



Agenda

Neighborhood Planning and Development Committee

Lee Barnes Jr., Chair
Andrea Bough, Vice Chair
Dan Fowler
Brandon Ellington
Teresa Loar

Wednesday, April 19, 2023

1:30 PM

26th Floor, Council Chamber

PUBLIC OBSERVANCE OF MEETINGS

Members of the City Council may attend this meeting via videoconference.

Any closed session may be held via teleconference.

The public can observe this meeting at the links provided below.

Applicants and citizens wishing to participate have the option of attending each meeting or they may do so through the videoconference platform ZOOM, using this link:

<https://us02web.zoom.us/j/84530222968>

Public Testimony is Limited to 2 Minutes

Director of Health

230326 Sponsor: Director of the Health Department

Accepting and approving a one-year \$269,687.00 contract with the Missouri Department of Health and Senior Services for a comprehensive sexually transmitted disease prevention program; and designating requisitioning authority.

Attachments: [STD Program FY23 - Docket Memo](#)
[STD Program FY23 - Budget](#)

Director of City Planning & Development and City Plan Commission

[230329](#)

Sponsor: Director of City Planning and Development Department

Rezoning an area of about 0.21 acres generally located at 5500 Woodland Avenue from District R-6 to District B1-1, to allow an existing building to continue to be used as a child day care center. (CD-CPC-2023-00022)

Attachments: [Docket Memo](#)

Director of City Planning & Development and City Plan Commission

[230330](#)

Sponsor: Director of City Planning and Development Department

Rezoning an area of about .2 acres generally located at E. 23rd Street and Agnes Avenue from District R-2.5 to District B1-2, to allow an existing structure to be restored and converted to apartments with the potential for retail use on the ground floor. (CD-CPC-2023-00014)

Attachments: [Docket Memo](#)

Director of City Planning & Development and City Plan Commission

[230331](#)

Sponsor: Director of City Planning and Development Department

Rezoning an area of about 61.6 acres generally located at the southeast corner of I-435 and N. Congress Avenue from District AG-R to District M2-5 and approving a development plan, serving as a preliminary plat, to allow for two 400,000-square-foot industrial buildings. (CD-CPC-2023-00015 and CD-CPC-2023-00019)

Attachments: [Docket Memo](#)

Director of City Planning & Development

[230332](#)

Sponsor: Director of City Planning and Development Department

RESOLUTION - Approving an amendment to the Heart of the City Area Plan on about .2 acres generally located at E. 23rd Street and Agnes Avenue by changing the recommended land use from residential urban low density to mixed use neighborhood for the The Lofts at 2912 E. 23rd Street. (CD-CPC-2023-00032)

Attachments: [Docket Memo](#)

Director of City Planning & Development and City Plan Commission

[230338](#)

Sponsor: Director of City Planning and Development Department

Approving a development plan in Districts M1-5 (Manufacturing) and US (Underground Space) on about 17 acres generally located at N.E. Parvin Road and N. Corrington Avenue to allow for limited manufacturing and outdoor warehousing, wholesaling, storage and freight movement. CD-CPC-2023-00023

Attachments: [Docket Memo](#)

HELD IN COMMITTEE

Director of City Planning & Development

[230250](#)

Sponsor: Director of City Planning and Development Department

Amending Chapter 88, Code of Ordinances, by repealing Section 88-810-1140, Plan, Comprehensive, and enacting in lieu thereof a new section of like number and subject matter to denominate the KC Spirit Playbook as the City's comprehensive plan.

Attachments: [Docket Memo](#)

Director of City Planning & Development

[230257](#)

Sponsor: Director of City Planning and Development Department

RESOLUTION - Adopting the KC Spirit Playbook as the City's Strategic and Comprehensive Plan and repealing and replacing the FOCUS Kansas City Plan that was adopted by the City Council by Committee Substitute for Resolution No. 971268 on October 30, 1997.

Attachments: [Docket Memo Splaybook](#)

Bunch

[230267](#)

Sponsor: Councilmember Eric Bunch

Amending Chapter 88, Code of Ordinances, by repealing Section 88-321, Short Term Rental Regulations, and enacting in lieu thereof a new section of like number and subject matter; repealing Sections 88-110-03, 88-120-03, 88-130-04 and 88-140-03, Uses, and enacting in lieu thereof new sections of like number and subject matter; and repealing Section 88-810-1582, Short Term Rental Intermediary; in order to effectuate the transfer of the regulation of Short Term Rentals from Chapter 88 to Chapter 56 of the Code of Ordinances.

Attachments: [230267 Ch 88 repeal STR Docket Memo](#)

Bunch and Lucas

230268 Sponsor(s): Councilmember Eric Bunch and Mayor Quinton Lucas

Amending Chapter 56, Code of Ordinances, by enacting new Article VIII, entitled “Short-Term Rental Registration,” which would become effective May 15, 2023, and requires short-term rentals operating in the City to register with the City on an annual basis, pay an annual registration fee, certify various safety information and the identity of the natural person who will reside on the property as a long-term resident or such person who has management control and responsibility for the short-term rental, and provides density restrictions for non-resident short-term rentals, penalty provisions for both short-term rentals and their booking service providers for non-compliance with such registration requirements, and places recordkeeping requirements on both short-term rentals and their booking service providers.

Attachments: [230268 Ch 56 addition STR Docket Memo](#)

Director of Health

230296 Sponsor: Director of the Health Department

Accepting and approving a one-year \$135,072.00 grant from the Missouri Department of Health and Senior Services that provides funding for a comprehensive human immunodeficiency virus (HIV) surveillance program in the Kansas City, Missouri area.

Attachments: [HIV Surveillance FY23 - Docket Memo](#)
[HIV Surveillance FY23 - Budget](#)

ADDITIONAL BUSINESS

1. There may be a general discussion regarding current Neighborhood Planning and Development Committee issues.

2. Closed Session

- Pursuant to Section 610.021 subsection 1 of the Revised Statutes of Missouri to discuss legal matters, litigation, or privileged communications with attorneys;
- Pursuant to Section 610.021 subsection 2 of the Revised Statutes of Missouri to discuss real estate;
- Pursuant to Section 610.021 subsections 3 and 13 of the Revised Statutes of Missouri to discuss personnel matters;
- Pursuant to Section 610.021 subsection 9 of the Revised Statutes of Missouri to discuss employee labor negotiations;
- Pursuant to Section 610.021 subsection 11 of the Revised Statutes of Missouri to discuss specifications for competitive bidding;
- Pursuant to Section 610.021 subsection 12 of the Revised Statutes of Missouri to discuss sealed bids or proposals; or
- Pursuant to Section 610.021 subsection 17 of the Revised Statutes of Missouri to discuss confidential or privileged communications with auditors.

3. Those who wish to comment on proposed ordinances can email written testimony to public.testimony@kcmo.org. Comments received will be distributed to the committee and added to the public record by the clerk.

The city provides several ways for residents to watch City Council meetings:

- Livestream on the city's website at www.kcmo.gov
- Livestream on the city's YouTube channel at <https://www.youtube.com/watch?v=3hOuBlg4fok>
- Watch Channel 2 on your cable system. The channel is available through Time Warner Cable (channel 2 or 98.2), AT&T U-verse (channel 99 then select Kansas City) and Google Fiber on Channel 142.
- To watch archived meetings, visit the City Clerk's website and look in the Video on Demand section: http://kansascity.granicus.com/ViewPublisher.php?view_id=2

The City Clerk's Office now has equipment for the hearing impaired for use with every meeting. To check out the equipment please see the secretary for each committee. Be prepared to leave your Driver's License or State issued Identification Card with the secretary and she will give you the equipment. Upon returning the equipment your license will be returned.



File #: 230326

ORDINANCE NO. 230326

Sponsor: Director of the Health Department

Accepting and approving a one-year \$269,687.00 contract with the Missouri Department of Health and Senior Services for a comprehensive sexually transmitted disease prevention program; and designating requisitioning authority.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That a contract between the City of Kansas City, Missouri, acting through its Director of Health, and the Missouri Department of Health and Senior Services, whereby the Missouri Department of Health and Senior Services will provide funding for a Comprehensive Sexually Transmitted Disease Prevention Program throughout the Kansas City, Missouri area for the period beginning January 1, 2023 through December 31, 2023, for an amount not to exceed \$269,687.00, is hereby accepted and approved. A copy of the contract, in substantial form is on file with the Director of Health.

Section 2. That the Director of Health is hereby authorized to expend the sum of \$89,895.00 from funds appropriated to Account No. 23-2480-505414-G50240924 for the aforesaid contract, for the portion of the contract to be expended this fiscal year.

..end

I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the foregoing expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment is to be made, each sufficient to meet the obligation hereby incurred.

Tammy L. Queen
Director of Finance

Approved as to form:

Joseph A. Guarino
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Health

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

Accepting and approving a one-year \$269,687.00 contract with the Missouri Department of Health and Senior Services for a comprehensive sexually transmitted disease prevention program; designating requisitioning authority.

Discussion

STD's/ STI's remain a substantial health challenge facing both Kansas City and the United States as a whole. Reported cases of chlamydia, gonorrhea and syphilis continue to increase each year during the last 5–6-year period. These infections remain common, costly and challenge the health and wellness of millions of people across the United States. Congenital syphilis (transmitted from mother to newborn) has significantly increased nationwide since 2015, while KCMO reported 1 case in 2019, 7 cases in 2020 and 20 cases in 2022.

Additionally, the impact of the TD/ STI epidemic does not fall equally across all populations and regions. Adolescents and young adults, men who have sex with men and pregnant women are disproportionately impacted by STDs/ STIs. Social determinants of health contribute to an unequal burden of STDs/ STIs in Black American Indian/ Alaska Native and Hispanic communities.

STD/ STI rates per 100,000 population in Kansas City continue to exceed the national objectives for gonorrhea, chlamydia and syphilis. This grant provides for funding to continue KCHD's comprehensive STD/ STI program to address targeted testing and treatment efforts as well as to conduct primary prevention. Funds also provide for partner services which involves interviewing cases for individuals that may have been exposed and could benefit from testing and treatment if necessary.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No

2. What is the funding source?

23-2480-505414-G50240924

3. How does the legislation affect the current fiscal year?

Funds previously budgeted. No affect.



City of Kansas City, Missouri

Docket Memo

- 4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

No

- 5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?

Leverage outside funding

Office of Management and Budget Review

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Housing and Healthy Communities (Press tab after selecting.)

Which objectives are impacted by this legislation (select all that apply):

- Maintain and increase affordable housing supply to meet the demands of a diverse population
- Broaden the capacity and innovative use of funding sources for affordable housing
- Invest in neighborhood stabilization and revitalization to reduce blight, ensure sustainable housing, and improve the wellbeing of residents while sustaining their diverse cultures
- Ensure all occupants of residences have quality, efficient, and healthy housing with minimal economic or regulatory barriers
- Address the various needs of the City’s most vulnerable population
- Utilize planning approaches to improve the City’s neighborhoods



City of Kansas City, Missouri

Docket Memo

Prior Legislation

Click or tap here to list prior related ordinances/resolutions.

Service Level Impacts

The receipt of this funding from this contract will allow the KCHD to continue providing the quality/ level of care to the patients seeking these specific services from the department.

Other Impacts

1. What will be the potential health impacts to any affected groups?

Provides for a comprehensive Sexual Transmitted Disease/ Infection Program (STD/STI) utilizing core public health functions of assessment, assurance and policy development. This contract will also assist the Department in working toward the Sexually Transmitted Infection National Strategic Plan outlined by the Department of health and Services.

2. How have those groups been engaged and involved in the development of this ordinance?

n/a

3. How does this legislation contribute to a sustainable Kansas City?

Contributes to the department's STI /HIV/ AIDs program sustainability by providing funding that results in the provision of a comprehensive STD/ STI program that provides enhanced, quality medical assistance to those residents experiencing applicable medical conditions.

4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?

Yes.

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

N/A

Revenues		Current Budget	Revised	Dollar
Account Number	Revenue Account Title	Estimate	Estimate	Change
23-2480-500001-475220-G50240924	Improving Sexually Transmitted Disease Program	\$ 89,895.00	\$ 89,895.00	\$ -

Appropriations		Current	Revised	Dollar
Account Number	Appropriation Account Title	Estimate	Estimate	Change
23-2480-505414-A-G50240924	Improving Sexually Transmitted Disease Program	\$ 86,229.00	\$ 86,229.00	\$ -
23-2480-505414-B-G50240924	Improving Sexually Transmitted Disease Program	\$ 1,333.00	\$ 1,333.00	\$ -
23-2480-505414-C-G50240924	Improving Sexually Transmitted Disease Program	\$ 2,333.00	\$ 2,333.00	\$ -
		<u>\$ 89,895.00</u>	<u>\$ 89,895.00</u>	<u>\$ -</u>

Improving Sexually Transmitted Disease Program

Object Line	FY23	FY24	Total
A0110 Wages, Regular, Full	\$86,229.00	\$172,458.00	\$258,687.00
A Personal Services	\$86,229.00	\$172,458.00	\$258,687.00
B18560 Health Services	\$1,333.00	\$2,667.00	\$4,000.00
B Contractual Services	\$1,333.00	\$2,667.00	\$4,000.00
C21100 Office Supplies	\$2,333.00	\$4,667.00	\$7,000.00
C Commodities Services	\$2,333.00	\$4,667.00	\$7,000.00
TOTAL	\$89,895.00	\$179,792.00	\$269,687.00



File #: 230329

ORDINANCE NO. 230329

Sponsor: Director of City Planning and Development Department

Rezoning an area of about 0.21 acres generally located at 5500 Woodland Avenue from District R-6 to District B1-1, to allow an existing building to continue to be used as a child day care center. (CD-CPC-2023-00022)

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section A. That Chapter 88, Code of Ordinances of the City of Kansas City, Missouri, commonly known as the Zoning and Development Code, is hereby amended by enacting a new section to be known as Section 88-20A-1381, rezoning an area of about 0.21 acres generally located at 5500 Woodland Avenue from District R-6 (Residential 6) to District B1-1, (Neighborhood Business (Dash 1)), said section to read as follows:

Section 88-20A-1381. That an area legally described as:

All of the North 30 feet of the East 91.5 feet of Lot 31 and East 91.5 feet of Lot 32, Elm Ridge Heights, a subdivision in Kansas City, Jackson County, Missouri.

is hereby rezoned from R-6 (Residential 6) to District B1-1, (Neighborhood Business (Dash 1)), all as shown outlined on a map marked Section 88-20A-1381, which is attached hereto and made a part hereof, and which is hereby adopted as a part of an amendment to the zoning maps constituting a part of said chapter and in accordance with Section 88-20 thereof.

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

..end

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

Joseph Rexwinkle, AICP

Secretary, City Plan Commission

Approved as to form:

Sarah Baxter
Senior Associate City Attorney

City of Kansas City, Missouri



Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: City Planning

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

Rezoning an area of about 0.21 acres generally located at 5500 Woodland Avenue from District R-6 to District B1-1. (CD-CPC-2023-00022)

Discussion

See staff report.

Fiscal Impact

- 1. Is this legislation included in the adopted budget? Yes No
- 2. What is the funding source?
N/A
- 3. How does the legislation affect the current fiscal year?
N/A
- 4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
N/A
- 5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
N/A

Office of Management and Budget Review (OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No

City of Kansas City, Missouri

Docket Memo



Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Housing and Healthy Communities (Press tab after selecting.)

Which objectives are impacted by this legislation (select all that apply):

- Maintain and increase affordable housing supply to meet the demands of a diverse population
- Broaden the capacity and innovative use of funding sources for affordable housing
- Invest in neighborhood stabilization and revitalization to reduce blight, ensure sustainable housing, and improve the wellbeing of residents while sustaining their diverse cultures
- Ensure all occupants of residences have quality, efficient, and healthy housing with minimal economic or regulatory barriers
- Address the various needs of the City's most vulnerable population
- Utilize planning approaches to improve the City's neighborhoods

Prior Legislation

None

Service Level Impacts

Social Equity: providing services to a neighborhood.

Other Impacts

1. What will be the potential health impacts to any affected groups?

None

2. How have those groups been engaged and involved in the development of this ordinance?

City of Kansas City, Missouri



Docket Memo

Public Engagement per 88-505-12 was completed.

3. How does this legislation contribute to a sustainable Kansas City?

N/A

4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?

N/A

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

N/A



File #: 230330

¹ORDINANCE NO. 230330

Sponsor: Director of City Planning and Development Department

Rezoning an area of about .2 acres generally located at E. 23rd Street and Agnes Avenue from District R-2.5 to District B1-2, to allow an existing structure to be restored and converted to apartments with the potential for retail use on the ground floor. (CD-CPC-2023-00014)

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section A. That Chapter 88, Code of Ordinances of the City of Kansas City, Missouri, commonly known as the Zoning and Development Code, is hereby amended by enacting a new section to be known as Section 88-20A-1383, rezoning an area of about .2 acres generally located at E. 23rd Street and Agnes Avenue from District R-2.5 (Residential 2.5) to District B1-2 (Neighborhood Business 1 (Dash 2)), said section to read as follows:

Section 88-20A-1383. That an area legally described as:

2912 E 23rd St Chestnut Heights e 86 1/3 ft of s 25 ft Lot 17 & e 87 ft Lot 18; and

2904 E 23rd St/w 50 2/3 ft of s 25 ft Lot 17 w 50 ft Lot 18 Chestnut Heights

is hereby rezoned from District R-2.5 (Residential 2.5) to District B1-2 (Neighborhood Business 1 (Dash 2)), all as shown outlined on a map marked Section 88-20A-1383, which is attached hereto and made a part hereof, and which is hereby adopted as a part of an amendment to the zoning maps constituting a part of said chapter and in accordance with Section 88-20 thereof.

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 and Development Code have been given and had.

..end

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

¹

Joseph Rexwinkle, AICP
Secretary, City Plan Commission

Approved as to form:

Sarah Baxter
Senior Associate City Attorney

City of Kansas City, Missouri



Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Please Select

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

A request to rezone an area of about .2 acres generally located on the northwest corner of E. 23rd Street and Agnes Avenue from District R-2.5 (residential) to District B1-2 (neighborhood business). (CD-CPC-2023-00014)

Discussion

See CPC Staff Report

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
N/A
3. How does the legislation affect the current fiscal year?
N/A
4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
N/A
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
N/A

Office of Management and Budget Review

(OMB Staff will complete this section.)

1. This legislation is supported by the general fund. Yes No

City of Kansas City, Missouri



Docket Memo

2. This fund has a structural imbalance.

Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Housing and Healthy Communities (Press tab after selecting.)

Which objectives are impacted by this legislation (select all that apply):

- Maintain and increase affordable housing supply to meet the demands of a diverse population
- Broaden the capacity and innovative use of funding sources for affordable housing
- Invest in neighborhood stabilization and revitalization to reduce blight, ensure sustainable housing, and improve the wellbeing of residents while sustaining their diverse cultures
- Ensure all occupants of residences have quality, efficient, and healthy housing with minimal economic or regulatory barriers
- Address the various needs of the City's most vulnerable population
- Utilize planning approaches to improve the City's neighborhoods

Prior Legislation

See CPC staff report

Service Level Impacts

See CPC staff report

Other Impacts

1. What will be the potential health impacts to any affected groups?

This a zoning request and has not been evaluated against this subject matter.



City of Kansas City, Missouri

Docket Memo

2. How have those groups been engaged and involved in the development of this ordinance?

This a zoning request and has not been evaluated against this subject matter.

3. How does this legislation contribute to a sustainable Kansas City?

This a zoning request and has not been evaluated against this subject matter.

4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?

This a zoning request and has not been evaluated against this subject matter.

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

This a zoning request and has not been evaluated against this subject matter.



File #: 230331

ORDINANCE NO. 230331

Sponsor: Director of City Planning and Development Department

Rezoning an area of about 61.6 acres generally located at the southeast corner of I-435 and N. Congress Avenue from District AG-R to District M2-5 and approving a development plan, serving as a preliminary plat, to allow for two 400,000-square-foot industrial buildings. (CD-CPC-2023-00015 and CD-CPC-2023-00019)

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section A. That Chapter 88, Code of Ordinances of the City of Kansas City, Missouri, commonly known as the Zoning and Development Code, is hereby amended by enacting a new section to be known as Section 88-20A-1382, rezoning an area of about 61.6 acres generally located at the southeast corner of I-435 and N Congress Avenue from District AG-R (Agricultural-Residential) to District M2-5 (Manufacturing 2 (Dash 5)), and approving a development plan, serving as a preliminary plat, to allow for two 400,000 square foot industrial buildings, said section to read as follows:

Section 88-20A-1382. That an area legally described as:

A tract of land in the Northeast Quarter of Section 24, Township 52, Range 34, Kansas City, Platte County, Missouri, being bounded and described as follows: Beginning at the southeast corner of said Northeast Quarter; thence North 89 degrees 39 minutes 56 seconds West, along the south line of said Northeast Quarter, 2342.95 feet to a point on the east right of way line of N. Congress Avenue, as now established; thence northerly, along said right of way line, on a curve to the left, having a radius of 994.93 feet, an arc distance of 397.27 feet; thence North 0 degrees 23 minutes 55 seconds East, along said right of way line, 573.60 feet; thence northerly, along said right of way line, on a curve to the right, tangent to the last described course, having a radius of 1909.86 feet, an arc distance of 99.24 feet; thence North 3 degrees 23 minutes 58 seconds East, along said right of way line, 91.02 feet; thence northerly, along said right of way line, on a curve to the left, having an initial tangent bearing of North 3 degrees 25 minutes 16 seconds East, a radius of 1909.86 feet, an arc distance of 41.07 feet to a point on the south right of way line of Interstate Route 435, as now established; thence southeasterly, along said southerly right of way line on a curve to the left, having a radius of 2084.96 feet, an arc distance of 196.47 feet; thence South 89

degrees 21 minutes 45 seconds East, along said right of way line, 392.80 feet; thence due east, along said right of way line, 1671.09 feet to a point on the east line of said Northeast Quarter; thence South 0 degrees 32 minutes 02 seconds West, along said east line, 1171.86 feet to the point of beginning.

is hereby rezoned from District AG-R (Agricultural-Residential) to District M2-5 (Manufacturing 2 (Dash 5)), all as shown outlined on a map marked Section 88-20A-1382, which is attached hereto and made a part hereof, and which is hereby adopted as a part of an amendment to the zoning maps constituting a part of said chapter and in accordance with Section 88-20 thereof.

Section B. That a development plan for the area legally described above is hereby approved, subject to the following conditions:

1. All signage shall conform to 88-445 and shall require a sign permit prior to installation.
2. The developer shall secure approval of a project plan(s) for each phase from the City Plan Commission prior to a building permit. Detailed landscape plan, lighting plan, building elevations, and bicycle parking shall be reviewed at the time of project plan submission and approval.
3. 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 a certificate of occupancy.
4. The developer shall submit an affidavit, completed by a landscape architect licensed in the State of Missouri, verifying that street trees have been installed in accordance with the approved street tree planting plan and are healthy prior to a certificate of occupancy.
5. The developer shall screen all roof and/or ground mounted mechanical and utility equipment in compliance with 88-425-08.
6. The developer shall add a private fire hydrant near North Congress Avenue and the north entrance drive.
7. The developer shall provide signage identifying the transition from the public road to private drive on the subject property labeled "public street maintenance ends" and "public street maintenance begins," and establish a public access easement.
8. The developer shall submit a macro storm drainage study with the first plat or phase, from a Missouri-licensed civil engineer to the Land Development Division showing compliance with current adopted standards in effect at the time of

submission, including water quality BMP's, to the Land Development Division for review and acceptance for the entire development area, and submit a micro storm drainage study with each subsequent plat or phase showing compliance with the approved macro and adopted standards. The developer shall secure permits to construct any improvements as necessary to mitigate impacts from rate, volume, and quality of runoff from each proposed phase, prior to recording the plat or prior to issuance of a building permit, whichever occurs first, as required by the Land Development Division.

9. 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.
10. The developer shall dedicate additional right of way for N. Congress Avenue as required by the adopted Major Street Plan so as to provide a minimum of 50 feet of right-of-way as measured from the centerline, along those areas being platted, or seek approval recommendations from the Transportation and Development Committee for any variances requested to the Major Street Plan prior to City Plan Commission approval.
11. 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.
12. 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.
13. 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.
14. 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.
15. 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.
16. New buildings shall have approved radio coverage for emergency responders within the building based on the existing coverage levels of the public safety communication systems utilized by the jurisdiction, measured at the exterior of

the building. This section shall not require improvement of the existing public safety communication systems. (IFC 2018 510.1 and NFPA1221)

17. The project shall meet the fire flow requirements as set forth in Appendix B of the International Fire Code 2018. (IFC-2018 § 507.1)
18. A required Fire Department access road shall be an all-weather surface. (IFC-2012: § 503.2.3). 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). Required Fire Department access roads shall be designed to support a fire apparatus with a gross axle weight of 85,000 pounds. (IFC-2018: § 503.2.3)
19. 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)
20. Aerial fire apparatus access roads shall be provided for any building that is 30 feet in height or greater. Aerial fire apparatus roads are a minimum 26 feet wide, at least 15 feet away from the building but not more than 30 feet from the structure. (IFC-2018 § D105).
21. The developer shall ensure that water and fire service lines meet current Water Services Department Rules and Regulations prior to a certificate of occupancy.
22. Branch service lines one-and-one-half inches and larger in diameter for domestic water services or fire protection lines shall be connected to the main by cutting in a minimum 6" branch service tee, installing three gate valves, and two solid sleeves on the main. Line valves on the main shall be the same nominal size as the main.
23. A full flow fire meter shall be required when the fire protection service line serves more than one building, or combination service lines 6 inches and larger, or that have private fire hydrants connected to them.
24. The developer shall submit water main extension drawings prepared by a registered professional engineer in Missouri to the main extension desk for review, acceptance and contracts per the Kansas City Water rules and regulations for water main extensions and relocations. Fire Hydrants at 300' maximum spacing.

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

..end

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

Joseph Rexwinkle, AICP
Secretary, City Plan Commission

Approved as to form:

Sarah Baxter
Senior Associate City Attorney

City of Kansas City, Missouri



Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: City Planning

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

Rezoning an area of about 61.6 acres generally located at the southeast corner of I-435 and N Congress Avenue from District AG-R to District M2-5 and approving a development plan, serving as a preliminary plat, to allow for two 400,000 square foot industrial buildings. (CD-CPC-2023-00015, CD-CPC-2023-00019)

Discussion

See staff report.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No

2. What is the funding source?

N/A

3. How does the legislation affect the current fiscal year?

N/A

4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

N/A

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?

N/A

Office of Management and Budget Review

(OMB Staff will complete this section.)

1. This legislation is supported by the general fund. Yes No

City of Kansas City, Missouri



Docket Memo

2. This fund has a structural imbalance.

Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Infrastructure and Accessibility (Press tab after selecting.)

Which objectives are impacted by this legislation (select all that apply):

- Enhance the City's connectivity, resiliency, and equity through a safe, efficient, convenient, inclusive, accessible, sustainable and better connected multi-modal transportation system
- Develop environmentally sound and sustainable infrastructure strategies that improve quality of life and foster economic growth
- Increase and support local workforce development and minority, women, and locally-owned businesses
- Engage in efforts to strategically invest in the City's infrastructure and explore emerging technologies
-
-

Prior Legislation

None

Service Level Impacts

N/A

Other Impacts

1. What will be the potential health impacts to any affected groups?

N/A



City of Kansas City, Missouri

Docket Memo

2. How have those groups been engaged and involved in the development of this ordinance?

Public Engagment per 88-505-12 was completed.

3. How does this legislation contribute to a sustainable Kansas City?

N/A

4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?

N/A

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

N/A



File #: 230332

RESOLUTION NO. 230332

Sponsor: Director of City Planning and Development Department

RESOLUTION - Approving an amendment to the Heart of the City Area Plan on about .2 acres generally located at E. 23rd Street and Agnes Avenue by changing the recommended land use from residential urban low density to mixed use neighborhood for the The Lofts at 2912 E. 23rd Street. (CD-CPC-2023-00032)

WHEREAS, on April 21, 2011, the City Council by Resolution No. 110159 adopted the Heart of the City Area Plan; and

WHEREAS, after further review it has been deemed appropriate to amend the Heart of the City Area Plan as it affects that area of approximately .2 acres generally located at E. 23rd Street and Agnes Avenue by changing the recommended land use from residential urban low density to mixed use neighborhood; and

WHEREAS, the City Plan Commission considered such amendment to the Proposed Land Use Map on April 4, 2023; and

WHEREAS, after all interested persons were given an opportunity to present testimony, the City Plan Commission did on April 4, 2023, recommend approval of the proposed amendment to the Heart of the City Area Plan; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section A. That the Heart of the City Area Plan is hereby amended as to the Proposed Land Use Plan and Map for that area of approximately .2 acres generally located at the E. 23rd Street and Agnes Avenue by changing the recommended land use from residential urban low density to mixed use neighborhood.

Section B. That the amendment to the Heart of the City Area Plan is consistent and complies with the FOCUS Kansas City Plan, adopted on October 30, 1997, by Committee Substitute for Resolution No. 971268, and is adopted as a supplement to the FOCUS Kansas City Plan.

Section C. That the Council finds and declares that before taking any action on the proposed amendment hereinabove, all public notices have been given and hearings have been held as required by law.

..end

City of Kansas City, Missouri



Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Please Select

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

A request to approve an area plan amendment from Residential Urban Low to Mixed Use Neighborhood on about .2 acres generally located on the northwest corner of E. 23rd Street and Agnes Avenue. (CD-CPC-2023-00032)

Discussion

See CPC Staff Report

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
N/A
3. How does the legislation affect the current fiscal year?
N/A
4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
N/A
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
N/A

Office of Management and Budget Review

(OMB Staff will complete this section.)

1. This legislation is supported by the general fund. Yes No

City of Kansas City, Missouri



Docket Memo

2. This fund has a structural imbalance.

Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Housing and Healthy Communities (Press tab after selecting.)

Which objectives are impacted by this legislation (select all that apply):

- Maintain and increase affordable housing supply to meet the demands of a diverse population
- Broaden the capacity and innovative use of funding sources for affordable housing
- Invest in neighborhood stabilization and revitalization to reduce blight, ensure sustainable housing, and improve the wellbeing of residents while sustaining their diverse cultures
- Ensure all occupants of residences have quality, efficient, and healthy housing with minimal economic or regulatory barriers
- Address the various needs of the City's most vulnerable population
- Utilize planning approaches to improve the City's neighborhoods

Prior Legislation

See CPC staff report

Service Level Impacts

See CPC staff report

Other Impacts

1. What will be the potential health impacts to any affected groups?

This a zoning request and has not been evaluated against this subject matter.

City of Kansas City, Missouri



Docket Memo

2. How have those groups been engaged and involved in the development of this ordinance?

This a zoning request and has not been evaluated against this subject matter.

3. How does this legislation contribute to a sustainable Kansas City?

This a zoning request and has not been evaluated against this subject matter.

4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?

This a zoning request and has not been evaluated against this subject matter.

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

This a zoning request and has not been evaluated against this subject matter.



File #: 230338

ORDINANCE NO. 230338

Sponsor: Director of City Planning and Development Department

Approving a development plan in Districts M1-5 (Manufacturing) and US (Underground Space) on about 17 acres generally located at N.E. Parvin Road and N. Corrington Avenue to allow for limited manufacturing and outdoor warehousing, wholesaling, storage and freight movement. CD-CPC-2023-00023

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section A. That a development plan in Districts M1-5 (Manufacturing) and US (Underground Space) on about 17 acres generally located at N.E. Parvin Road and N. Corrington Avenue, and more specifically described as follows:

Hunt Midwest Commerce Center District III Tr 3B (G-170) a/k/a pt Lt 3 beg nw cor; Hunt Midwest Commerce Center District III - Second Plat; Hunt Midwest Commerce Center District III - Second Plat; Hunt Midwest Commerce Center District III 1st Plat pt Lt LA (H-43) lying in 9-50-32.

is hereby approved, subject to the following conditions:

1. The developer shall submit an affidavit, prepared by an engineer licensed in the State of Missouri, verifying that all outdoor lighting has been installed in accordance with approved plans and that lighting levels do not exceed that shown on the approved lighting plan at the property lines prior to a certificate of occupancy.
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 a certificate of occupancy.
3. All signage shall conform to 88-445 and shall require a sign permit prior to installation.
4. The developer shall submit an affidavit, completed by a landscape architect licensed in the State of Missouri, verifying that street trees have been installed in accordance with the approved street tree planting plan and are healthy prior to a

certificate of occupancy.

5. The developer shall screen all roof and/or ground mounted mechanical and utility equipment in compliance with 88-425-08.
6. 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.
7. 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 the developer shall secure permits to construct any improvements as required by the Land Development Division prior to issuance of any certificate of occupancy.
8. The developer shall submit plans to the Land Development Division and obtain permits to construct sidewalks along the platted frontage of N. Corrington Avenue and to a tie-in point with the existing sidewalks. In addition, developer shall construct associated ADA ramps at the proposed entrance drives as necessary for the type of drive approach.
9. 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.
10. The developer shall integrate into the existing streetlight system any relocated streetlights within the street right-of-way impacted by the new drive or approach entrances as required by the Land Development Division, and the relocated lights must comply with all adopted lighting standards.
11. 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.
12. Security gates which span across a fire access road shall provide a means for emergency operation. Electric gates shall require a siren sensor device typically referred to as a "yelp gate" (IFC-2018 § 503.6).
13. The developer shall submit a streetscape plan with street tree planting plan per 88-425-03 for approval and permitting by the Parks and Recreation Department's Forestry Division prior to beginning work in the public right-of-way.
14. Water and sewer service lines shall serve only one lot or tract and shall not cross a

separate lot or tract.

15. The developer shall ensure that water and fire service lines should meet current water services rules and regulations prior to any certificate of occupancy.
16. The maximum fire hydrant spacing is 300', the developer must submit fire hydrant (relocation/new installation) drawings prepared by a registered professional engineer in Missouri to the main extension desk for review, acceptance and contracts per the Kansas City Water rules and regulations for water main extensions and relocations.
17. 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.
18. The developer shall grant on City approved forms, a stream buffer easement to the City, as required by Chapter 88 and the Land Development Division, prior to issuance of any stream buffer permits.
19. The developer shall show the limits of the 100-year floodplain on the final plat and show the Minimum Low Opening Elevation (MLOE) of any structure on each lot that abuts a 100-year floodplain area (including detention basins and engineered surface drainage conveyances) on any plat and plan, as required by the Land Development Division.

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 and development plan hereinabove, all public notices and hearings required by the Zoning and Development Code have been given and had.

..end

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

Joseph Rexwinkle, AICP
Secretary, City Plan Commission

Approved as to form:

Sarah Baxter
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Please Select

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

A request to approve a development plan in district M1-5 (Manufacturing) and US (Underground Space) for limited manufacturing and outdoor warehousing, wholesaling, storage and freight movement on about 17 acres generally located at NE Parvin Road and N. Corrington Avenue. (CD-CPC-2023-00023)

Discussion

See CPC Staff Report

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No

2. What is the funding source?

N/A

3. How does the legislation affect the current fiscal year?

N/A

4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

N/A

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?

N/A

Office of Management and Budget Review

(OMB Staff will complete this section.)

1. This legislation is supported by the general fund. Yes No

City of Kansas City, Missouri



Docket Memo

2. This fund has a structural imbalance.

Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Select (Press tab after selecting.)

Which objectives are impacted by this legislation (select all that apply):

-
-
-
-
-
-

Prior Legislation

See CPC staff report

Service Level Impacts

See CPC staff report

Other Impacts

1. What will be the potential health impacts to any affected groups?

This a zoning request and has not been evaluated against this subject matter.

2. How have those groups been engaged and involved in the development of this ordinance?

This a zoning request and has not been evaluated against this subject matter.

City of Kansas City, Missouri

Docket Memo



3. How does this legislation contribute to a sustainable Kansas City?

This a zoning request and has not been evaluated against this subject matter.

4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?

This a zoning request and has not been evaluated against this subject matter.

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

This a zoning request and has not been evaluated against this subject matter.



File #: 230250

ORDINANCE NO. 230250

Sponsor: Director of City Planning and Development Department

Amending Chapter 88, Code of Ordinances, by repealing Section 88-810-1140, Plan, Comprehensive, and enacting in lieu thereof a new section of like number and subject matter to denominate the KC Spirit Playbook as the City’s comprehensive plan.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 88, Code of Ordinances, is hereby amended by repealing Section 88-810-1140, Plan, Comprehensive, and enacting in lieu thereof a new section of like number and subject matter, said section to read as follows:

Sec. 88-810-1140. Plan, Comprehensive.

A master plan for development of the city, including area plans for any of its geographical parts, prepared and adopted by the plan commission, pursuant to RSMo 89.340, and including any part of such plan separately adopted and any amendment to such plan or parts of the plan. The KC Spirit Playbook is considered the city’s comprehensive plan.

Section 2. That the Council finds and declares that before taking any action on the proposed amendment hereinabove, all public notices and hearings required by law have been given and had.

..end

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:

Sarah Baxter
Senior Associate City Attorney

City of Kansas City, Missouri



Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: City Planning

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

Amending Chapter 88, the Zoning and Development Code, as it pertains to 88-810-1140, Plan, Comprehensive, a Master Plan for development of the city, including area plans for any of its geographical parts. It was prepared and adopted by the plan commission, pursuant to RSMo 89.340, and including any part of such plan separately adopted and any amendment to such plan or parts of the plan. The KC Spirit Playbook is considered the city's comprehensive plan.

Discussion

See CPC staff report

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
N/A
3. How does the legislation affect the current fiscal year?
N/A
4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
N/A
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
N/A

Office of Management and Budget Review

(OMB Staff will complete this section.)

1. This legislation is supported by the general fund. Yes No

City of Kansas City, Missouri



Docket Memo

2. This fund has a structural imbalance.

Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Housing and Healthy Communities (Press tab after selecting.)

Which objectives are impacted by this legislation (select all that apply):

- Maintain and increase affordable housing supply to meet the demands of a diverse population
- Broaden the capacity and innovative use of funding sources for affordable housing
- Invest in neighborhood stabilization and revitalization to reduce blight, ensure sustainable housing, and improve the wellbeing of residents while sustaining their diverse cultures
- Ensure all occupants of residences have quality, efficient, and healthy housing with minimal economic or regulatory barriers
- Address the various needs of the City's most vulnerable population
- Utilize planning approaches to improve the City's neighborhoods

Prior Legislation

See CPC staff report

Service Level Impacts

See CPC staff report

Other Impacts

1. What will be the potential health impacts to any affected groups?

See CPC staff report

City of Kansas City, Missouri



Docket Memo

2. How have those groups been engaged and involved in the development of this ordinance?

In a multi-year process using a variety of virtual and in-person points of contact.

3. How does this legislation contribute to a sustainable Kansas City?

See CPC staff report

4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

This is the update to the City's plan which will not recommend specific projects and associated costs but could lead to future efforts in the implementation of the plan.

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

See CPC staff report.



File #: 230257

RESOLUTION NO. 230257

Sponsor: Director of City Planning and Development Department

RESOLUTION - Adopting the KC Spirit Playbook as the City's Strategic and Comprehensive Plan and repealing and replacing the FOCUS Kansas City Plan that was adopted by the City Council by Committee Substitute for Resolution No. 971268 on October 30, 1997.

WHEREAS, KC Spirit Playbook has been completed over a period of three years involving a Citizen Empowerment Committee and the input of thousands of citizens through a variety of outreach and engagement methods; and

WHEREAS, the KC Spirit Playbook provides overall direction for the future of Kansas City that envisions our City as a vibrant, equitable, just, inclusive, welcoming, and thriving community where we consider people first by empowering members of the community to shape their environment. In doing so, this effort acknowledges and will address past and current inequities by fostering equitable community and economic development that supports all residents with opportunities for a high quality of life; and

WHEREAS, the KC Spirit Playbook process produced an Envisioning Statement with Supporting Vision Statements and ten goal statements, to provide guidance on how to implement the goals of the plan. The goal statements relate to the following subjects: Connected City; Environment for People of All Ages; Healthy Environment; History, Arts, and Culture; Parks and Open Spaces; Quality Design; Smart City; Strong and Accessible Neighborhoods; and Sustainable and Equitable Growth. The Goals are the major themes and statements of philosophy that are essential for the city to achieve the plan's vision. All City actions will be measured against progress toward these goals; and

WHEREAS, a multi-disciplinary planning team of City staff and professional consultants under the leadership of the City Planning and Development Department provided the technical expertise to produce KC Spirit Playbook; and

WHEREAS, the KC Spirit Playbook represents a new era in strategic public action, public-private partnerships, and citizen-based planning; and

WHEREAS, the City will lead the community by example in following the KC Spirit Playbook; and

WHEREAS, legal notice of the public hearing before the City Plan Commission was published on _____, in conformity with state and local law; and

WHEREAS, the City Plan Commission considered the KC Spirit Playbook on _____; and

WHEREAS, after all interested persons were given an opportunity to present testimony, the City Plan Commission did on _____, recommend approval of the KC Spirit Playbook Plan; NOW, THEREFORE,

BE IT RESOLVED BY THE COUNCIL OF KANSAS CITY:

Section 1. That the KC Spirit Playbook as prepared by the City Planning and Development Department in collaboration with the citizens of Kansas City, Missouri, is hereby adopted as Kansas City's strategic and comprehensive plan. The KC Spirit Playbook will provide general guidance and policy direction for future plans and ordinances, and amendments to all existing adopted plans. A copy of said Plan is on file in the office of the City Clerk and incorporated herein by reference.

Section 2. That the Council hereby declares that the KC Spirit Playbook is adopted as a supplement to the existing citywide plans and area plans which the City has adopted (excluding FOCUS) and not as a replacement for them. Any future amendments to existing citywide plans or area plans or any development of new plans should be guided by and comply with the policy direction set forth in the KC Spirit Playbook.

Section 3. That the Council finds and declares that before taking any action on the proposed the KC Spirit Playbook, all public notices and hearings required by law have been given and had.

..end

City of Kansas City, Missouri



Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: City Planning

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

Provides overall direction for the future of Kansas City that envisions our city as a vibrant, equitable, just, inclusive, welcoming, and thriving community where we consider people first by empowering members of the community to shape their environment. In doing so, this effort acknowledges and will address past and current inequities by fostering equitable community and economic development that supports all residents with opportunities for a high quality of life. (CD-MISC-2022-00001)

Discussion

See CPC staff report

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?
N/A
3. How does the legislation affect the current fiscal year?
N/A
4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.
N/A
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?
N/A

Office of Management and Budget Review

(OMB Staff will complete this section.)

1. This legislation is supported by the general fund. Yes No

City of Kansas City, Missouri



Docket Memo

2. This fund has a structural imbalance.

Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Housing and Healthy Communities (Press tab after selecting.)

Which objectives are impacted by this legislation (select all that apply):

- Maintain and increase affordable housing supply to meet the demands of a diverse population
- Broaden the capacity and innovative use of funding sources for affordable housing
- Invest in neighborhood stabilization and revitalization to reduce blight, ensure sustainable housing, and improve the wellbeing of residents while sustaining their diverse cultures
- Ensure all occupants of residences have quality, efficient, and healthy housing with minimal economic or regulatory barriers
- Address the various needs of the City's most vulnerable population
- Utilize planning approaches to improve the City's neighborhoods

Prior Legislation

See CPC staff report

Service Level Impacts

See CPC staff report

Other Impacts

1. What will be the potential health impacts to any affected groups?

See CPC staff report



City of Kansas City, Missouri

Docket Memo

2. How have those groups been engaged and involved in the development of this ordinance?

In a multi-year process using a variety of virtual and in-person points of contact.

3. How does this legislation contribute to a sustainable Kansas City?

See CPC staff report

4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

This is the update to the City's plan which will not recommend specific projects and associated costs but could lead to future efforts in the implementation of the plan.

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

See CPC staff report.



File #: 230267

ORDINANCE NO. 230267

Sponsor: Councilmember Eric Bunch

Amending Chapter 88, Code of Ordinances, by repealing Section 88-321, Short Term Rental Regulations, and enacting in lieu thereof a new section of like number and subject matter; repealing Sections 88-110-03, 88-120-03, 88-130-04 and 88-140-03, Uses, and enacting in lieu thereof new sections of like number and subject matter; and repealing Section 88-810-1582, Short Term Rental Intermediary; in order to effectuate the transfer of the regulation of Short Term Rentals from Chapter 88 to Chapter 56 of the Code of Ordinances.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 88, Code of Ordinances, is hereby amended by repealing Section 88-110-03, Uses; Section 88-120-03, Uses; Section 88-130-04, Uses; and Section 88-140-03, Uses; and enacting in lieu thereof new sections of like number and subject matter, in order to identify the zoning districts where short term rentals are permitted and to transfer the regulation of such uses to Chapter 56 of the Code of Ordinances, said sections to read as follows:

88-110-03 USES

88-110-03-A. USE TABLE

Uses are allowed in R zoning districts in accordance with Table 110-1, below.

88-110-03-B. USE CLASSIFICATION SYSTEM

For the purpose of this zoning and development code, uses are classified into "use groups," "use categories," and "specific use types." These are described and defined in 88-805. The first column of Table 110-1 lists the groups, categories, and types allowed in one or more R districts.

88-110-03-C. PERMITTED USES

Uses identified with a "P" in Table 110-1 are permitted as-of-right in the subject zoning district, subject to compliance with any use standards identified in the final column of the table and all other applicable standards of this zoning and development code.

88-110-03-D. SPECIAL USES

Uses identified with an "S" in Table 110-1 may be allowed if reviewed and approved in accordance with the special use permit procedures of 88-525. Special uses are subject to compliance with any use standards identified in the final column of the table and all other applicable standards of this zoning and development code.

88-110-03-E. PROHIBITED USES

Uses not listed in the table and those identified with a "-" are expressly prohibited.

88-110-03-F. USE STANDARDS

The "use standards" column of Table 110-1 identifies use-specific standards that apply to some uses. Compliance with such standards is required regardless of whether the use is permitted as-of-right or requires special use approval.

88-110-03-G. SPECIAL STANDARDS ADJACENT TO AND WITHIN 150 FEET OF PARKS, BOULEVARDS, AND PARKWAYS

Additional regulations and restrictions on uses adjacent to parks, boulevards and parkways are imposed in Table 110-1, as follows:

1. Uses identified with a bracketed numeral one "[1]" are prohibited adjacent to and within 150 feet of any park, boulevard, or parkway.
2. Uses identified with a bracketed numeral two "[2]" require special use permit approval if adjacent to and within 150 feet of any park, boulevard, or parkway. (Refer to special use permit procedures in 88-525).
3. Uses identified with a bracketed numeral three "[3]":
 - a. are prohibited adjacent to and within 150 feet of any park or boulevard or within a development node, and
 - b. require special use permit approval if adjacent to and within 150 feet of any parkway.



Land use restrictions apply to property adjacent to and within 150 feet of parks, boulevards, and parkways. The 150-foot distance is measured from the nearest edge of the right-of-way of the boulevard or parkway or the property boundary of the park to the nearest property line of the lot occupied by, or proposed to be occupied by, the restricted use type. These restrictions apply only to that portion of the adjacent property (parcel or lot) located within 150 feet of the park, boulevard, or parkway.

Further, all uses or development adjacent to and within 150 feet of any boulevard or parkway (not including a park) and within ¼ mile of a development node shall comply with Boulevard and Parkway Standards per 88-323.



Boulevard and Parkway Standards (88-323) apply to property adjacent to and within 150 feet of, boulevards and parkways (not parks). The 150-foot distance is measured from the nearest edge of the right-of-way of the boulevard or parkway to the nearest property line of the lot occupied by, or proposed to be occupied by, the regulated land use. The standards apply only to that portion of the adjacent property (parcel or lot) located within 150 feet of the boulevard or parkway.

Table 110-1 Residential Districts Use												
USE (refer to 88-805 Use Groups and Categories)	GROUP	ZONING DISTRICT										Use Standards
Use » specific use type	Category	R-80	R-10	R-7.5	R-6	R-5	R-2.5	R-1.5	R-0.75	R-0.5	R-0.3	
RESIDENTIAL												
Household Living		P	P	P	P	P	P	P	P	P	P	88-110-06-C & 88-323
Group Living (except as noted below)		-	-	-	-	-	-	S	S	S	S	88-350
» Group homes		-	-	-	-	-	-	P	P	P	P	88-350
» Nursing home		S	S	S	S	S	S	P	P	P	P	88-350
PUBLIC/CIVIC												
Bicycle-Sharing Facilities		P	P	P	P	P	P	P	P	P	P	88-322
Club, Lodge, or Fraternal Organization		-	-	-	-	-	-	P	P	P	P	

College/University	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	88-365
Day Care												
» Home-based (1—5)	P	P	P	P	P	P	P	P	P	P	P	
» Family (up to 10)	P	P	P	P	P	P	P	P	P	P	P	88-330-01
» Group (up to 20)	P	S	S	S	S	S	P	P	P	P	P	88-330-02
» Center (21+)	P	-	-	-	-	-	-	-	-	-	-	88-330-02
Detention and Correctional Facilities	S[1]	-	-	-	-	-	-	-	-	-	-	88-335
Halfway House	S	-	-	-	-	-	-	-	-	-	-	88-352
Hospital	-	-	-	-	-	-	-	-	S	S		
Library/Museum/Cultural Exhibit	P/S	-	-	-	P/S	P/S	P/S	P/S	P/S	P/S	P/S	88-365
Park/Recreation	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	88-365
» Homes Association Amenities	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	88-805-03-H
Religious Assembly	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	88-365
Safety Service (except as noted below)	S	S	S	S	S	S	S	S	S	S	S	88-365
» Fire station	P	P	P	P	P	P	P	P	P	P	P	88-365
» Police station	P	P	P	P	P	P	P	P	P	P	P	88-365
School	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	88-365
Utilities and Services (except as noted below)	S[1]	S	S	S	S	S	S	S	S	S	S	
» Basic, minor	P	P	P	P	P	P	P	P	P	P	P	88-425-08-B
COMMERCIAL												
Animal Service												
» Shelter or boarding	P	-	-	-	-	-	-	-	-	-	-	88-315
» Stable	P	-	-	-	-	-	-	-	-	-	-	88-315
» Veterinary Office	P	-	-	-	-	-	-	-	-	-	-	
Entertainment Venues and Spectator Sports	S	-	-	-	-	-	-	-	-	-	-	
Funeral and Interment Service												
» Cemetery/columbarium/mausoleum	S	S	S	S	S	S	S	S	S	S	S	88-345
» Crematory	S	S	S	S	S	S	S	S	S	S	S	88-345
» Undertaking	-	-	-	-	-	-	-	-	S	S		
Lodging												
» Bed and breakfast	S	-	-	S	S	S	S	S	S	S	S	88-320
» Recreational vehicle park	S[1]	-	-	-	-	-	-	-	-	-	-	
» Short term rental	Permitted in all R Districts in accordance with Chapter 56 and 88-321.											
Neighborhood-serving retail	S	S	S	S	S	S	S	S	S	S	S	88-360
Office, Administrative,	-	-	-	-	-	-	S	S	S	S		

Professional or General												
Reuse of officially designated historic landmark (local or national) if proposed use is not permitted	S	S	S	S	S	S	S	S	S	S		
Sports and Recreation, Participant	S	-	-	-	-	-	-	-	-	-		
INDUSTRIAL												
Mining and Quarrying	S[2]	-	-	-	-	-	-	-	-	-		
Waste-Related Use (except as noted below)	-	-	-	-	-	-	-	-	-	-		
» Composting facility	S[1]	-	-	-	-	-	-	-	-	-		88-328
» Demolition debris landfill	S[1]	-	-	-	-	-	-	-	-	-		88-380
OTHER												
Agriculture, Animal	P/*	P/*	P/*	P/*	P/*	P/*	P/*	P/*	P/*	P/*	P/*	* Chapter 14
Agriculture, Crop	P	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	P/S	88-312-01
Agricultural, Urban												
» Home Garden	P	P	P	P	P	P	P	P	P	P	P	88-312-02-A
» Community Garden	P	P	P	P	P	P	P	P	P	P	P	88-312-02-B
» Community Supported Agriculture (CSA)	P	S	S	S	S	S	S	S	S	S	S	88-312-02-C
ACCESSORY SERVICES												
Wireless Communication Facility												
» Freestanding	P	-	-	-	-	-	-	-	-	-	-	88-385
» Co-located antenna	P	P	P	P	P	P	P	P	P	P	P	88-385

88-120-03 USES

88-120-03-A. USE TABLE

Uses are allowed in O and B zoning districts in accordance with Table 120-1, below.

88-120-03-B. USE CLASSIFICATION SYSTEM

For the purpose of this zoning and development code, uses are classified into "use groups," "use categories," and "specific use types." These are described and defined in 88-805. The first column of Table 120-1 lists the groups, categories, and types allowed in one or more O or B districts.

88-120-03-C. PERMITTED USES

Uses identified with a "P" in Table 120-1 are permitted as-of-right in the subject zoning district, subject to compliance with any use standards identified in the final column of the table and all other applicable standards of this zoning and development code.

88-120-03-D. SPECIAL USES

Uses identified with an "S" in Table 120-1 may be allowed if reviewed and approved in accordance with any special use permit procedures of 88-525. Special uses are subject to compliance with the use standards identified in the final column of the table and all other applicable standards of this zoning and development code.

88-120-03-E. PROHIBITED USES

Uses not listed in the table and those identified with a "-" are expressly prohibited.

88-120-03-F. USE STANDARDS

The "use standards" column of Table 120-1 identifies use-specific standards that apply to some uses. Compliance with such standards is required regardless of whether the use is permitted as-of-right or requires special use approval.

88-120-03-G. SPECIAL STANDARDS ADJACENT TO AND WITHIN 150 FEET OF PARKS, BOULEVARDS, AND PARKWAYS

Additional regulations and restrictions on uses adjacent to parks, boulevards and parkways are imposed in Table 120-1, as follows:

1. Uses identified with a bracketed numeral one "[1]" are prohibited adjacent to and within 150 feet of any park, boulevard, or parkway.
2. Uses identified with a bracketed numeral two "[2]" require special use permit approval if adjacent to and within 150 feet of any park, boulevard, or parkway. (Refer to special use permit procedures in 88-525).
3. Uses identified with a bracketed numeral three "[3]":
 - a. are prohibited adjacent to and within 150 feet of any park or boulevard or within a development node, and
 - b. require special use permit approval if adjacent to and within 150 feet of any parkway.



Land use restrictions apply to property adjacent to and within 150 feet of parks, boulevards, and parkways. The 150-foot distance is measured from the nearest edge of the right-of-way of the boulevard or parkway or the property boundary of the park to the nearest property line of the lot occupied by, or proposed to be occupied by, the restricted use type. These restrictions apply only to that portion of the adjacent property (parcel or lot) located within 150 feet of the park, boulevard, or parkway.

Further, all uses or development adjacent to and within 150 feet of any boulevard or parkway (not including a park) and within ¼ mile of a development node shall comply with Boulevard and Parkway Standards per 88-323.



Boulevard and Parkway Standards (88-323) apply to property adjacent to and within 150 feet of, boulevards and parkways (not parks). The 150-foot distance is measured from the nearest edge of the right-of-way of the boulevard or parkway to the nearest property line of the lot occupied by, or proposed to be occupied by, the regulated land use. The standards apply only to that portion of the adjacent property (parcel or lot) located within 150 feet of the boulevard or parkway.

88-120-03-H. SPECIAL STANDARDS FOR PROPERTIES LOCATED WITHIN THE AREA KNOWN AS THE COUNTRY CLUB PLAZA

Additional restrictions on uses located within the area known as the Country Club Plaza, which is the area bounded by Summit Street, Jefferson Street, and Pennsylvania Avenue on the west; W 47th Street, W 46th Street, and W 46th Terrace on the north; Broadway, Wyandotte Street, and JC Nichols Parkway on the east; and Ward Parkway on the south ("Country Club Plaza") are imposed in Table 120-1, as follows:

1. Uses identified with a bracketed numeral four "[4]" are prohibited within the Country Club Plaza.
2. Uses identified with a bracketed numeral five "[5]" require special use permit approval if located within the Country Club Plaza. (Refer to special use permit procedures in 88-525.)
3. Detached houses are prohibited within the Country Club Plaza.

Table Office, Business, and Commercial Districts Use							120-1 Table
USE (refer to 88-805 Use Categories)	GROUP Use Groups and Categories	ZONING DISTRICT					Use Standards
Use » specific use type	Category	O	B1	B2	B3	B4	
RESIDENTIAL							
Household Living							
» Detached houses		P	P	P	P	P	88-120-03-H.3
» In any other residential building type		-	P	P	P	P	88-323
» In mixed-use building		P	P	P	P	P	
Group Living		P	P	P	P	P[5]	
PUBLIC/CIVIC							
Bicycle Sharing Facilities		P	P	P	P	P	88-322
Club, Lodge, or Fraternal Organization		P	P	P	P	P[5 for Ground Floor Uses]	
College/University		P	P	P	P	P[5 for Ground Floor Uses]	
Day Care							
» Home-based (1—5)		P	P	P	P	P[5 for Ground Floor Uses]	
» Family (up to 10)		P	P	P	P	P[5 for Ground Floor Uses]	
» Group (up to 20)		P	P	P	P	P[5 for Ground Floor Uses]	
» Center (21+)		P	P	P	P	P[5 for Ground Floor Uses]	
Hospital		S	P	P	P	P[5 for Ground Floor	

					Uses]	
Library/Museum/Cultural Exhibit	P	P	P	P	P	
Park/Recreation	P	P	P	P	P	
Religious Assembly	P	P	P	P	P	
Safety Service						
» Fire station	P	P	P	P	P[4]	
» Police station	P	P	P	P	P	
» Ambulance service	S	S	S	P	P[4]	
School	P	P	P	P	P[5 for Ground Floor Uses]	
Utilities and Services (except as noted below)	S[1]	S[1]	S[1]	S[1]	S[1][5]	
» Basic, minor	P	P	P	P	P	88-425-08-B
COMMERCIAL						
Adult Business						
» Adult media store	-	-	P[1]	P[1]	P[1][4]	88-310-03
» Adult motion picture theater	-	-	-	P[1]	P[1][4]	88-310-02
» Sex shop	-	-	-	P[1]	P[1][4]	88-310-02
Animal Service						
» Sales and grooming	-	P	P	P	P	88-315
» Shelter or boarding	-	-	P	P	P[4]	88-315
» Stable	-	-	-	-	S[4]	88-315
» Veterinary	-	-	P	P	P[5 for Ground Floor Uses]	88-315
Artist Work or Sales Space	-	P	P	P	P	
Building Maintenance Service	-	-	-	P	P[5]	
Business Equipment Sales and Service	-	-	P	P	P	
Business Support Service (except as noted below)	-	-	P	P	P[5]	
» Day labor employment agency	-	-	-	-	S[1][4]	88-331
Communications Service Establishments	P	-	P	P	P[5]	
Drive-Through Facility	-	-	P[2]	P[2]	P[2]	88-338 and 88-340
Eating and Drinking Establishments (except as noted below)	P	P	P	P	P	
» Tavern or nightclub	-	-	P	P	P	
Entertainment Venues and Spectator Sports						
» Indoor small venue (1—149 capacity)	-	-	P	P	P[5 for Ground	

					Floor Uses]	
» Indoor medium venue (150—499 capacity)	-	-	S	P	P[5 for Ground Floor Uses]	
» Indoor large venue (500+ capacity)	-	-	-	S	P[5 for Ground Floor Uses]	
» Outdoor (all sizes)	-	-	-	S	P[5]	
Financial Services (except as noted below)	S	P	P	P	P	
» Pawn shop	-	P	P	P	P	
» Short-term loan establishment	-	-	P[1]	P[1]	P[1][4]	88-325
Food and Beverage Retail Sales	-	P	P	P	P	
Funeral and Interment Service						
» Cemetery/columbarium/mausoleum	S	S	S	S	S	88-345
» Cremating	-	S	S	S	S	88-345-02
» Undertaking	-	S	P	P	P[5]	88-345
Gasoline and Fuel Sales	-	S[3]	S[3]	S[3]	P[3][5]	88-323
Lodging						
» Bed and Breakfast	-	P	P	P	P[5 for Ground Floor Uses]	88-320
» Hotel/motel	-	-	-	P[2]	P[2]	88-323
» Recreational vehicle park	-	-	-	S[1]	S[1][4]	
» Short term rental	-	P	P	P	P	Chapter 56
Mobile Vendor Park	-	-	-	P	P	88-358
Office, Administrative, Professional or General	P	P	P	P	P[5 for Ground Floor Uses]	
Office, Medical	P	P	P	P	P[5 for Ground Floor Uses]	
» Blood/plasma center	-	-	-	S	S	
Parking, Accessory	P	P	P	P	P	88-323
Parking, Non-accessory	-	-	S[1]	P[1]	P[1]	
Personal Improvement Service	P	P	P	P	P	
Repair or Laundry Service, Consumer	-	P	P	P	P	
Research Service	P	P	P	P	P[5 for Ground	

					Floor Uses]	
Retail Sales	-	P	P	P	P	
» Outdoor Retail Sales - Class A	-	P	P	P	P	88-366-01
» Outdoor Retail Sales - Class B	-	-	-	P	P[4]	88-366-02
Reuse of officially designated historic landmark (local or national) if proposed use is not permitted	S	S	S	S	S	
Sports and Recreation, Participant						
» Indoor	-	P	P	P	P[5 for Ground Floor Uses]	
» Outdoor	-	-	-	P	P[5 for Ground Floor Uses]	
Vehicle Sales and Service						
» Car wash/cleaning service	-	-	S[1]	P[1]	P[1][5, if not within a parking structure]	
» Heavy equipment sales/rental	-	-	-	S[1]	P[1][4]	
» Light equipment sales/rental (indoor)	-	-	P[2]	P[2]	P[2]	88-323
» Light equipment sales/rental (outdoor)	-	-	S[1]	S[1]	P[1][5, if not within a parking structure]	
» Motor vehicle repair, limited	-	-	S[2]	P[2]	P[2][5]	88-323
» Motor vehicle repair, general	-	-	-	S[2]	P[2][5]	88-323
» Vehicle storage/towing	-	-	-	-	P[1][4]	88-375
INDUSTRIAL						
Manufacturing, Production and Industrial Service						
» Artisan	-	P/S	P	P	P	88-318
» Limited	-	-	-	-	S[4]	
» General	-	-	-	-	S[2][4]	88-323
» Intensive	-	-	-	-	-	
Recycling Service						
» Limited	-	-	-	-	S[1][4]	
Self-Storage Warehouse	-	-	-	-	P[2][4]	88-323, 88-369
Warehousing, Wholesaling, Storage, Freight Movement						

» Indoor	-	-	-	-	P[2][4]	88-323, 88-378
» Outdoor	-	-	-	-	-	88-378
AGRICULTURAL						
Agriculture, Animal	P/*	P/*	P/*	P/*	P/*[4]	*Chapter 14
Agriculture, Crop	P	P	P	P	P[4]	88-312-01
Agriculture, Urban						
» Home Garden	P	P	P	P	P	88-312-02-A
» Community Garden	P	P	P	P	P[4]	88-312-02-B
» Community Supported Agriculture (CSA)	P	P	P	P	P[4]	88-312-02-C
ACCESSORY SERVICES						
Wireless Communication Facility						
» Freestanding	-	-	P[1]	P[1]	P[1][4]	88-385
» Co-located antenna	P	P	P	P	P[5]	88-385

88-130-04 USES

88-130-04-A. USE TABLE

Uses are allowed in the D zoning districts in accordance with Table 130-1, below.

88-130-04-B. USE CLASSIFICATION SYSTEM

For the purpose of this zoning and development code, uses are classified into "use groups," "use categories," and "specific use types." These are described and defined in 88-805. The first column of Table 130-1 lists the groups, categories, and types allowed in one or more D districts.

88-130-04-C. PERMITTED USES

Uses identified with a "P" in Table 130-1 are permitted as-of-right in the subject zoning district, subject to compliance with any use standards identified in the final column of the table and all other applicable standards of this zoning and development code.

88-130-04-D. SPECIAL USES

Uses identified with an "S" in Table 130-1 may be allowed if reviewed and approved in accordance with the special use permit procedures of 88-525. Special uses are subject to compliance with any use standards identified in the final column of the table and all other applicable standards of this zoning and development code.

88-130-04-E. PROHIBITED USES

Uses not listed in the use table and those identified with a "-" are expressly prohibited.

88-130-04-F. USE STANDARDS

The "use standards" column of Table 130-1 identifies use-specific standards that apply to some uses. Compliance with such standards is required regardless of whether the use is permitted as-of-right or requires special use approval.

88-130-04-G. SPECIAL STANDARDS ADJACENT TO AND WITHIN 150 FEET OF PARKS, BOULEVARDS, AND PARKWAYS

Additional regulations and restrictions on uses adjacent to parks, boulevards and parkways are imposed in table 130-1, as follows:

1. Uses identified with a bracketed numeral one "[1]" are prohibited adjacent to and within 150 feet of any park, boulevard, or parkway.
2. Uses identified with a bracketed numeral two "[2]" require special use permit approval if adjacent to and within 150 feet of any park, boulevard, or parkway. (Refer to special use permit procedures in 88-525).
3. Uses identified with a bracketed numeral three "[3]":
 - a. are prohibited adjacent to and within 150 feet of any park or boulevard or within a development node, and
 - b. require special use permit approval if adjacent to and within 150 feet of any parkway.



Land use restrictions apply to property adjacent to and within 150 feet of parks, boulevards, and parkways. The 150-foot distance is measured from the nearest edge of the right-of-way of the boulevard or parkway or the property boundary of the park to the nearest property line of the lot occupied by, or proposed to be occupied by, the restricted use type. These restrictions apply only to that portion of the adjacent property (parcel or lot) located within 150 feet of the park, boulevard, or parkway.

Further, all uses or development adjacent to and within 150 feet of any boulevard or parkway (not including a park) and within ¼ mile of a development node shall comply with Boulevard and Parkway Standards per 88-323.



Boulevard and Parkway Standards (88-323) apply to property adjacent to and within 150 feet of boulevards and parkways (not parks). The 150-foot distance is measured from the nearest edge of the right-of-way of the boulevard or parkway to the nearest property line of the lot occupied by, or proposed to be occupied by, the regulated land use. The standards apply only to that portion of the adjacent property (parcel or lot) located within 150 feet of the boulevard or parkway.

<u>USE</u> <u>(refer to 88-805 Use Groups and Categories)</u>	<u>GROUP</u>	<u>Zoning District</u>			<u>Use Standards</u>
<u>Use</u> <u>» specific use type</u>	<u>Category</u>	<u>DC</u>	<u>DX</u>	<u>DR</u>	
<u>RESIDENTIAL</u>					
<u>Household Living</u>					
<u>» Single-family home</u>		<u>P</u>	<u>P</u>	<u>P</u>	
<u>» In single-purpose residential building</u>		<u>P</u>	<u>P</u>	<u>P</u>	<u>88-323</u>
<u>» In mixed-use building</u>		<u>P</u>	<u>P</u>	<u>P</u>	
<u>Group Living</u>		<u>S</u>	<u>S</u>	<u>S</u>	
<u>PUBLIC/CIVIC</u>					
<u>Bicycle Sharing Facilities</u>		<u>P</u>	<u>P</u>	<u>P</u>	<u>88-322</u>
<u>Club, Lodge, or Fraternal Organization</u>		<u>P</u>	<u>P</u>	<u>P</u>	
		<u>P</u>	<u>P</u>	<u>P</u>	
<u>Day Care</u>					
<u>» Home-based (1—5)</u>		<u>P</u>	<u>P</u>	<u>P</u>	
<u>» Family (up to 10)</u>		<u>P</u>	<u>P</u>	<u>P</u>	
<u>» Group (up to 20)</u>		<u>P</u>	<u>P</u>	<u>S</u>	

<u>» Center (21+)</u>	<u>P</u>	<u>P</u>	<u>S</u>	
<u>Hospital</u>	<u>S</u>	<u>S</u>	<u>S</u>	
<u>Library/Museum/Cultural Exhibit</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Park/Recreation (except as noted below)</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>» Community center</u>	<u>P</u>	<u>P</u>	<u>P/S</u>	<u>88-365</u>
<u>Religious Assembly</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Safety Service</u>				
<u>» Fire Station</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>88-365</u>
<u>» Police Station</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>88-365</u>
<u>» Ambulance service</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>88-365</u>
<u>School</u>	<u>P</u>	<u>P</u>	<u>P/S</u>	<u>88-365</u>
<u>Utilities and Services (except as noted below)</u>	<u>S[1]</u>	<u>S[1]</u>	<u>S[1]</u>	
<u>» Basic, minor</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>88-425-08-B</u>
<u>COMMERCIAL</u>				
<u>Adult Business</u>				
<u>» Adult media store</u>	<u>P[1]</u>	<u>P[1]</u>	<u>-</u>	<u>88-310-03</u>
<u>» Adult motion picture theater</u>	<u>P[1]</u>	<u>P[1]</u>	<u>-</u>	<u>88-310-02</u>
<u>» Sex shop</u>	<u>P[1]</u>	<u>P[1]</u>	<u>-</u>	<u>88-310-02</u>
<u>Animal Service</u>				
<u>» Sales and grooming</u>	<u>P</u>	<u>P</u>	<u>S</u>	<u>88-315</u>
<u>» Shelter or boarding</u>	<u>P</u>	<u>P</u>	<u>-</u>	<u>88-315</u>
<u>» Stable</u>	<u>-</u>	<u>S</u>	<u>-</u>	<u>88-315</u>
<u>» Veterinary</u>	<u>P</u>	<u>P</u>	<u>S</u>	<u>88-315</u>
<u>Artist Work or Sales Space</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Building Maintenance Service</u>	<u>P</u>	<u>P</u>	<u>-</u>	
<u>Business Equipment Sales and Service</u>	<u>P</u>	<u>P</u>	<u>-</u>	
<u>Business Support Service (except as noted below)</u>	<u>P</u>	<u>P</u>	<u>-</u>	
<u>» Day labor employment agency</u>	<u>-</u>	<u>S[1]</u>	<u>-</u>	
<u>Communications Service Establishments</u>	<u>P</u>	<u>P</u>	<u>-</u>	
<u>Drive-Through Facility</u>	<u>S[2]</u>	<u>S[2]</u>	<u>-</u>	<u>88-338 & 88-340</u>
<u>Eating and Drinking Establishments (except as noted below)</u>	<u>P</u>	<u>P</u>	<u>P</u>	

» Tavern or nightclub	<u>P</u>	<u>P</u>	<u>S</u>	
<u>Entertainment Venues and Spectator Sports</u>				
» Indoor small venue (1—149 capacity)	<u>P</u>	<u>P</u>	<u>S</u>	
» Indoor medium venue (150—499 capacity)	<u>P</u>	<u>P</u>	<u>S</u>	
» Indoor large venue (500+ capacity)	<u>S</u>	<u>S</u>	<u>S</u>	
» Outdoor (all sizes)	<u>S</u>	<u>S</u>	<u>S</u>	
<u>Financial Services (except as noted below)</u>				
» Pawn shop	-	<u>S[1]</u>	-	
» Short-term loan establishment	-	<u>P[1]</u>	-	88-325
<u>Food and Beverage Retail Sales</u>				
<u>Funeral and Interment Service</u>				
» Cemetery/columbarium/mausoleum	-	-	-	
» Cremating	-	-	-	
» Undertaking	<u>P[2]</u>	<u>P[2]</u>	-	88-345
<u>Gasoline and Fuel Sales</u>				
	<u>S[3]</u>	<u>S[3]</u>	-	88-323
<u>Lodging</u>				
» Bed and Breakfast	<u>P</u>	<u>P</u>	<u>P</u>	
» Hotel/motel	<u>P[2]</u>	<u>P[2]</u>	<u>S[2]</u>	88-323
» Short term rental	<u>P</u>	<u>P</u>	<u>P</u>	Chapter 56
<u>Mobile Vendor Park</u>				
	<u>P</u>	<u>P</u>	-	88-358
<u>Office, Administrative, Professional or General</u>				
	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Office, Medical</u>				
» Blood/plasma center	<u>S</u>	<u>S</u>	-	
<u>Parking, Accessory</u>				
	<u>P</u>	<u>P</u>	<u>P</u>	88-323
<u>Parking, Non-accessory</u>				
	<u>S[1]</u>	<u>S[1]</u>	<u>S[1]</u>	
<u>Personal Improvement Service</u>				
	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Repair or Laundry Service, Consumer</u>				
	<u>P</u>	<u>P</u>	<u>S</u>	
<u>Research Service</u>				
	<u>P</u>	<u>P</u>	<u>S</u>	
<u>Retail Sales</u>				
» Outdoor Retail Sales - Class A	<u>P</u>	<u>P</u>	<u>P</u>	88-366-01
<u>Reuse of officially designated historic landmark (local or national) if proposed use is not permitted</u>				
	<u>S</u>	<u>S</u>	<u>S</u>	

<u>Sports and Recreation, Participant</u>				
» <u>Indoor</u>	<u>P</u>	<u>P</u>	<u>S</u>	
» <u>Outdoor</u>	<u>S</u>	<u>S</u>	<u>S</u>	
<u>Vehicle Sales and Service</u>				
» <u>Car wash/cleaning service</u>	<u>S[1]</u>	<u>S[1]</u>	-	
» <u>Heavy equipment sales/rental</u>	-	<u>S[1]</u>	-	
» <u>Light equipment sales/rental (indoor)</u>	<u>S[2]</u>	<u>S[2]</u>	-	<u>88-323</u>
» <u>Light equipment sales/rental (outdoor)</u>	<u>S[1]</u>	<u>S[1]</u>	-	
» <u>Motor vehicle repair, limited</u>	<u>S[2]</u>	<u>S[2]</u>	-	<u>88-323</u>
» <u>Motor vehicle repair, general</u>	-	<u>S[2]</u>	-	<u>88-323</u>
» <u>Vehicle storage/towing</u>	-	<u>S[1]</u>	-	<u>88-375</u>
<u>INDUSTRIAL</u>				
<u>Manufacturing, Production and Industrial Service</u>				
» <u>Artisan</u>	<u>P</u>	<u>P</u>	<u>P/S</u>	<u>88-318</u>
» <u>Limited</u>	<u>S</u>	<u>S</u>	<u>S</u>	
» <u>General</u>	<u>S</u>	<u>S[2]</u>	-	<u>88-323</u>
<u>Recycling Service</u>				
» <u>Limited</u>	-	<u>S[1]</u>	-	
<u>Self-Storage Warehouse</u>	-	<u>S[2]</u>	-	<u>88-323</u> <u>88-369</u>
<u>Warehousing, Wholesaling, Storage, and Freight Movement</u>				
» <u>Indoor</u>	<u>S[2]</u>	<u>S[2]</u>	=	<u>88-323</u> <u>88-378</u>
» <u>Outdoor</u>		<u>S[2]</u>	-	<u>88-323</u> <u>88-378</u>
<u>AGRICULTURAL</u>				
<u>Agriculture, Animal</u>	-	<u>P/*</u>	-	<u>Chapter 14</u>
<u>Agriculture, Crop</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>88-312-01</u>
<u>Agriculture, Urban</u>				
» <u>Home Garden</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>88-312-02-A</u>
» <u>Community Garden</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>88-312-02-B</u>
» <u>Community Supported Agriculture (CSA)</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>88-312-02-C</u>
<u>ACCESSORY</u>				

<u>Wireless Communication Facility</u>				
<u>» Freestanding</u>	<u>-</u>	<u>-</u>	<u>-</u>	
<u>» Co-located antenna</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>88-385</u>

88-140-03 USES

88-140-03-A. USE TABLE

Uses are allowed in M zoning districts in accordance with Table 140-1, below.

88-140-03-B. USE CLASSIFICATION SYSTEM

For the purpose of this zoning and development code, uses are classified into "use groups," "use categories," and "specific use types." These are described and defined in 88-805. The first column of Table 140-1 lists the groups, categories, and types allowed in M districts.

88-140-03-C. PERMITTED USES

Uses identified with a "P" in Table 140-1 are permitted as-of-right in the subject zoning district, subject to compliance with any use standards identified in the final column of the table and all other applicable standards of this zoning and development code.

88-140-03-D. SPECIAL USES

Uses identified with an "S" in Table 140-1 may be allowed if reviewed and approved in accordance with the special use permit procedures of 88-525. Special uses are subject to compliance with the use standards identified in the final column of the table and all other applicable standards of this zoning and development code.

88-140-03-E. PROHIBITED USES

Uses not listed and those identified with a "-" are expressly prohibited.

88-140-03-F. USE STANDARDS

The "use standards" column of Table 140-1 identifies use-specific standards that apply to some uses. Compliance with such standards is required regardless of whether the use is permitted as-of-right or requires special use approval.

88-140-03-G. SPECIAL STANDARDS ADJACENT TO AND WITHIN 150 FEET OF PARKS, BOULEVARDS, AND PARKWAYS

Additional regulations and restrictions on uses adjacent to parks, boulevards and parkways are imposed in table 140-1, as follows:

1. Uses identified with a bracketed numeral one "[1]" are prohibited adjacent to and within 150 feet of any park, boulevard, or parkway.
2. Uses identified with a bracketed numeral two "[2]" require special use permit approval if adjacent to and within 150 feet of any park, boulevard, or parkway. (Refer to special use permit procedures in 88-525).
3. Uses identified with a bracketed numeral three "[3]":

- a. are prohibited adjacent to and within 150 feet of any park or boulevard or within a development node, and
- b. require special use permit approval if adjacent to and within 150 feet of any parkway.



Land use restrictions apply to property adjacent to and within 150 feet of parks, boulevards, and parkways. The 150-foot distance is measured from the nearest edge of the right-of-way of the boulevard or parkway or the property boundary of the park to the nearest property line of the lot occupied by, or proposed to be occupied by, the restricted use type. These restrictions apply only to that portion of the adjacent property (parcel or lot) located within 150 feet of the park, boulevard, or parkway.

Further, all uses or development adjacent to and within 150 feet of any boulevard or parkway (not including a park) and within ¼ mile of a development node shall comply with Boulevard and Parkway Standards per 88-323.



Boulevard and Parkway Standards (88-323) apply to property adjacent to and within 150 feet of boulevards and parkways (not parks). The 150-foot distance is measured from the nearest edge of the right-of-way of the boulevard or parkway to the nearest property line of the lot occupied

by, or proposed to be occupied by, the regulated land use. The standards apply only to that portion of the adjacent property (parcel or lot) located within 150 feet of the boulevard or parkway.

Table					140-1	
Manufacturing Districts Use Table						
<u>USE</u> (refer to 88-805 Use Groups and Categories)	<u>GROUP</u>	<u>Zoning District</u>				<u>Use Standards</u>
<u>Use</u> » specific use type	<u>Category</u>	<u>M1</u>	<u>M2</u>	<u>M3</u>	<u>M4</u>	
<u>RESIDENTIAL</u>						
<u>Household Living</u>						
» Single-family home		<u>S</u>	=	=	=	
» In single-purpose residential building		<u>P</u>	<u>S</u>	=	=	
» In mixed-use building		<u>P</u>	<u>S</u>	=	=	
<u>Group living</u>		<u>S</u>	=	=	=	
<u>PUBLIC/CIVIC</u>						
<u>Bicycle Sharing Facility</u>		<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>88-322</u>
<u>Club, Lodge, or Fraternal Organization</u>		<u>P</u>	<u>P</u>	=	=	
<u>College/University</u>		<u>P</u>	<u>P</u>	=	=	
<u>Day Care</u>		<u>P</u>	<u>P</u>	<u>S</u>	<u>S</u>	
<u>Detention and Correctional Facilities</u>		<u>S[1]</u>	<u>S[1]</u>	<u>S[1]</u>	<u>S[1]</u>	<u>88-335</u>
<u>Halfway House</u>		<u>S</u>	<u>S</u>	<u>S</u>	<u>S</u>	<u>88-352</u>
<u>Hospital</u>		<u>P</u>	=	=	=	
<u>Park/Recreation</u>		<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Religious Assembly</u>		<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Safety Service</u>		<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Schools</u>		<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Utilities and Services (except as noted below)</u>		<u>S[1]</u>	<u>S[1]</u>	<u>S[1]</u>	<u>S[1]</u>	
» Basic, minor		<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>88-425-08-B</u>
<u>COMMERCIAL</u>						
<u>Adult Business</u>						
» Adult media store		<u>P[1]</u>	<u>P[1]</u>	<u>P[1]</u>	<u>P[1]</u>	<u>88-310</u>
» Adult motion picture theater		<u>P[1]</u>	<u>P[1]</u>	<u>P[1]</u>	<u>P[1]</u>	<u>88-310</u>

<u>» Sex shop</u>	<u>P[1]</u>	<u>P[1]</u>	<u>P[1]</u>	<u>P[1]</u>	<u>88-310</u>
<u>Animal Service</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>88-315</u>
<u>Artist Work or Sales Space</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Building Maintenance Service</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Business Equipment Sales and Service</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Business Support Service (except as noted below)</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>» Day labor employment agency</u>	<u>S[1]</u>	<u>S[1]</u>	<u>P[1]</u>	<u>P[1]</u>	
<u>Communications Service Establishments</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Drive-through Facility</u>	<u>P[2]</u>	<u>P[2]</u>	<u>-</u>	<u>-</u>	<u>88-340</u>
<u>Eating and Drinking Establishments</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Entertainment Venues and Spectator Sports</u>	<u>P</u>	<u>S</u>	<u>S</u>	<u>-</u>	
<u>Financial Services (except as noted below)</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>» Pawn shop</u>	<u>P[1]</u>	<u>S[1]</u>	<u>S[1]</u>	<u>S[1]</u>	
<u>» Short-term loan establishment</u>	<u>P[1]</u>	<u>P[1]</u>	<u>P[1]</u>	<u>P[1]</u>	<u>88-325</u>
<u>Food and Beverage Retail Sales</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Funeral and Interment Service</u>					
<u>» Cemetery/columbarium/mausoleum</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>-</u>	
<u>» Cremating</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>» Undertaking</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Gasoline and Fuel Sales</u>	<u>P[3]</u>	<u>P[3]</u>	<u>P[3]</u>	<u>P[3]</u>	<u>88-323</u>
<u>Lodging (except as noted below)</u>					
<u>» Hotel/motel</u>	<u>S[1]</u>	<u>-</u>	<u>-</u>	<u>-</u>	
<u>» Short term rental</u>	<u>P</u>	<u>-</u>	<u>-</u>	<u>-</u>	<u>Chapter 56</u>
<u>Mobile Vendor Park</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>-</u>	<u>88-358</u>
<u>Office, Administrative, Professional or General</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Office, Medical</u>	<u>P</u>	<u>P</u>	<u>-</u>	<u>-</u>	
<u>Parking, Accessory</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Parking, Non-accessory</u>	<u>P[1]</u>	<u>P[1]</u>	<u>P[1]</u>	<u>P[1]</u>	
<u>Personal Improvement Service</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Repair or Laundry Service, Consumer</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>-</u>	
<u>Research Service</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	
<u>Retail Sales</u>	<u>P</u>	<u>P</u>	<u>P</u>	<u>P</u>	

» Outdoor Retail Sales - Class A	P	P	P	P	88-366-01
» Outdoor Retail Sales - Class B	P	P	P	P	88-366-02
Reuse of officially designated historic landmark (local or national) if proposed use is not permitted	S	S	S	S	
Sports and Recreation, Participant	P	S	S	-	
Vehicle Sales and Service					
» Car wash/cleaning service	P[1]	P[1]	P[1]	P[1]	
» Heavy equipment sales/rental	P[1]	P[1]	P[1]	P[1]	
» Light equipment sales/rental (indoor)	P[2]	P[2]	-	-	88-323
» Light equipment sales/rental (outdoor)	P[1]	P[1]	-	-	
» Motor vehicle repair, limited	P[2]	P[2]	P[2]	P[2]	88-323
» Motor vehicle repair, general	P[2]	P[2]	P[2]	P[2]	88-323
» Vehicle storage/towing	P[1]	P[1]	P[1]	P[1]	88-375
INDUSTRIAL					
Junk/Salvage Yard	-	-	S[1]	P[1]	88-425-09
Manufacturing, Production and Industrial Service					
» Artisan	P	P	P	P	88-318
» Limited	P	P	P	P	
» General	S[2]	P[2]	P[2]	P[2]	88-323
» Intensive	-	-	P[1]	P[1]	
Mining/Quarrying	S	S	S	S	88-355
Recycling Service					
» Limited	P[1]	P[1]	P[1]	P[1]	
» General	S	S	S	P	
Self-Storage Warehouse	P[2]	P[2]	P[2]	-	88-323 & 88-369
Warehousing, Wholesaling, Storage, and Freight Movement					
» Indoor	P[2]	P[2]	P[2]	P[2]	88-378
» Outdoor	S[1]	P[1]	P[2]	P[2]	88-378
Waste-Related Use					
» Composting facility	S[1]	S[1]	S[1]	S[1]	88-328
» Demolition debris landfill	S[1]	S[1]	S[1]	S[1]	88-380
» Solid waste separation facility	-	-	S[1]	S[1]	88-380

» Transfer station	=	=	S[1]	S[1]	88-380
<u>AGRICULTURAL</u>					
<u>Agriculture, Animal</u>	P/*	P/*	P/*	P/*	Chapter 14
<u>Agriculture, Crop</u>	P	P	P	P	88-312-01
<u>Agriculture, Urban</u>					
» Home garden	P	P	P	P	88-312-02-A
» Community garden	P	P	P	P	88-312-02-B
» Community supported agriculture (CSA)	P	P	P	P	88-312-02-C
<u>ACCESSORY SERVICES</u>					
<u>Wireless Communication Facility</u>					
» Freestanding	P[1]	P[1]	P[1]	P[1]	88-385
» Co-located antenna	P	P	P	P	88-385

Section 2. That Chapter 88, Code of Ordinances, is hereby amended by repealing Section 88-321, Short Term Rental Regulations, and enacting in lieu thereof a new section of like number and subject matter, with said new section to read as follows:

88-321 SHORT TERM RENTALS

88-321-01 WHERE PERMITTED

Except lodging otherwise permitted by 88-305-12 (and Bed and Breakfast as permitted by 88-320), Short Term Rentals are permitted in accordance with Chapter 56 of the code of ordinances in the following zoning districts: AG-R, R, B, D, UR, MPD, and M1.

Section 3. Repealing Section 88-810-1581, Short Term Rental Intermediary.

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

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
Senior Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Neighborhoods

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

Sponsor: Councilmember Eric Bunch Amending Chapter 88, Code of Ordinances, by repealing Section 88-321, Short Term Rental Regulations, and enacting in lieu thereof a new section of like number and subject matter; repealing Sections 88-110-03, 88-120-03, 88-130-04 and 88-140-03, Uses, and enacting in lieu thereof new sections of like number and subject matter; and repealing Section 88-810-1582, Short Term Rental Intermediary; in order to effectuate the transfer of the regulation of Short Term Rentals from Chapter 88 to Chapter 56 of the Code of Ordinances.

Discussion

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No

2. What is the funding source?

N/A

3. How does the legislation affect the current fiscal year?

It does not have any fiscal impact.

4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

No.

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?

No.



City of Kansas City, Missouri

Docket Memo

Office of Management and Budget Review

(OMB Staff will complete this section.)

- 1. This legislation is supported by the general fund. Yes No
- 2. This fund has a structural imbalance. Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Housing and Healthy Communities (Press tab after selecting.)

Which objectives are impacted by this legislation (select all that apply):

- Maintain and increase affordable housing supply to meet the demands of a diverse population
- Broaden the capacity and innovative use of funding sources for affordable housing
- Invest in neighborhood stabilization and revitalization to reduce blight, ensure sustainable housing, and improve the wellbeing of residents while sustaining their diverse cultures
- Ensure all occupants of residences have quality, efficient, and healthy housing with minimal economic or regulatory barriers
- Address the various needs of the City's most vulnerable population
- Utilize planning approaches to improve the City's neighborhoods

Prior Legislation

Ordinance 221069

Service Level Impacts

N/A

Other Impacts



City of Kansas City, Missouri

Docket Memo

1. What will be the potential health impacts to any affected groups?

N/A

2. How have those groups been engaged and involved in the development of this ordinance?

N/A

3. How does this legislation contribute to a sustainable Kansas City?

It places the Short Term Rental regulations under the appropriate chapter to be monitored and upheld.

4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?

N/A

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

N/A



File #: 230268

ORDINANCE NO. 230268

Sponsor(s): Councilmember Eric Bunch and Mayor Quinton Lucas

Amending Chapter 56, Code of Ordinances, by enacting new Article VIII, entitled “Short-Term Rental Registration,” which would become effective May 15, 2023, and requires short-term rentals operating in the City to register with the City on an annual basis, pay an annual registration fee, certify various safety information and the identity of the natural person who will reside on the property as a long-term resident or such person who has management control and responsibility for the short-term rental, and provides density restrictions for non-resident short-term rentals, penalty provisions for both short-term rentals and their booking service providers for non-compliance with such registration requirements, and places recordkeeping requirements on both short-term rentals and their booking service providers.

WHEREAS, a recent City Audit highlighted the proliferation of short-term rentals in the City and potential limitations in City’s capacity to regulate short-term rentals through its existing regulations in Chapter 88 of the City Code, Sections 88-321-01 through 88-321-04, administered and enforced through the City’s Planning and Development Department; and

WHEREAS, on December 15, 2022, the City Council passed Resolution No. 221069, directing the City Manager to begin transition of regulatory duties concerning short-term rentals from the City Planning and Development Department to the Neighborhood Services Department, which included a directive to make any necessary personnel changes, secure any necessary funding, and to propose any appropriate, corresponding amendments to the City’s Code in order to effectuate this transition, and to complete such tasks within 90 days; and

WHEREAS, City seeks to identify short-term rentals operating in the City, better ensure they operate in a manner consistent with public health and safety and promote accountability and preserve the established character of existing neighborhoods, gain contact information for code enforcement and compliance, and encourage the cooperation of short-term rental booking service providers in accomplishing these purposes.

WHEREAS, in connection with the enactment of this new article within Chapter 56, City intends, via separate ordinance, to appropriately revise the existing short-term rental regulations in Chapter 88 of its Code to clarify the overall regulatory approach toward short-term rentals; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Chapter 56, Code of Ordinances, is hereby amended by enacting a new Article VIII, entitled “Short-Term Rental Registration,” to read as follows:

**CHAPTER 56, ARTICLE VIII.
SHORT-TERM RENTAL REGISTRATION**

Sec. 56-801. Effective date and purpose.

The provisions of this article shall become effective May 15, 2023. The purpose of this article is:

- (a) To identify those properties in the City that operate as short-term rentals, to better ensure they operate in a manner consistent with public health and safety, and to gain contact information for code enforcement and compliance;
- (b) To allow non-resident short-term rentals to operate in the City in a manner that promotes accountability and preserves the established character of existing neighborhoods; and
- (c) To encourage the cooperation of short-term rental booking service providers in accomplishing these purposes.

Sec. 56-802. Definitions.

- (a) *Advertising* means the act of drawing the public's attention to a short-term rental.
- (b) *Booking service provider* means any person or entity who facilitates a transaction between a prospective guest and a person or entity offering a short-term rental.
- (c) *City* means the City of Kansas City, Missouri.
- (d) *Director* means the Director of the City's Neighborhood Services Department or their authorized representative.
- (e) *Dwelling unit* means one or more rooms designed, occupied, or intended for occupancy as separate living quarters. A dwelling unit includes a single-family residence, and each unit of an apartment, duplex, or multiple dwelling structure designed as a separate habitation for one or more persons.
- (f) *Long-term resident* means any natural person who, as of the date the registration is submitted pursuant to Section 56-803: (1) maintains their primary residence on the parcel where the dwelling unit that is the subject of the short-term rental registration is located; and (2) certifies that they will maintain their primary residence on such parcel for a period of twelve months or more after the date the short-term rental registration is submitted.
- (g) *Owner* means any person who, alone or with others, has legal or equitable title to a dwelling unit. A person whose interest in a dwelling unit is solely that of a tenant, subtenant, lessee, or sublessee under an oral or written rental housing agreement shall not be considered an owner.

- (h) *Primary residence* means the place in which a person's habitation is fixed for the term of the registration and is the person's usual place of return. A person can have only one (1) primary residence.
- (i) *Registrant* means the natural person who has (1) identified themselves as the registrant in the registration information and documentation submitted to the director pursuant to section 56-803 either (a) for a resident short-term rental; or (b) a non-resident short-term rental; (2) either owns the dwelling unit, or has a documented right to possess and conduct a short-term rental within the dwelling unit; and (3) has complied with all registration requirements for such dwelling unit in this article.
- (j) *Registration period* means the period from the date a registration is issued by the City in Section 56-803 through its expiration twelve months later.
- (k) *Non-resident short-term rental* means any short-term rental whose registrant or proposed registrant has not demonstrated that they are a long-term resident of such dwelling unit, as defined in this article.
- (l) *Resident short-term rental* means any short-term rental whose registrant or proposed registrant demonstrates that they are a long-term resident of such dwelling unit, as required in this article.
- (m) *Short-term rental* means any dwelling unit offered, provided, or operated as lodging accommodations to guests in exchange for remuneration for a period of less than thirty (30) consecutive days.

Sec. 56-803. Annual short-term rental registration.

The requirements stated in this section shall not apply to a properly registered short-term rental pursuant to Chapter 88 of this Code. For purposes of this subsection, a properly registered short-term rental pursuant to Chapter 88 of this Code is any short-term rental that was registered with the City as short-term rental, and whose annual registration has not expired, pursuant to Ordinance No. 170771, as amended by Ordinance No. 220398. Unless exempted from this section, beginning May 15, 2023, each dwelling unit, before being offered, provided or operated as a short-term rental in the city, shall have its registrant submit the following to the director:

- (a) *Fee*. A yearly registration fee of \$200.00; and
- (b) *Registration*. The following registration information and documentation, upon forms provided by the director:
 - (1) *Dwelling unit*. The exact street address of each dwelling unit that may be offered, provided or operated as a short-term rental during the registration period, the primary intended use of the property on which the dwelling unit is situated, and, for a short-term rental within a multi-unit building, the number of dwelling units in each building on the property.
 - (2) *Registrant*. Identification of the registrant by full name, Social Security Number or Federal Tax Identification Number, telephone number, mailing address, email address and date of birth.

- (3) *Owner.* If registrant is not the owner of the dwelling unit, identification of each owner of the dwelling unit by full name, telephone number, Social Security Number or Federal Tax Identification Number, mailing address, email address and date of birth. If the dwelling unit is owned by a corporation, limited liability company, partnership, limited partnership, trust or real estate investment trust, the name and address of any of the following shall be provided:
- a. for a corporation, a corporate officer and the chief operating officer;
 - b. for a partnership, the managing partner;
 - c. for a limited liability company, the managing or administrative member;
 - d. for a limited partnership, a general partner;
 - e. for a trust, a trustee; or
 - f. for a real estate investment trust, a general partner or an officer.
- (4) *Resident short-term rental.* If the proposed registrant claims to be a long-term resident on the parcel where the dwelling unit to be offered, provided or operated as a short-term rental is located, documentation demonstrating that the resident is a long-term resident, by certifying that they will maintain primary residence on such parcel for the next twelve months, and providing at least two (2) of the following documents demonstrating that such parcel is their primary residence:
- a. Proof of valid motor vehicle registration;
 - b. Federal or state tax returns or other financial documentation;
 - c. Proof of voter registration;
 - d. A utility bill; and/or
 - e. Any other legal documentation deemed sufficient by the director that is pertinent to establishing primary residence.
- (5) *Non-resident short-term rental.* If the proposed registrant does not claim to be a long-term resident on the parcel where the dwelling unit to be offered, provided or operated as a short-term rental is located:
- a. A notarized affidavit executed by the registrant stating their full name, telephone number, mailing address, email address, and that they are the natural person who has management control and responsibility for the dwelling unit, and will personally inspect the interior and exterior of such dwelling unit at least once per month during the registration period; and
 - b. Possession of a business license to operate a short-term rental in the dwelling unit, pursuant to Chapter 40 of this Code.
- (6) *Registrant's proof of possession.* Proof of possession of the short-term rental, either by valid warranty deed, valid lease, or other verification of the tenant's right to possession of the dwelling unit. If the proposed registrant does not own the dwelling unit, they must also provide a notarized affidavit from the property owner allowing the proposed registrant to conduct a short-term rental within the dwelling unit.
- (7) *Tax clearance.* Tax clearance letter, issued by the City's Revenue Division of the Finance Department, for registrant and owner.
- (8) *Safety requirements.* Certification by the registrant, and, if registrant is not the owner of the dwelling unit, by the owner, to the following safety requirements:

- a. The dwelling unit complies with all applicable federal, state, and local laws, including but not limited to collection and certification of payment of taxes and procurement of any required licenses and permits, and all property maintenance, building, electrical, mechanical, and plumbing codes.
 - b. Posted within each dwelling unit offered, provided and/or operated as a short-term rental is the contact information for the registrant, owner, and other local emergency contact information.
 - c. For a short-term rental within a multi-unit building, a map is posted depicting all evacuation routes by doors in the event of an emergency. The map shall be posted on or immediately adjacent to every required egress door from each unit, but is not required when a door leads directly to the outside of the building at grade level.
 - d. Installed and maintained within the dwelling unit are smoke and carbon monoxide detectors in locations as specified for dwelling units by the Building Code.
 - e. The dwelling unit contains a working fire extinguisher and a working battery powered portable flashlight or lantern or other emergency lighting device that is workable during an electrical power outage.
 - f. Registrant and owner will allow inspection of the short-term rental dwelling unit by the city for fire, public safety, health/sanitation and other city code compliance purposes upon reasonable prior notice (which may be oral or electronic) at times that such unit is not occupied by a short term-rental guest.
- (9) *Non-resident short-term rental must remedy violations after deregistration.* For any proposed non-resident short-term rental that was previously deregistered with the City pursuant to section 56-804 for violation(s) of this Code, the proposed registrant for such short-term rental must provide documentation to the director demonstrating that such Code violation(s) that were the basis for such deregistration have been remedied.
- (10) *Certification.* The registrant, and, if registrant is not the owner of the dwelling unit, the owner(s), shall certify via notarized affidavit that the information required in this section is accurate and truthful.
- (c) *Density requirement for non-resident short-term rentals.* To be eligible for registration under this article, a proposed non-resident short-term rental must satisfy the following density requirements:
- (1) If the proposed non-resident short-term rental is in a structure where there are fewer than three dwelling units, the dwelling unit proposed for registration cannot be less than 1,000 feet from the nearest dwelling unit that is either currently registered as a non-resident short-term rental under this article or is a properly permitted Type 2 short-term rental pursuant to Chapter 88 of this Code. In determining whether any such short-term rentals fall within such distance of the proposed dwelling unit seeking registration, the director shall consider any dwelling unit within or intersected by a radius of 1000 linear feet of ground from the dwelling unit, and including any dwelling unit above or below such radius.
 - (2) If the proposed non-resident short-term rental is in a structure where there are three or more dwelling units, no registration shall issue for such dwelling unit if 25% or more of the dwelling units within such structure are currently registered as short-term

rentals under this article or are properly permitted Type 2 short-term rentals pursuant to Chapter 88 of this Code.

The density requirements stated in this subsection shall not apply to the proposed registration of either a resident short-term rental as defined in this article, or a properly permitted Type 2 short-term rental pursuant to Chapter 88 of this Code. For purposes of this subsection, a properly permitted Type 2 short-term rental pursuant to Chapter 88 of this Code is any short-term rental that obtained an administrative approval or a special use permit as a Type 2 or non-owner occupied short-term rental, which has neither lapsed nor been revoked, pursuant to Ordinance No. 170771, as amended by Ordinance No. 220398.

- (d) *Determination to issue or renew registration.* Upon the director's determination that the requirements of this section have been satisfied, the director shall issue to the registrant a unique registration number for the dwelling unit. Each registration issued under this article shall expire at the end of its registration period and shall be subject to renewal annually. Any renewal registration must comply with all requirements of this section, and will be accepted beginning thirty days before end of the previous registration period and may be made without penalty before the end of the previous registration period.

Sec. 56-804. Deregistration.

- (a) *Non-resident short-term rental Code violation.* A non-resident short-term rental registered under this article may be deregistered under this article when, in the determination of the director, such non-resident short-term rental fails to comply with the requirements of this article or any other provision of this Code.
- (b) *Resident short-term rental failure to maintain primary residence.* Any resident-short-term rental registered under this article may be deregistered under this article when, in the determination of the director, the registrant for such short-term rental fails to maintain their primary residence on the parcel where such dwelling unit is located.
- (c) *Notice and appeal of deregistration decision.* Upon determining that any short-term rental is deregistered pursuant to subsections (a) or (b) of this section, the director shall notify in writing the registrant and owner of such short-term rental of such fact and of the basis for deregistration. Such notice shall advise the registrant and owner that they are entitled to appeal the director's decision to deregister the short-term rental, as provided in section 56-805.

Sec. 56-805. Appeal.

Any determination made by the City pursuant to this article either not to register or renew a short-term rental, or to deregister a non-resident short-term rental, may be administratively appealed as provided for in this chapter or chapter 48.

Sec. 56-806. Change in registration information.

If, during any registration period, there is a change in either ownership, or the identity of the person with authority to serve as the registrant, of a dwelling unit registered pursuant to this article, such registration shall no longer be valid, and before again being offered, provided or operated as a short-term rental in the city, such dwelling unit must be issued a new registration by the director pursuant to section 56-03, only after submitting a new fee and all information required by section 56-803. If, during any registration period, there is a change in the registration information previously submitted on behalf of the dwelling unit pursuant to section

56-803, other than a change in either ownership or the identity of person with authority to serve as the registrant, the registrant, and, if the registrant is not the owner of the dwelling unit, the owner, must within 30 days provide the director written notice of such change upon forms provided by the director, and certify such change pursuant to section 56-803(b)(10). There shall be no penalty for any such registration update if done within 30 days.

Sec. 56-807. Unlawful acts.

A properly registered short-term rental pursuant to Chapter 88 of this Code is exempt from, and cannot serve as the basis for, any violation under this section. For purposes of this section, a properly registered short-term rental pursuant to Chapter 88 of this Code is any short-term rental that was registered with the City as short-term rental, and whose annual registration has not expired, pursuant to Ordinance No. 170771, as amended by Ordinance No. 220398.

- (a) *Registration violation.* It shall be a violation of this article to fail to timely register, to provide inaccurate registration information required in this article, or to offer, provide or operate as a short-term rental any dwelling unit at any period of time during which such unit is unregistered, deregistered or not in compliance with this article's registration requirements.
- (b) *Failure to maintain primary residence.* For any dwelling unit registered as a resident short-term rental pursuant to Section 56-803(b)(4), it shall be unlawful to offer, provide or operate a short-term rental within such dwelling unit without the registrant maintaining their primary residence on the parcel where such dwelling unit is located.
- (c) *Advertising violation.* It shall be a violation of this article to advertise any dwelling unit for short-term rental that either (1) is not in compliance with this article's registration requirements or (2) does not display on the face of such advertisement the registration number issued by the City pursuant to Section 56-803.
- (d) *Unlawful transactions.* It shall be a violation of this article for any booking service provider to receive payment, directly or indirectly, for a short-term rental located in the city that is not registered pursuant to this article. The provisions of this subsection (d) are entirely strict liability in nature.
- (e) *Records.* It shall be a violation of this article for any person or entity to fail to comply with section 56-808.

56-808. Records of registrant and booking service provider

- (a) Each short-term rental registrant shall maintain, and provide to city upon request, the following records for the past year:
 - (1) Total number of nights the short-term rental was rented to a guest; and
 - (2) The dates in which the short-term rental was rented by a guest.
- (b) Each booking service provider shall maintain, and provide to city upon request, the following information for short-term rental transactions facilitated in the city within the past five years:
 - (1) The name of the person who offered the short-term rental;
 - (2) The address of the short-term rental;

- (3) The dates for which the short-term rental was booked by a guest;
 - (4) The price paid by the guest for each short-term rental transaction; and
 - (5) The short-term rental registration number issued by the city pursuant to Section 56-803.
- (c) The department shall maintain and make publicly available a list of all registered short-term rentals within the city.

56-809. Violations.

Any person or entity who fails to comply, or causes or permits any condition that fails to comply, with the requirements of this article shall be guilty of an ordinance violation and, upon conviction thereof, shall be punishable as set forth in Section 56-810.

56-810. Penalties.

Any person or entity convicted of a violation of this article shall be punished for that violation by a fine of not less than \$200.00, but not more than \$1,000.00, or by imprisonment of not more than 180 days or by both such fine and imprisonment.

56-811. Subpoenas

For purposes of enforcement of this article, the city shall have the authority to issue subpoenas to compel the attendance and testimony of witnesses, with or without documentary evidence, and the production of books and documents. It shall be unlawful to refuse to obey a subpoena issued pursuant to this section.

Section 2. That the City Manager is directed, one year after the passage of this ordinance, to analyze the effectiveness of this registration program and report to the City Council on the same.

..end

Approved as to form:

Bret Kassen
Associate City Attorney



City of Kansas City, Missouri

Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Neighborhoods

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

Sponsor(s): Councilmember Eric Bunch and Mayor Quinton Lucas Amending Chapter 56, Code of Ordinances, by enacting new Article VIII, entitled “Short-Term Rental Registration,” which would become effective May 15, 2023, and requires short-term rentals operating in the City to register with the City on an annual basis, pay an annual registration fee, certify various safety information and the identity of the natural person who will reside on the property as a long-term resident or such person who has management control and responsibility for the short-term rental, and provides density restrictions for non-resident short-term rentals, penalty provisions for both short-term rentals and their booking service providers for non-compliance with such registration requirements, and places recordkeeping requirements on both short-term rentals and their booking service providers.

Discussion

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No

2. What is the funding source?

N/A

3. How does the legislation affect the current fiscal year?

It does not have any fiscal impact for current year.

4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

Yes.

5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?

Yes, revenue from annual registration fees.

City of Kansas City, Missouri

Docket Memo



Office of Management and Budget Review

(OMB Staff will complete this section.)

1. This legislation is supported by the general fund. Yes No
2. This fund has a structural imbalance. Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Housing and Healthy Communities (Press tab after selecting.)

Which objectives are impacted by this legislation (select all that apply):

- Maintain and increase affordable housing supply to meet the demands of a diverse population
- Broaden the capacity and innovative use of funding sources for affordable housing
- Invest in neighborhood stabilization and revitalization to reduce blight, ensure sustainable housing, and improve the wellbeing of residents while sustaining their diverse cultures
- Ensure all occupants of residences have quality, efficient, and healthy housing with minimal economic or regulatory barriers
- Address the various needs of the City's most vulnerable population
- Utilize planning approaches to improve the City's neighborhoods

Prior Legislation

Ordinance 221069

Service Level Impacts

N/A

City of Kansas City, Missouri

Docket Memo



Other Impacts

1. What will be the potential health impacts to any affected groups?

N/A

2. How have those groups been engaged and involved in the development of this ordinance?

N/A

3. How does this legislation contribute to a sustainable Kansas City?

It places the Short Term Rental regulations under the appropriate chapter to be monitored and upheld.

4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled "Civil Rights")?

N/A

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled "Contracts and Leases")?

N/A



File #: 230296

ORDINANCE NO. 230296

Sponsor: Director of the Health Department

Accepting and approving a one-year \$135,072.00 grant from the Missouri Department of Health and Senior Services that provides funding for a comprehensive human immunodeficiency virus (HIV) surveillance program in the Kansas City, Missouri area.

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That a contract between the City of Kansas City, Missouri, acting through its Director of Health, and the Missouri Department of Health and Senior Services whereby the Missouri Department of Health and Senior Services will provide funding to operate a comprehensive HIV surveillance program in the Kansas City, Missouri area and in the Missouri counties of Jackson, Platte, Clay, Cass and Ray from January 1, 2023 through December 31, 2023, for and amount not to exceed \$135,072.00, is hereby accepted and approved. A copy of the grant award agreement, in substantial form, is on file with the Director.

Section 2. That the Director of Health is hereby authorized to expend the sum of \$34,498.00 from funds appropriated to Account No. 23-2480-505416-G50242524 for the aforesaid contract, for the portion of the contract to be expended this fiscal year.

..end

I hereby certify that there is a balance, otherwise unencumbered, to the credit of the appropriation to which the foregoing expenditure is to be charged, and a cash balance, otherwise unencumbered, in the treasury, to the credit of the fund from which payment is to be made, each sufficient to meet the obligation hereby incurred.

Tammy L. Queen
Director of Finance

Approved as to form:

Joseph Guarino
Senior Associate City Attorney

City of Kansas City, Missouri



Docket Memo

Ordinance/Resolution #

Submitted Department/Preparer: Health

Docket memos are required on all ordinances initiated by a Department Director. More information can be found in [Administrative Regulation \(AR\) 4-1](#).

Executive Summary

Accepting and approving a one-year \$135,072.00 grant from the Missouri Department of Health and Senior Services that provides funding for a comprehensive human immunodeficiency virus (HIV) surveillance program in the Kansas City, Missouri area.

Discussion

HIV surveillance is responsible for identifying and coordinating the reporting of HIV disease in a seven-county region of Missouri. Routine contact with physicians, hospitals and laboratories facilitates their reporting, and the aggregate numbers are returned to the community as statistical reports which support numerous grant applications and prevention activities. HIV surveillance provides the data and statistical information needed to apply and maintain funds that support Ryan White activities that assist those living with HIV in the Kansas City metropolitan area.

Fiscal Impact

1. Is this legislation included in the adopted budget? Yes No
2. What is the funding source?

23-2480-505416-G50242524
3. How does the legislation affect the current fiscal year?

Funds previously budgeted. No affect.
4. Does the legislation have fiscal impact in future fiscal years? Please notate the difference between one-time and recurring costs.

No
5. Does the legislation generate revenue, leverage outside funding, or deliver a return on investment?

Leverage outside funding

City of Kansas City, Missouri

Docket Memo



Office of Management and Budget Review

(OMB Staff will complete this section.)

1. This legislation is supported by the general fund. Yes No
2. This fund has a structural imbalance. Yes No

Additional Discussion (if needed)

Click or tap here to enter text.

Citywide Business Plan (CWBP) Impact

View the [FY23 Citywide Business Plan](#)

Which CWBP goal is most impacted by this legislation?

Housing and Healthy Communities (Press tab after selecting.)

Which objectives are impacted by this legislation (select all that apply):

- Maintain and increase affordable housing supply to meet the demands of a diverse population
- Broaden the capacity and innovative use of funding sources for affordable housing
- Invest in neighborhood stabilization and revitalization to reduce blight, ensure sustainable housing, and improve the wellbeing of residents while sustaining their diverse cultures
- Ensure all occupants of residences have quality, efficient, and healthy housing with minimal economic or regulatory barriers
- Address the various needs of the City's most vulnerable population
- Utilize planning approaches to improve the City's neighborhoods

Prior Legislation

Click or tap here to list prior related ordinances/resolutions.

Service Level Impacts



City of Kansas City, Missouri

Docket Memo

Many public health programs are funded based on the needs of the community and impact upon individual citizens and high-risk groups. This program allows for direct analysis of data surrounding those living with HIV and how to best provide the available resources (case management, medications housing, transportation) to those individuals.

Other Impacts

1. What will be the potential health impacts to any affected groups?

Case surveillance data provide the basis for our understanding of the burden of disease and are used to guide public health action at the federal, state, and local levels. Knowing how many people are diagnosed with HIV infection each year—and the stage of disease at diagnosis—is important for planning and resource allocation and for monitoring trends and disparities between groups. Laboratory data (e.g., viral load and CD4 counts) are essential for monitoring whether people are receiving the vital HIV medical care services they need to live long, healthy lives and reduce transmission to others. With these data, state and local level staff can identify people with HIV who may not be receiving care and help them to return to care.

2. How have those groups been engaged and involved in the development of this ordinance?

HIV Surveillance provides data to groups such as the HIV Prevention and Care Planning Council which actively engages people living with HIV/AIDS, service providers, community leaders and public health officials. They work to reduce HIV infection while providing services that ensure the highest quality of life for all persons affected by HIV, including persons who are typically under-served or not served at all.

3. How does this legislation contribute to a sustainable Kansas City?

Promoting economic vitality, social equality and environmental quality in addressing public health initiatives is often times dependent upon federal, state and local funding; however, the goal of these programs is to promote and protect all citizens of Kansas City on a continuing, ongoing and sustainable basis.

4. Does the ordinance/resolution include Civil Rights antidiscrimination requirements in compliance with the Code of Ordinances (Chapter 38, titled “Civil Rights”)?

Yes.

5. Has the ordinance/resolution been submitted for review of economic equity & inclusion requirements in compliance with the Code of Ordinances (Chapter 3, titled “Contracts and Leases”)?

N/A

HIV Surveillance

Object Line	FY23	FY24	Total
A0110 Wages, Regular, Full	\$33,698.00	\$96,291.00	\$129,989.00
A Personal Services	\$33,698.00	\$96,291.00	\$129,989.00
B18560 Health Services	\$300.00	\$783.00	\$1,083.00
B Contractual Services	\$300.00	\$783.00	\$1,083.00
C21100 Office Supplies	\$500.00	\$3,500.00	\$4,000.00
C Commodities Services	\$500.00	\$3,500.00	\$4,000.00
TOTAL	\$34,498.00	\$100,574.00	\$135,072.00

HIV Surveillance

Revenues

Account Number	Revenue Account Title	Current Budget Estimate	Revised Estimate	Dollar Change
23-2480-500001-473570-G50242524	HIV Surveillance	\$ 34,498.00	\$ 34,498.00	\$ -

Appropriations

Account Number	Appropriation Account Title	Current Estimate	Revised Estimate	Dollar Change
23-2480-505416-A-G50242524	HIV Surveillance	\$ 33,698.00	\$ 33,698.00	\$ -
23-2480-505416-B-G50242524	HIV Surveillance	\$ 300.00	\$ 300.00	\$ -
23-2480-505416-C-G50242524	HIV Surveillance	\$ 500.00	\$ 500.00	\$ -
		<u>\$ 34,498.00</u>	<u>\$ 34,498.00</u>	<u>\$ -</u>