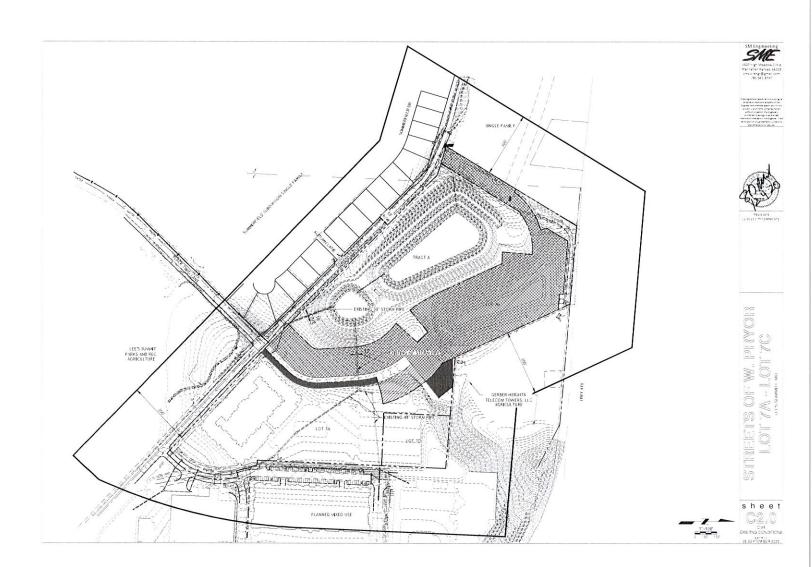


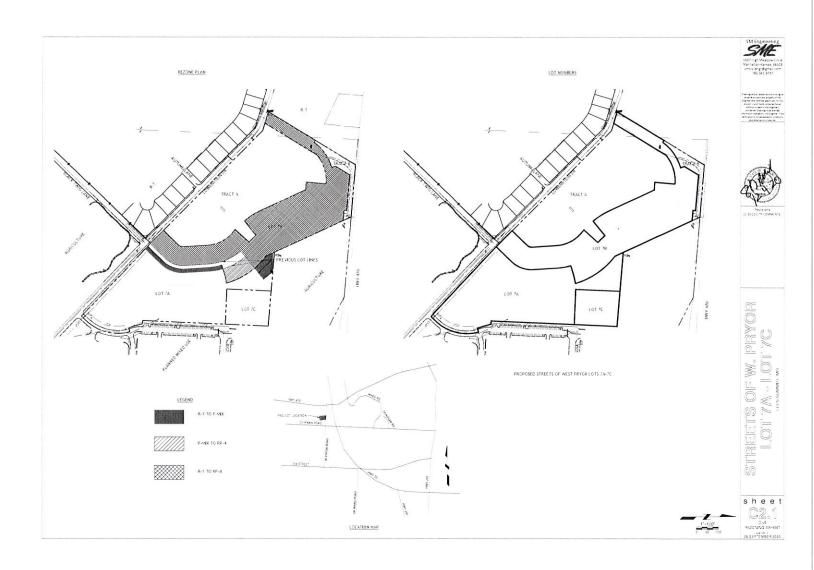
SAMUEL D. MALINOWSKY PROFESSIONAL ENGINEER

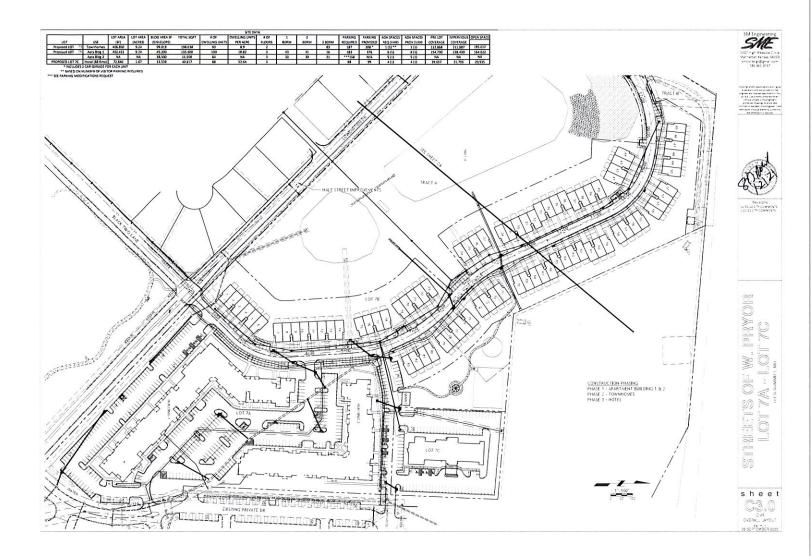
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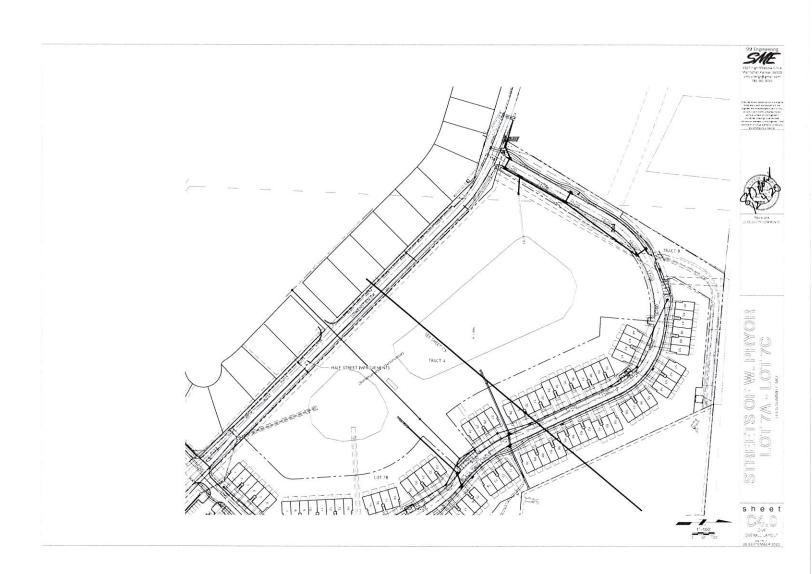
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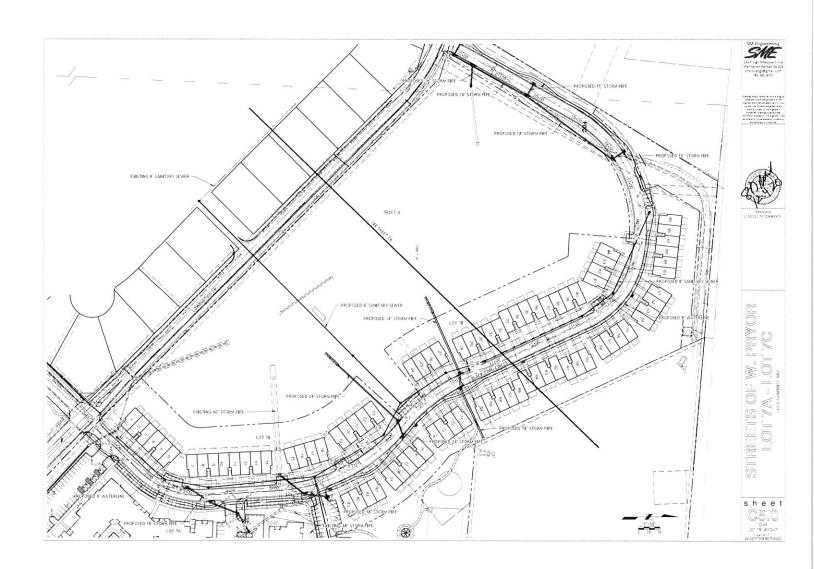
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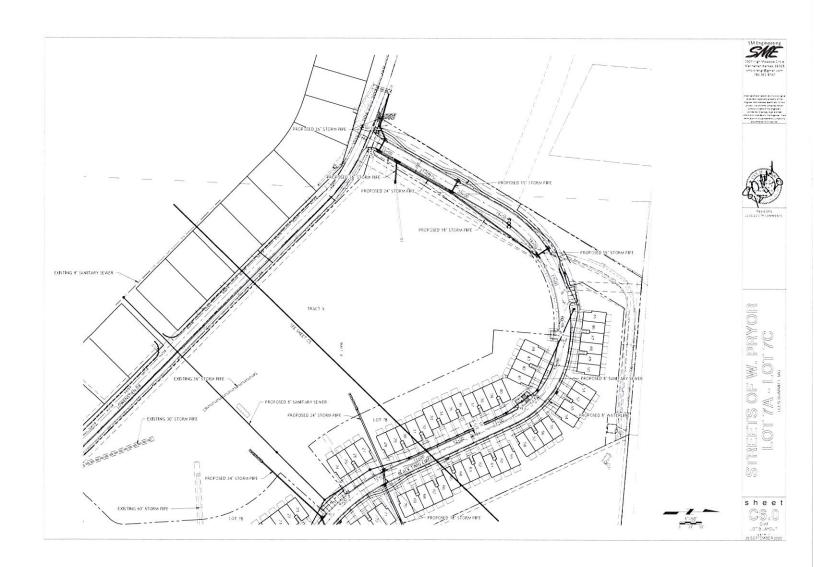


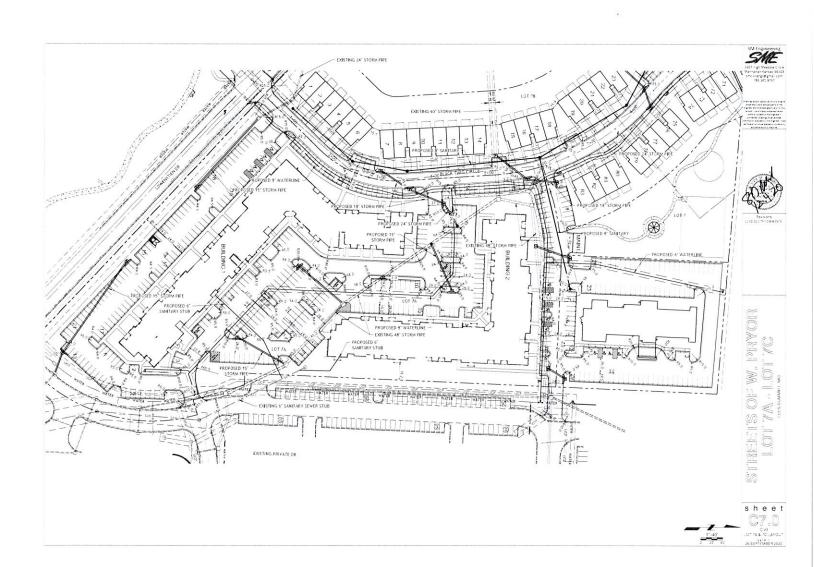


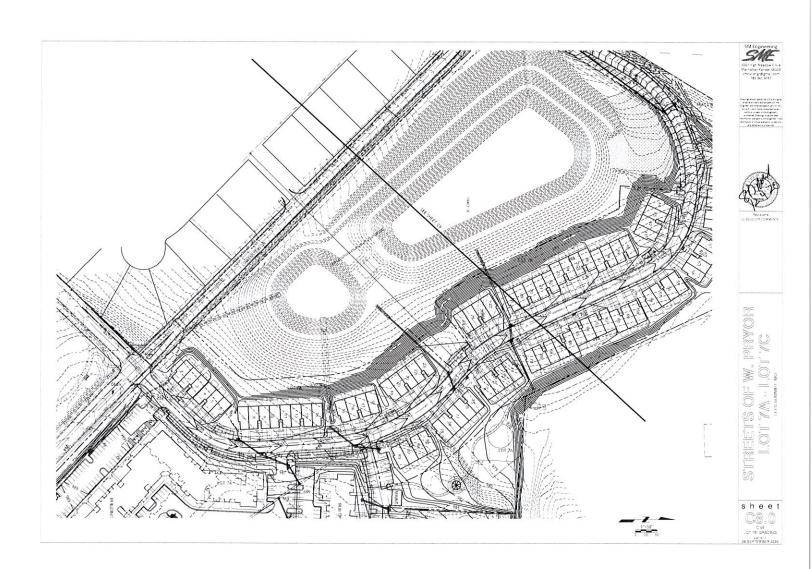


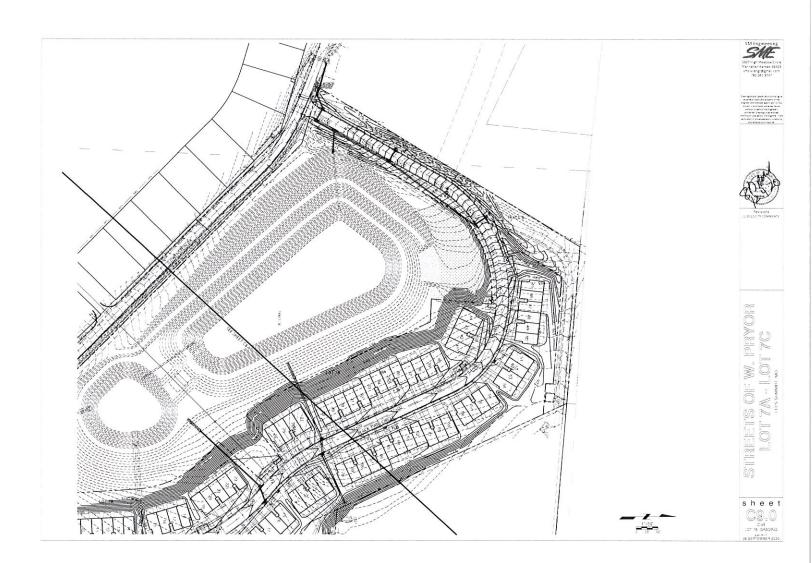


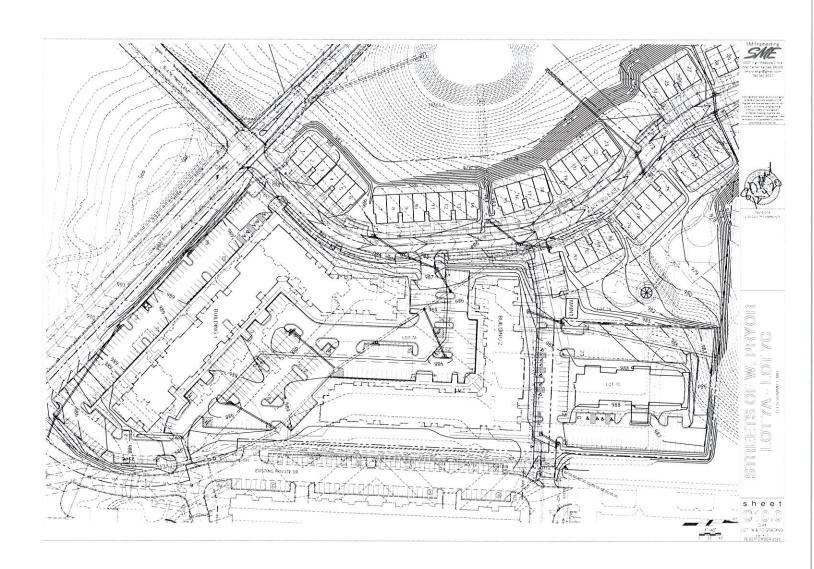


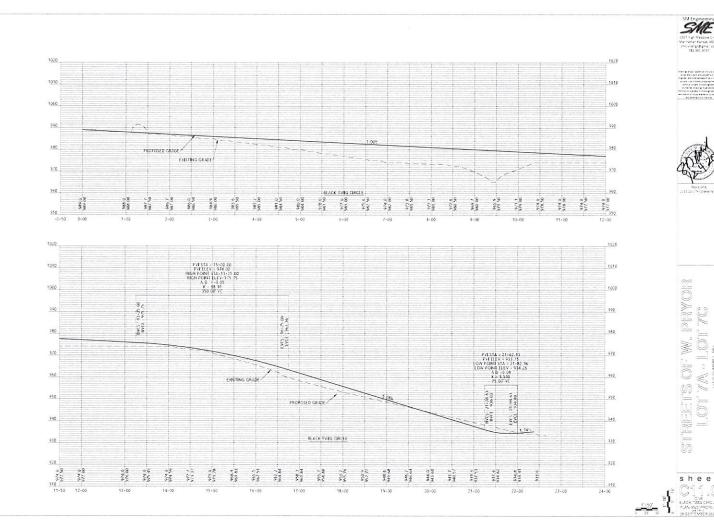




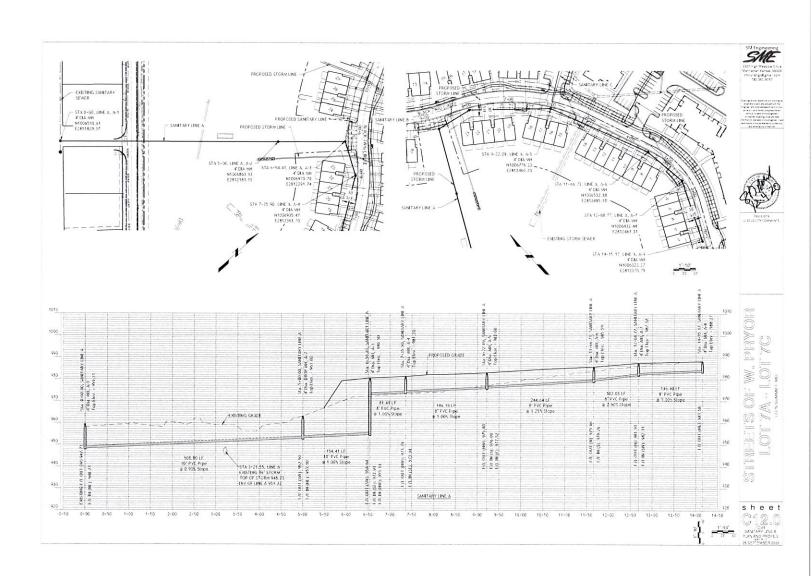






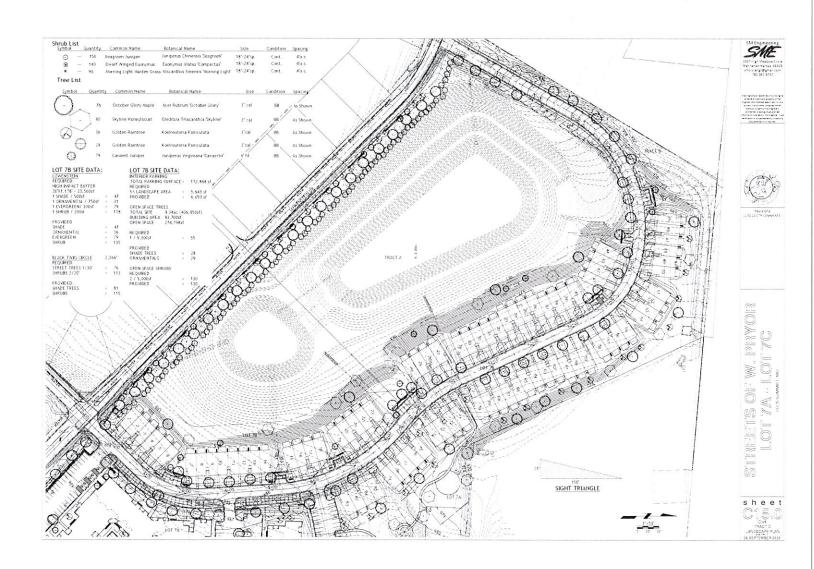


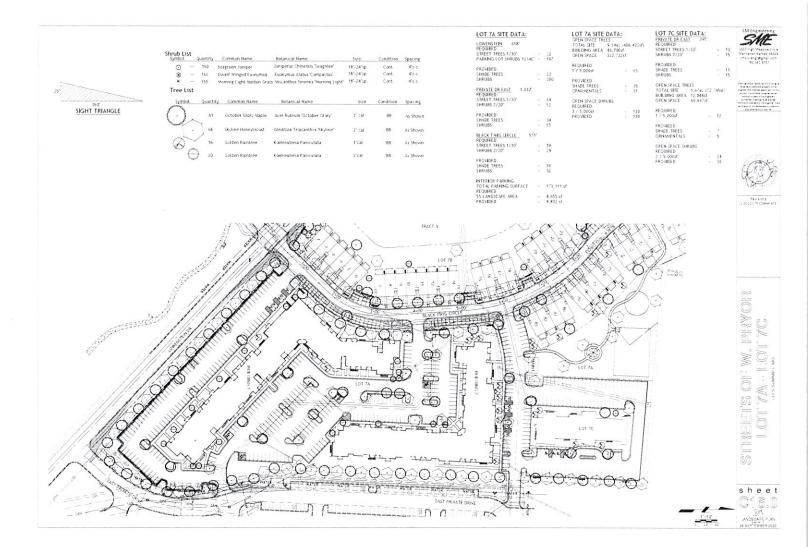


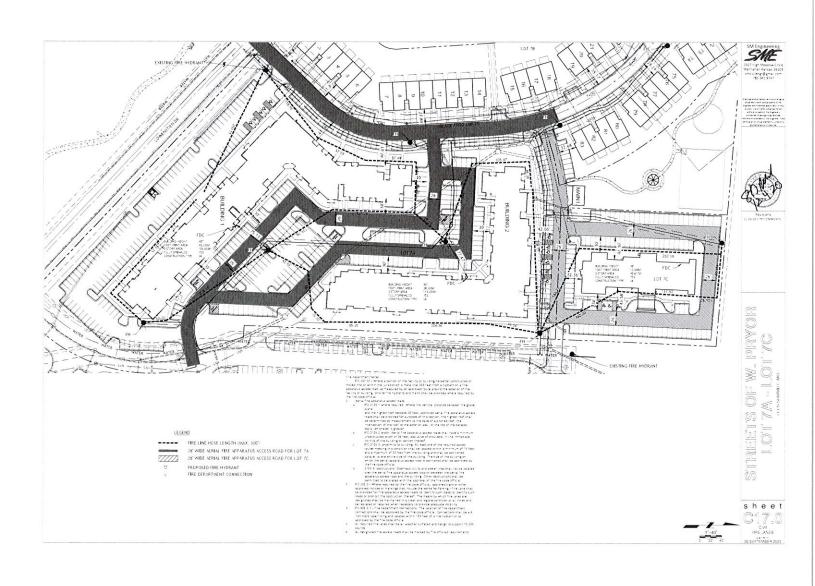


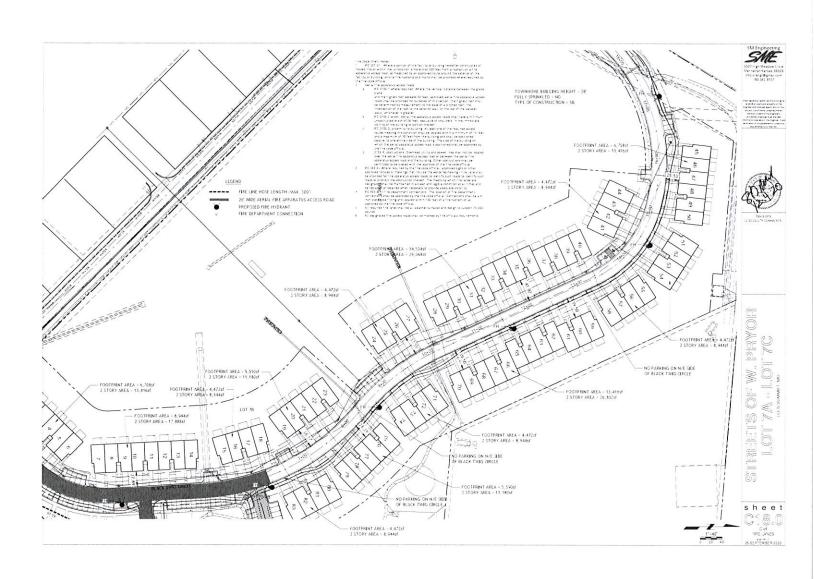


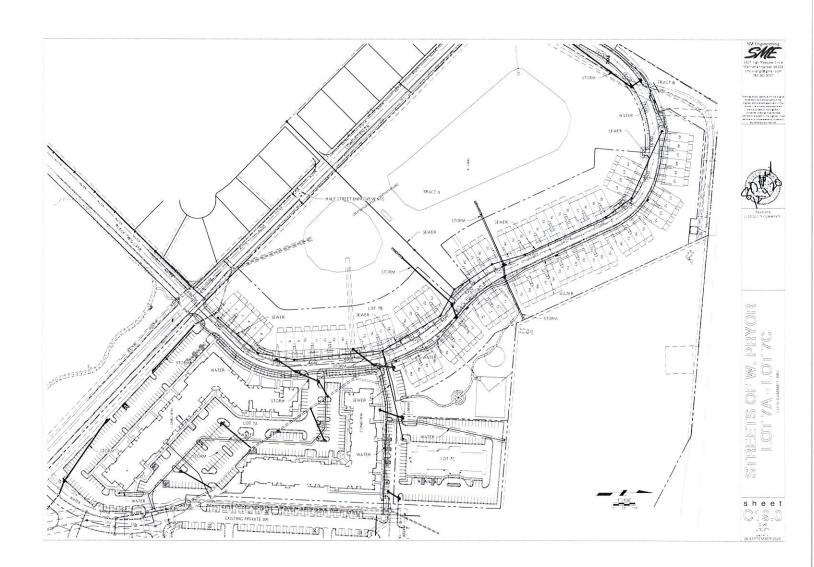


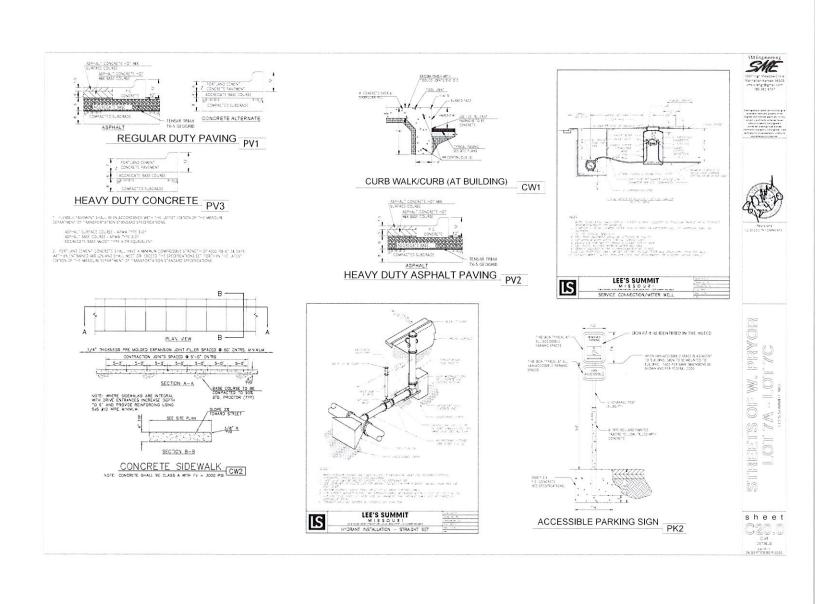


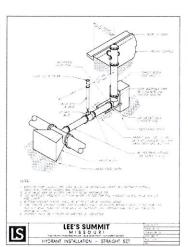


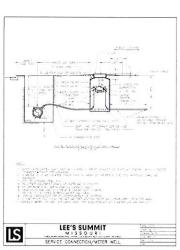


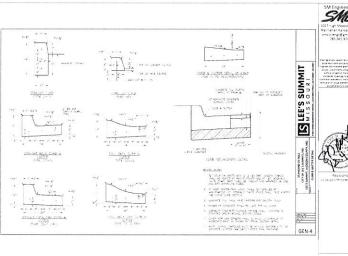


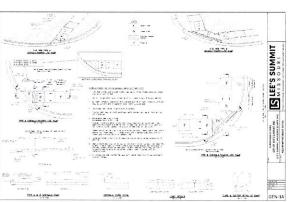












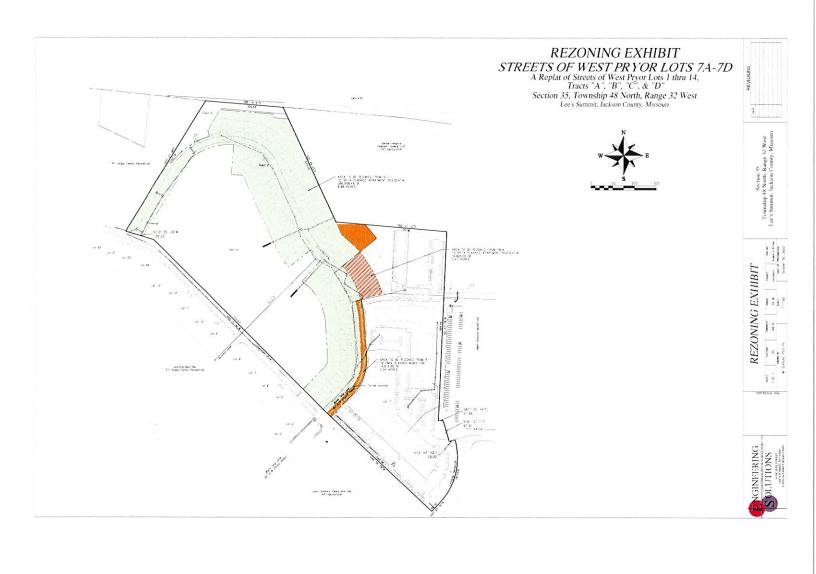
STREETS OF W. PRYOR LOT 7A - LOT 7C

sheet

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CWI
DETALS

25 SEPTEVBER 2020





BUILDING PERSPECTIVE



TOWNHOMES SUMMIT at WEST PRYOR - PHASE III LEE'S SUMMIT, 20-001









TOWNHOUSE SCALE 147 - 145 AREA SUMMARY

2nd FLOOR 1 120 SF
1st FLOOR 740 SF
TOTAL 1 860 SF





LEE'S SUMMIT 20,001

09.25.2020





EXTERIOR INSULATION FINISH SYSTEM: EIFS-1



ALUMINUM SIDING: AS-1



FIBER CEMENT SIDING: FCS-1



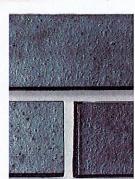
FIBER CEMENT SIDING: FCS-2



CULTURED STONE: CST-1



BRICK: BR - 1



BRICK: BR - 2



BRICK: BR-3



SUMMIT at WEST PRYOR - PHASE II and III

Architects of the Possible'
9912 Manchaster Road
51 (care, Vissouri 63119
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LEE'S SUMMIT, 20-001

MISSOURI 10-27-2020





BUILDING PERSPECTIVE

BUILDING 1 SUMMIT at WEST PRYOR - PHASE II LEE'S SUMMIT, 20-001

ARCHITECTS
9812 Manchester Road
5t Louis, Missouri 63119
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BUILDING 1 SUMMIT at WEST PRYOR - PHASE II

MMIT,

MISSOURI 11-30-2020





SUMMIT at WEST PRYOR - PHASE II

MISSOURI 11-30-2020

LEE'S SUMMIT, 20-001

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ROGRESS PRIN

STREETS OF WEST PRYOR HOTEL
LEE'S SUMMT, MO

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A-607



Hotel Streets of West Pryor North Elevation



Hotel Streets of West Pryor West Elevation



Hotel Streets of West Pryor East Elevation



Hotel Streets of West Pryor South Elevation





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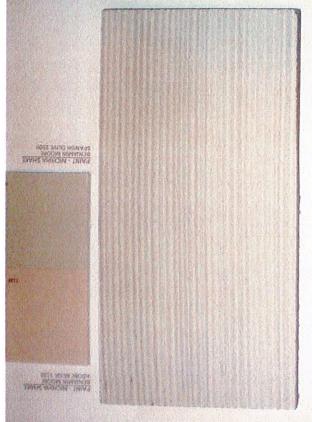
STREETS OF WEST PRYOR LEE'S SUMMIT, MISSOURI

HOTEL BUILDING





PAINT - MICHINA WOOD SENTAMIN MOORE SPRING THAW 1508



Appl. #PL2020-274 REZ and PRELIM DEV PLAN Streets of West Pryor, Lot 7 and Tract C

