

COMPARED VERSION
NEW ORDINANCE TO CODE BOOKS

ORDINANCE NO. 260134

Amending Chapter 88, the Zoning and Development Code, by repealing Section 88-370-05, “Authorized Uses” and Section 88-370-06, “Standards” and enacting in lieu thereof new sections of like number and subject matter; and by enacting a new Section 88-370-09, “Special Event Building Signage,” all for the purpose of establishing regulations for temporary special event building signage during designated Major Events.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 88, the Zoning and Development Code, is hereby amended by repealing Section 88-370-05, “Authorized Uses,” and enacting in lieu thereof a new section of like number and subject matter, said section to read as follows:

88-370-05 AUTHORIZED USES

The following may be approved as temporary uses when the city planning and development director or other authorized decision-making body determines that the operation of such use will be generally compatible with surrounding uses and will not be detrimental to public safety:

Use	Time Limit per Permit
Outdoor sale of products or services not offered by a permanent tenant located onsite	90 consecutive days or 15 nonconsecutive days per permit
Outdoor sale of products or services offered by a permanent tenant located onsite	45 consecutive days or 15 nonconsecutive days per permit
Outdoor events such as concerts, festivals and carnivals	7 consecutive days per permit
<u>Special event building signage</u>	<u>120 consecutive days per permit</u>
All other temporary uses	45 consecutive days or 15 nonconsecutive days per permit

Section 2. That Chapter 88, the Zoning and Development Code, is hereby amended by repealing Section 88-370-06, “Standards,” and enacting in lieu thereof a new section of like number and subject matter, said section to read as follows:

88-370-06 STANDARDS

88-370-06-A. Standards ~~Applying~~applying to all ~~Temporary Uses~~temporary uses:

1. All temporary uses shall comply with all applicable regulations regarding noise and outdoor lighting.
2. All temporary uses shall not be left unattended unless properly secured.

3. All temporary uses shall not block or impede access into or out of a building.
4. The arrangement of all temporary uses shall not result in conditions unsafe for pedestrians.
5. The property upon which the temporary use occurs shall be restored to its original condition upon cessation of the temporary use.
6. All structures installed, if any, (such as a tent or temporary building) shall meet applicable building and fire codes.
7. All temporary uses, ~~not to include special event building signage,~~ are limited to a total of two temporary signs. Such signs shall not be located in public right-of-way or in a manner that would impede pedestrian or vehicular movement. Such signs shall not require a sign permit in addition to the temporary use permit. ~~temporary use registration.~~
8. All temporary uses located within a vehicular use area shall ensure that enough parking spaces are left available to meet the minimum parking requirement for the permanent use served.
9. All temporary uses located within a vehicular use area shall be located such that they do not impede traffic flow or pedestrian safety. In particular, they shall not obstruct access to or be located over:
 - a. Fire lanes, or
 - b. ~~accessible~~Accessible parking spaces or loading zones, or
 - c. ~~parking~~Parking spaces dedicated for electric vehicles or with electric vehicle charging stations, or
 - d. ~~pedestrian~~Pedestrian paths such as sidewalks or crosswalks, or
 - e. ~~driveways~~Driveways or entrances to vehicular use areas from the public right-of-way, or
 - f. ~~drive~~Drive-aisles which connect directly to right-of-way or any other drive-aisle where a detour is not available, or
 - g. ~~landscaped~~Landscaped areas or areas designed for stormwater management.

Section 3. That Chapter 88, the Zoning and Development Code, is hereby amended by adopting a new Section 88-370-09, "Special Event Building Signage," said section to read as follows:

88-370-09 SPECIAL EVENT BUILDING SIGNAGE

During the period of a Major Event, as defined by Section 56-802 of the Municipal Code, the city planning and development director may approve temporary special event building signage subject to the following conditions.

88-370-09-A. Temporary special event building signage shall not be permitted in R zoning districts.

88-370-09-B. Temporary special event building signage shall be a wall sign that meets all the requirements of Section 88-445-08-C, Wall Signs. No other sign type shall be permitted as temporary special event building signage.

88-370-09-C. Temporary special event building signs shall not be included in calculating maximum number of wall signs permitted per Section 88-445-07.

88-370-09-D. Temporary special event building signage may be permitted up to 80,000 square feet in sign area or the maximum area of the building façade to which it is affixed, whichever is less.

88-370-09-E. Temporary special event building signage must be securely affixed to a building. When affixed to a building with a valid certificate of occupancy, signage shall not impede required means of egress or the function of mechanical or utility equipment.

Section 4. That the Council finds and declares that before taking any action on the proposed amendments hereinabove, all public notices and hearings required by law have been given and had.

I hereby certify that as required by Chapter 88, Code of Ordinances, the forgoing ordinance was duly advertised and public hearings were held.

Sara Copeland, FAICP
Secretary, City Plan Commission

Approved as to form:

Sarah Baxter
Senior Associate City Attorney