



Legislation Details (With Text)

**File #:** 220722      **Version:** 2      **Name:**  
**Type:** Ordinance      **Status:** Passed  
**File created:** 8/15/2022      **In control:** Council  
**On agenda:** 5/18/2023      **Final action:** 5/18/2023

**Title:** Amending Ordinance No. 190328 by repealing Condition 16 contained in Section B, which required the developer to secure permits to extend public sanitary and storm water conveyance systems to serve all proposed lots within the development, because the developer no longer has access to public sewer mains. (CD-CPC-2018-00229)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Docket Memo 220722, 2. CD-CPC-2018-00229\_Fact Sheet\_2022, 3. CD-CPC-2018-00229\_StaffReport\_PZED, 4. CD-CPC-2018-00229\_DRCDispo\_03-20-19, 5. Stamped Approved\_190328, 6. Ord. 190328, 7. Authenticated Ordinance 220722

Date	Ver.	Action By	Action	Result
5/18/2023	1	Council	Passed as Substituted	Pass
5/17/2023	1	Neighborhood Planning and Development Committee	Adv and Do Pass as Cmte Sub	Pass
11/30/2022	1	Neighborhood Planning and Development Committee	Hold on Agenda	
11/2/2022	1	Neighborhood Planning and Development Committee	Hold on Agenda	
10/26/2022	1	Neighborhood Planning and Development Committee	Hold on Agenda	
10/19/2022	1	Neighborhood Planning and Development Committee	Hold on Agenda	
10/5/2022	1	Neighborhood Planning and Development Committee	Hold on Agenda	
9/21/2022	1	Neighborhood Planning and Development Committee	Hold on Agenda	
9/14/2022	1	Neighborhood Planning and Development Committee	Hold on Agenda	
8/24/2022	1	Neighborhood Planning and Development Committee	Hold on Agenda	
8/18/2022	1	Council	referred	

[COMMITTEE SUBSTITUTE FOR] ORDINANCE NO. 220722

Amending Ordinance No. 190328 by repealing Condition 16 contained in Section B, which required the developer to secure permits to extend public sanitary and storm water conveyance systems to serve all proposed lots within the development, because the developer no longer has access to public sewer mains. (CD-CPC-2018-00229)

WHEREAS, on May 9, 2019, the City Council passed Ordinance No. 190328, approving a rezoning on about 0.42 acres generally located west of N. Church Road between N.E. 76th Street to the north and North

Flintlock Road to the south from District B2-2 to B4-2, and approving a development plan on about 4.3 acres that also serves as a preliminary plan to allow for the construction of a self-storage facility; and

WHEREAS, Condition No. 16 in Section B of Ordinance No. 190328 required the developer to 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 are required by the Land Development Division, prior to recording the plat or issuance of building permit; and

WHEREAS, the City Council desires to remove this condition from the development plan because of actions granted to adjacent developers with Ordinance No. 211034 no longer allows access to extend public mains to the site; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section A. That Ordinance No. 190328, passed May 9, 2019, is hereby amended by repealing Condition 16 contained in Section B

Section B. That all other sections and conditions of Ordinance No. 190328 not repealed shall remain in effect.

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

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Secretary, City Plan Commission

Approved as to form and legality:

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Sarah Baxter  
Senior Associate City Attorney