

City of Leawood
Planning Commission Agenda
September 25, 2018
Dinner Session – 5:30 p.m. – No Discussion of Items
Leawood City Hall - Main Conference Room
Meeting - 6:00 p.m.
Leawood City Hall – City Council Chambers
4800 Town Center Drive
Leawood, KS 66211
913.339.6700 x 160

Call to Order: 6:00 p.m.

CALL TO ORDER/ROLL CALL:

Present: Hunter, Belzer, Hoyt, Pateidl, Strauss, Coleman, Block, Stevens

Absent: Elkins

APPROVAL OF THE AGENDA: *Approved (7-0)*

APPROVAL OF MINUTES: *Approved (7-0)*

Approval of minutes from the August 28, 2018 Planning Commission meeting.

CONSENT AGENDA: *Approved (7-0)*

CASE 110-18 – MHC FINANCIAL SERVICES – WALL SIGN – Request for approval of a Final Sign Plan, located south of College Boulevard and east of Roe Avenue.

NEW BUSINESS:

CASE 105-18 – VILLAGE OF SEVILLE – WINDY CITY BAR & GRILL OUTDOOR PATIOS - Request for approval of a Final Plan – Located north of 133rd Street and west of State Line Road. *Approved (7-0)*

CASE 106-18 – INDIAN CREEK ELECTRICAL SUBSTATION – Request for approval of a Final Plan, located south of I-435 and east of Mission Road. *Approved (7-0)*

CASE 107-18 – BARSTOW SCHOOL – LEAWOOD CAMPUS – Request for approval of a Preliminary Plan and Special Use Permit, located north of 123rd Street and west of State Line Road. **PUBLIC HEARING**
Approved (7-0)

Case 97-18 – LEAWOOD DEVELOPMENT ORDINANCE AMENDMENT TO SECTION 16-9-26(a), AUTOMATED BANK TELLER – ANCILLARY TO BANK OR FINANCIAL SERVICE – Request for approval of an addition to the Leawood Development Ordinance, pertaining to automated bank teller machines – ancillary to a bank of financial service. **PUBLIC HEARING** *Approved (7-0)*

CASE 98-18 – LEAWOOD DEVELOPMENT ORDINANCE AMENDMENT TO SECTION 16-9-26(b), AUTOMATED BANK TELLER – NON-ANCILLARY IN-WALL – Request for approval of an addition to the Leawood Development Ordinance, pertaining to automated bank teller machines – non-ancillary in wall. **PUBLIC HEARING** *Approved (6-1) with changes*

CASE 99-18 – LEAWOOD DEVELOPMENT ORDINANCE AMENDMENT TO SECTION 16-2-7, TABLE OF USES – Request for approval of an amendment to the Leawood Development Ordinance, pertaining to changes to bank teller machines. **PUBLIC HEARING** Approved (7-0)

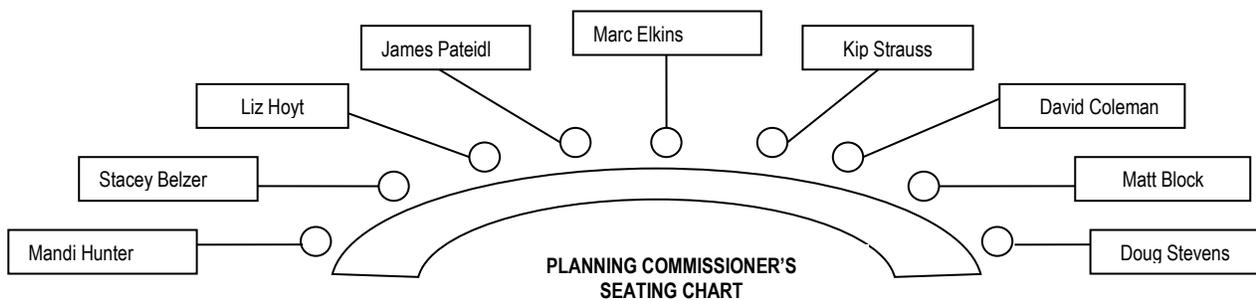
CASE 113-18 – LEAWOOD DEVELOPMENT ORDINANCE AMENDMENT TO SECTION 16-2-5.3, R-1 (PLANNED SINGLE FAMILY LOW DENSITY RESIDENTIAL DISTRICT)(15,000 SQ. FEET PER DWELLING) – Request for approval of an amendment to the Leawood Development Ordinance, pertaining to exceptions to side yard setbacks. **PUBLIC HEARING** Continued to next meeting

Adjourned: 7:43 P.M.

ADJOURN REGULAR MEETING:

Meetings will end at 9:00 p.m. unless the Commission votes to extend the meeting for a period of thirty (30) minutes. An additional thirty (30) minute extension, for a maximum of two (2) extensions, may be voted by the Commission members.

LEAWOOD PLANNING COMMISSION



The Leawood Planning Commission is a nine member non-partisan body whose members are appointed by the Mayor and confirmed by the Governing Body.

The Planning Commission prepares the Comprehensive Plan that is used as a general guide for the development of the community. The Comprehensive Plan is reviewed and updated annually as part of the commission's ongoing process of evaluating trends and patterns. The Commission also reviews all zoning, special use permit, and site plan and plat applications prior to making recommendations to the governing body for final action.

The regular scheduled public meetings of the Planning Commission are held at 6:00 PM on the fourth Tuesday of each month in the City Council chambers, 4800 Town Center Drive. The Commission may also conduct a study session followed by a meeting on the second Tuesday of each month.

Anyone wishing to appear on the Planning Commission agenda or study session agenda should contact Planning Services at (913) 339-6700.

REZONING AND SPECIAL USE PERMIT PROCEDURES FOR LEAWOOD, KANSAS

Newspaper publications: The city will be responsible for publishing the notice of public hearing in the official City newspaper not less than 20 days prior to the end of the public hearing.

Posting of the sign: Upon submission of the application, the City will supply the applicant with a sign to be posted on the property. The sign must be posted not less than 20 days prior to the public hearing.

Letters of notification: The applicant will be responsible for mailing notices by certified mail, return receipt requested, of the proposed zoning change to all land owners located within 200 feet of the area proposed to be altered. These notices must be sent a minimum of 20 days prior to the Planning Commission hearing.

Public hearing: The Planning Commission hears all zoning requests, hearing from the applicant and anyone in the audience wishing to speak for or against the proposal. The Commission will then make a recommendation for approval or denial to the City Council or continue the application to another Planning Commission agenda. The following is an outline of the public hearing process.

1. Staff summarization of comments and recommendations.
2. Applicant presentation and response to staff comments and recommendations.
3. Public Hearing
 - a. Anyone wishing to speak, either in favor or in opposition has an opportunity to speak.
 - b. It is appreciated if the speakers keep repetition to a minimum.
4. The applicant will have an opportunity to respond to points raised during the hearing.
5. Planning Commission discussion.
6. Motion and second by the Planning Commission.
7. Planning Commission discussion of motion.
8. Planning Commission vote on the motion.

Protest period: Certain property owners may file a petition protesting the application within 14 days after the close of the Planning Commission public hearing. The petition must be signed by the owners of record of 20% or more of any real property proposed to be rezoned, or by the owners of record of 20% or more of the total real property within the area required to be notified in Article 16-5-4.1 of the proposed zoning of specific property, excluding streets and public ways and property excluded pursuant to 16-5-4.3.

City Council Action: After the protest period has concluded, the application will be placed on an agenda for a City Council meeting. The Council may then take action on the proposal. The Council may approve the Planning Commission's recommendation, or it may amend and approve or remand the proposal to the Planning Commission for further consideration.