



Legislation Details (With Text)

File #: 210231 **Version:** 1 **Name:**
Type: Ordinance **Status:** Agenda Ready
File created: 3/19/2021 **In control:** Council
On agenda: 3/25/2021 **Final action:**
Title: Approving a development plan in District M1-5 on about 15 acres generally located at the northwest corner of N.E. 40th Street and N. Kimball Drive to allow for 144,000 square foot building addition. (CD-CPC-2020-00153)

Sponsors:

Indexes:

Code sections:

Attachments: 1. No Fact Sheet, 2. CPCStaffRpt

Date	Ver.	Action By	Action	Result
3/24/2021	1	Neighborhood Planning and Development Committee	Adv and Do Pass	Pass

ORDINANCE NO. 210231

Approving a development plan in District M1-5 on about 15 acres generally located at the northwest corner of N.E. 40th Street and N. Kimball Drive to allow for 144,000 square foot building addition. (CD-CPC-2020-00153)

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section A. That a development plan in District M1-5 (Manufacturing 1-5) on about 15 acres generally located at the northwest corner of N.E. 40th Street and N. Kimball Drive, and more specifically described as follows:

All of Lots 8A and 8B of the Certificate of Survey of Lot 8, Northland Park Phase I, recorded July 20, 1994, as Document No. M-27521 in Cabinet D at Sleeve 54, a subdivision in the City of Kansas City, Clay County, Missouri, according to the recorded plat thereof.

is hereby approved, subject to the following conditions:

1. The developer shall secure approval of a street tree planting plan from the City Forester and plant according to said plan prior to recording the final plat.
2. The developer shall submit an affidavit, completed by a landscape architect licensed in the State of Missouri, verifying that all landscaping required of the approved plan has been installed in accordance with the plan and is healthy prior to certificate of occupancy.

3. The west half of N. Kimball Drive shall be improved to commercial collector standards as required by Chapter 88, to current standards, including curbs, gutters, sidewalks, streetlights, relocating any utilities as may be necessary and adjusting vertical grades for the road, and obtaining a required permit from the Land Development Division for said improvement prior to recording the plat or prior to issuance of a building permit, whichever occurs first.
4. The developer shall grant a BMP and/or surface drainage easement to the City as required by the Land Development Division, prior to recording the plat or issuance of any building permits.
5. The developer shall submit a final stream buffer plan to the Land Development Division for approval prior to issuance of any building permits and obtain permits for the Stream Buffer prior to removal of any mature riparian species within the buffer zones due to construction activities on the site, in accordance with the Section 88-415 requirements.

1.

The final stream buffer plan will not be approved for permitting until the waiver has been approved by the City Council.

6. The developer shall obtain the executed and recorded City approved grading, temporary construction, drainage/sewer, or any other necessary easements from the abutting property owner(s) that may be required prior to submitting any public improvements crossing properties not controlled by the developer and include said document(s) within the public improvement applications submitted for permitting
7. The developer shall submit plans for grading, siltation, and erosion control to the Land Development Division for review and acceptance, and secure a site disturbance permit for any proposed disturbance area equal to one acre or more prior to beginning any construction activities.
8. The developer shall enter into a covenant agreement for the maintenance of any stormwater detention area tracts as required by the Land Development Division, prior to recording the plat.
9. The developer shall secure permits to extend public sanitary and storm water conveyance systems to serve all proposed lots within the development and determine adequacy of receiving systems as required by the Land Development Division, prior to recording the plat or issuance of a building permit, whichever occurs first.
10. The north half of N.E. 40th Street shall be improved to commercial collector standards as required by Chapter 88, to current standards, including curbs, gutters, sidewalks, streetlights, relocating any utilities as may be necessary and adjusting vertical grades for the road, and obtaining a required permit from the Land Development Division for said improvement prior to recording the plat or prior to issuance of a building permit, whichever occurs first.
11. The developer shall cause the area to be platted and processed in accordance with Chapter 88, Code of Ordinances of the City of Kansas City, Missouri.
12. The developer shall pay impact fees as required by Chapter 39 of the City's Code of

Ordinances, as required by the Land Development Division.

13. The developer shall submit verification of vertical and horizontal sight distance for the drive connection to public right-of-way to the Land Development Division and make improvements to ensure local jurisdiction and/or minimum AASHTO adequate sight distance standards are met, prior to issuance of any certificate of occupancy.
14. The developer shall submit a storm drainage analysis from a Missouri- licensed civil engineer to the Land Development Division, in accordance with adopted standards, including a BMP level of service analysis prior to approval and issuance of any building permits, and that the developer secure permits to construct any improvements as required by the Land Development Division prior to issuance of any certificate of occupancy.
15. The developer shall ensure that water and fire service lines meet current Water Services Department Rules and Regulations.
16. The developer shall follow the Kansas City, Missouri rules and regulations for domestic water and fire service lines.
17. The developer shall receive approval from Birmingham Levee District prior to issuance of building permit.
18. Fire Department access roads shall be provided prior to construction/demolition projects begin. (IFC-2018 § 501.4 and 3310.1; NFPA 241-2013 § 7.5.5)
19. Fire hydrant distribution shall follow IFC-2018 Table C102.1
20. Fire Department access roads shall be provided before construction/demolition projects begin. (IFC-2018 § 501.4 and 3310.1; NFPA 241-2013 § 7.5.5)
21. Buildings equipped with a fire standpipe system shall have an operable fire hydrant within 100 feet of the Fire Department Connection (FDC). (IFC2018 § 507.5.1.1)
22. The project will meet the fire flow requirements as set forth in Appendix B of the International Fire Code 2018. (IFC-2018 § 507.1)

A copy of said development plan is on file in the office of the City Clerk with this ordinance and is made a part hereof.

Section B. That the Council finds and declares that before taking any action on the proposed amendment hereinabove, all public notices and hearings required by the Zoning Ordinance have been given and had.

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

Secretary, City Plan Commission

Approved as to form and legality:

Sarah Baxter
Assistant City Attorney