

ORDINANCE NO. Z-4194

SPECIAL USE PERMIT NO. 2021-00042

AN ORDINANCE RELATING TO ZONING: AUTHORIZING A SPECIAL USE PERMIT FOR CERTAIN PROPERTY.

BE IT ORDAINED BY THE GOVERNING BODY OF THE CITY OF OVERLAND PARK, KANSAS:

Section 1. Special Use Permit Granted. Pursuant to regulations set forth in the Overland Park Municipal Code, Section 18.370, permission is hereby granted to use in the manner set forth in Section 2 hereof, the following described real property, to-wit:

Legal Description:

A 130 foot by 50 foot Lease Area, situated in the Northeast Quarter of Section 27, Township 13 South, Range 24 East, in the City of Overland Park, Johnson County, Kansas, more particularly described as follows:

COMMENCING at the Northeast corner of the Northeast Quarter of said Section 27; thence South 13°04'46" West, a distance of 1436.57 feet to the POINT OF BEGINNING of said 130 foot by 50 foot Lease Area; thence South 00°00'00" West, a distance of 130.00 feet; thence South 90°00'00" East, a distance of 50.00 feet; thence North 00°00'00" East, a distance of 130.00 feet; thence North 90°00'00" West, a distance of 50.00 to the POINT OF BEGINNING. Containing 6,500 square feet, more or less.

Section 2. That the real property hereinabove described shall hereafter allow a communications facility, for a 10-year period of time.

All Zoning Ordinances or Zoning Regulations of the City of Overland Park, Kansas, affecting the use of the real property hereinbefore described which are inconsistent with this ordinance are hereby made inapplicable to the said property for said period of time.

Section 3. Conditions and Stipulations. The special use permit granted in Sections 1 and 2 hereinabove in addition to full compliance with any general provisions contained in Chapter 18.370 of the Overland Park Municipal Code, Unified Development Ordinance, is hereby made contingent upon the performance and observation of the following additional and supplementary regulations, stipulations, conditions, and restrictions, of which the violation of any hereafter enumerated will be a supplementary basis for revocation in addition to those specified in Section 18.370.050, to-wit:

ORDINANCE NO. Z-4194

- a. The development shall be in accordance with Exhibit “A” (Site Plan), and Exhibit “B” (Building Elevations), which are filed in the office of the Planning Commission Secretary at City Hall and which are incorporated by reference as if set out in full herein. In addition, the development shall follow and comply with all regulations and standards of the City of Overland Park, unless specifically exempted by the Governing Body.
- b. Any dead or removed landscaping shall be replaced.

Section 4. Take Effect. This ordinance shall take effect and be in force as of the date of its passage, approval and publication as provided by law.

PASSED by the City Council this 3rd day of January, 2022.

APPROVED by the Mayor this 3rd day of January, 2022.

CITY OF OVERLAND PARK, KANSAS

By: (s) Curt Skoog
Curt Skoog
Mayor

(SEAL)

ATTEST:

APPROVED AS TO FORM:

By: (s) Elizabeth Kelley
Elizabeth Kelley
City Clerk

By: (s) Trevor L. Stiles
Trevor L. Stiles
Senior Assistant City Attorney