

ORDINANCE NO. 201075

Amending Committee Substitute for Ordinance No. 190483, which approved a rezoning for about 10 acres generally located on the east side of Charlotte Street between E. 134th Street on the north and E. 135th Street on the south, and approving a development plan and preliminary plat to allow for a 194-unit residential development and to amend the conditions of approval as stated in Section B. (CD-CPC-2019-00049 & CD-CPC-2019-00048)

WHEREAS, on June 27, 2019, the City Council passed Committee Substitute for Ordinance No. 190483 rezoning about 10 acres generally located on the east side of Charlotte Street between E. 134th Street on the north and E. 135th Street on the south, from Districts R-80 and R-2.5 to District R-1.5, and approving a development plan and preliminary plat to allow for a 194-unit residential development; and

WHEREAS, conditions included in Section B state conflicting requirements regarding the improvements to E. 135th Street; and

WHEREAS, the City Council desires to amend the ordinance to clarify those requirements; NOW, THEREFORE,

BE IT ORDAINED BY THE COUNCIL OF KANSAS CITY:

Section 1. That Committee Substitute for Ordinance No. 190483, passed June 27, 2019, is hereby amended by removing condition 22 contained in Section B. No new condition is enacted in its place.

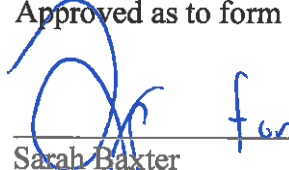
Section 2. That Committee Substitute for Ordinance No. 190483, passed June 27, 2019, is hereby amended by removing condition 37 contained in Section B and replacing it with a new condition 37 to read as follows:

37. The developer shall enter into a cooperative agreement with the Public Works Department regarding the improvement of E. 135th Street prior to approval of final plat. The agreement will include dedication of any future temporary or permanent easements required for the improvements to be constructed under Public Works Project No. 89008543 at no cost to the City. If the developer chooses to construct E. 135th Street in accordance with Public Works' standards and specifications using the City approved design prior to the City completing said construction, reimbursement will be made for said construction subject to appropriation by the City Council and the availability of funds. Any construction failing to meet Public Works' standards and specifications or not in accordance with the City approved design will not be eligible for reimbursement. The cooperative agreement shall be executed prior to the recording of the final plat.

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Section 3. That all other sections and conditions of Committee Substitute for Ordinance No. 190483 not repealed shall remain in effect.

Approved as to form and legality:



Sarah Baxter  
Assistant City Attorney



Authenticated as Passed

  
Quinton News, Mayor

Marilyn Sanders, City Clerk

DEC 17, 2020

Date Passed