

ACTION AGENDA
AGENDA SECOND UPDATE
APRIL 29, 2021 UNIFIED GOVERNMENT BOARD OF
COMMISSIONERS MEETING
ORDER OF BUSINESS
MEETING TO CONVENE AT 7:00 PM

You are invited to a Zoom webinar.

When: Apr 29, 2021 07:00 PM Central Time (US and Canada)

Topic: Full Commission (Planning & Zoning)

Please click the link below to join the webinar:

<https://us02web.zoom.us/j/81999521772?pwd=YW11NTE4TzNCZzZwelk4eXFFL0lDUT09>

Passcode: 067957

Or One tap mobile :

US: +12532158782,,81999521772# or +13462487799,,81999521772#

Or Telephone:

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US: +1 253 215 8782 or +1 346 248 7799 or +1 669 900 9128 or +1 301 715 8592 or +1 312 626 6799 or +1 646 558 8656 or 877 853 5257 (Toll Free) or 888 475 4499 (Toll Free)

Webinar ID: 819 9952 1772

International numbers available: <https://us02web.zoom.us/j/81999521772?pwd=YW11NTE4TzNCZzZwelk4eXFFL0lDUT09>

Staff Present: Misty Brown, Brett Deichler, Bridgette Cobbins, Ashley Hand, Alley Porter, Patrick Waters, Emerick Cross, Doug Bach, Gunner Hand, Melissa Sieben, Julian Van Liew

- I. CALL TO ORDER**
- II. ROLL CALL**
- III. INVOCATION GIVEN BY COMMISSIONER HAROLD JOHNSON, FAITH DELIVERANCE CHURCH OF GOD IN CHRIST**
- IV. PLEDGE OF ALLEGIANCE**
- V. REVISIONS TO THURSDAY, APRIL 29, 2021 AGENDA**
Standing Committees' Agenda: New Item No. 1 – 21781...GRANT: HEALTHY, RESILIENT, AND SUSTAINABLE MATERIALS (per blue sheet)
APPROVED
MARKLEY – BYNUM 9 – 0

Mayor's Agendas: New Item No. 1 – 21811...RESOLUTION: AMENDING LOCAL HEALTH ORDER 3/25/2021 (per pink sheet)
RESOLUTION NO. R-34-21 ADOPTED
KANE - WALTERS 9 - 1

VI. CLERK'S STATEMENT

(Anyone wishing to speak about a particular item on the Planning & Zoning Consent Agenda must notify the Mayor when he asks if there are any "set-asides" on the Planning & Zoning Consent Agenda. Your item will then be discussed and voted on separately. All remaining items on the Planning & Zoning Consent Agenda are viewed as a single group and voted on with one vote.)

VII. PLANNING AND ZONING CONSENT AGENDA

VIII. PLANNING AND ZONING NON-CONSENT AGENDA

IX. MAYOR'S AGENDA

X. REGULAR CONSENT AGENDA

XI. PUBLIC HEARING AGENDA

XII. STANDING COMMITTEES' AGENDA

XIII. ADMINISTRATOR'S AGENDA

XIV. COMMISSIONERS' AGENDA

XV. LAND BANK BOARD OF TRUSTEES' AGENDA

XVI. PUBLIC ANNOUNCEMENTS

XVII. ADJOURN

VII. PLANNING AND ZONING CONSENT AGENDA

A. CHANGE OF ZONE APPLICATIONS

1. COZ3233 - ALICIA ELLINGSWORTH WITH KC FARM SCHOOL AT GIBBS ROAD

Synopsis: Change of Zone from R-1 Single Family District to A-G Agriculture District for a community garden at 4223 and 4225 Gibbs Road, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL)**

Tracking #: 21784

APPROVED

RAMIREZ – MCKIERNAN 10 – 0

2. **COZ2021-006 - SCANNELL PROPERTIES #459, LLC**

Synopsis: Change of Zone from CP-1 Planned Limited Business and MP-2 Planned General Industrial Districts to MP-2 Planned General Industrial District to remove light manufacturing restriction from previous approval (Woodlands Phase 2) at 9700 Leavenworth Road, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL)**

Tracking #: 21786

APPROVED

MCKIERNAN – PHILBROOK 10 - 0

B. SPECIAL USE PERMIT APPLICATIONS

1. **SP-2020-97 - RIAD BAGHDADI WITH RB ARCHITECTURE/ENGINEERS**

Synopsis: Special Use Permit for auto sales, repair and body work at 927 Kansas Avenue, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL FOR 2 YEARS)**

Tracking #: 21793

APPROVED FOR 2 YEARS

RAMIREZ – MCKIERNAN 10 - 0

2. **SP2021-001 - TIMOTHY PAXTON**

Synopsis: Special Use Permit for a storage container for tools at 3319 North 59th Street, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL FOR 2 YEARS)**

Tracking #: 21787

APPROVED FOR 2 YEARS

RAMIREZ – MCKIERNAN 10 - 0

3. **SP2021-003 - SHEILA A. OHRENBERG WITH WESTER HOLDINGS, LLC**

Synopsis: Special Use Permit for a beer hall (in former foundry) at 101 Central Avenue, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL FOR 2 YEARS)**

Tracking #: 21788

APPROVED FOR 2 YEARS

RAMIREZ – MCKIERNAN 10 - 0

4. **SP2021-008 - LEXI MCDANIEL**

Synopsis: Special Use Permit for a banquet facility in the evenings and weekends at 1000 North 82nd Street, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban

Design, 573-5751. **(RECOMMENDED FOR APPROVAL FOR 2 YEARS)**

Tracking #: 21789

APPROVED FOR 2 YEARS

RAMIREZ – MCKIERNAN 10 - 0

5. **SP2021-012 - MICHAEL AND ANDREA GEKAS**

Synopsis: Renewal of a Special Use Permit (SP-2019-26 - expired 4/25/2021) for a Short-Term Rental/AirBnB at 2716 North 119th Street, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL FOR 2 YEARS)**

Tracking #: 21782

APPROVED FOR 2 YEARS

RAMIREZ – MCKIERNAN 10 - 0

6. **SP2021-019 - JOSH AND ALLYSON BRANDON WITH BEAUTIFULLY BARE LP D/B/A THE BAR**

Synopsis: Special Use Permit for live entertainment in conjunction with bar at 6720 1/2 Kaw Drive, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL FOR 1 YEAR)**

Tracking #: 21790

APPROVED FOR 1 YEAR

RAMIREZ – MCKIERNAN 10 - 0

7. **SP2021-020 - BRYAN RUOFF WITH 3F30 ARCHITECTS**

Synopsis: Renewal and expansion of a Special Use Permit (SP-2019-56 - expires 5/30/2021) for a liquor store with packaged liquor sales at 3801 Leavenworth Road, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL FOR 5 YEARS)**

Tracking #: 21783

APPROVED FOR 5 YEARS

RAMIREZ – MCKIERNAN 10 - 0

8. **SP-2020-105 - MONSERRATT PEREZ-MERA**

Synopsis: Special Use Permit for a shipping container at 3500 North 32nd Terrace, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL FOR 2 YEARS)**

Tracking #: 21683

DENIED

TOWNSEND-PHILBROOK 9 - 1

C. VACATION APPLICATIONS

1. **VAC2021-001 - BOB BECKER WITH LEGENDS 267, LLC**

Synopsis: Vacation of electrical easement 1 at 1879 Village West Parkway, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL)**

Tracking #: 21794

APPROVED

RAMIREZ – MCKIERNAN 10 - 0

2. **VAC2021-002 - BOB BECKER WITH LEGENDS 267, LLC**

Synopsis: Vacation of electrical easement 2 at 1879 Village West Parkway, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL)**

Tracking #: 21796

APPROVED

RAMIREZ – MCKIERNAN 10 - 0

3. **VAC2021-003 - BOB BECKER WITH LEGENDS 267, LLC**

Synopsis: Vacation of sanitary sewer easement at 1879 Village West Parkway, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL)**

Tracking #: 21797

APPROVED

RAMIREZ – MCKIERNAN 10 - 0

4. **VAC2021-004 - BOB BECKER WITH LEGENDS 267, LLC**

Synopsis: Vacation of utility easement at 1879 Village West Parkway, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL)**

Tracking #: 21798

APPROVED

RAMIREZ – MCKIERNAN 10 - 0

D. MISCELLANEOUS - ORDINANCES (The following ordinances formalize previous Commission approval.)

1. AN ORDINANCE AUTHORIZING MASTER PLAN AMENDMENT MP-2020-6 (Industrial to Mixed Use), submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL)**

Tracking #: 21775

ORDINANCE NO. O-48-21 APPROVED

RAMIREZ – MCKIERNAN 10 – 0

2. AN ORDINANCE rezoning property at 200 South James Street (COZ-0007) from M-3 Heavy Industrial District to TND (T-6) Traditional Neighborhood Design District, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL)**

Tracking #: 21803

ORDINANCE NO. O-49-21 APPROVED

RAMIREZ – MCKIERNAN 10 - 0

3. AN ORDINANCE rezoning property at 1825 North 94th Street (COZ2021-001) from A-G Agriculture District to R-1 Single Family District, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL)**

Tracking #: 21804

ORDINANCE NO. O-50-21 APPROVED

RAMIREZ – MCKIERNAN 10 - 0

4. AN ORDINANCE rezoning property at 1841 North 94th Street (COZ2021-002) from A-G Agriculture District to R-1 Single Family District, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL)**

Tracking #: 21805

ORDINANCE NO. O-51-21 APPROVED

RAMIREZ – MCKIERNAN 10 – 0

5. AN ORDINANCE authorizing a Special Use Permit (SP2020-100) for a car audio installation shop at 1315 State Avenue, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL)**

Tracking #: 21806

ORDINANCE NO. O-52-21 APPROVED

RAMIREZ – MCKIERNAN 10 - 0

6. AN ORDINANCE authorizing a Special Use Permit (SP2021-009) for a short-term rental/AirBnb at 1127 Southwest Boulevard, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL)**

Tracking #: 21807

ORDINANCE NO. O-53-21 APPROVED

RAMIREZ – MCKIERNAN 10 – 0

7. AN ORDINANCE authorizing a Special Use Permit (SP2021-010) for a kennel for ten (10) dogs at 3440 North 131st Street, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL)**

Tracking #: 21808

ORDINANCE NO. O-54-21 APPROVED

RAMIREZ – MCKIERNAN 10 – 0

8. AN ORDINANCE repealing Ordinance No. 0-29-21 and enacting a new ordinance for Vacation Application S-2020-12 at 1 Woodswether Road and 1R Woodswether Road, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL)**

Tracking #: 21809

ORDINANCE NO. O-55-21 APPROVED

RAMIREZ – MCKIERNAN 10 – 0

VIII. PLANNING AND ZONING NON-CONSENT AGENDA

A. SPECIAL USE PERMIT APPLICATIONS

1. **SP-2020-100 - MARK MURDICK WITH SULLIVAN PALMER ARCHITECTS**

Synopsis: Special Use Permit for an outdoor event space (structure built without permits) for Chateau Avalon at 701 Village West Parkway, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL FOR 2 YEARS - 7/1 VOTE)**

Tracking #: 21795

APPROVED FOR 2 YEARS

WALTERS – BURROUGHS 8 - 2

2. **SP2021-016 - BRYANT PARKER**

Synopsis: Special Use Permit (previous renewal SP-2019-84 was denied on August 29, 2019) for a used car dealership at 1010 Merriam Lane, submitted by Gunnar H. Hand, AICP, Director of Planning and Urban Design, 573-5751. **(RECOMMENDED FOR APPROVAL FOR 2 YEARS - 7/1 VOTE)**

Tracking #: 21791

APPROVED FOR 2 YEARS

RAMIREZ – MARKLEY 10 - 0

TAX STATUS REPORT *BOARD OF COMMISSIONERS AGENDA FOR APRIL 29, 2021*

None of the properties included in applications to be considered on the Planning & Zoning agenda have delinquent taxes prior to 2020.

NOTE: This information cannot serve as the basis for approval or denial of an application. It is not among the factors to be considered as set by ordinance or among accepted zoning factors and criteria. However, such information in certain cases might be relevant to evaluating accepted factors or as an accompaniment to other valid purposes and/or factors.

REGULAR AGENDA
IX. MAYOR'S AGENDA

X. REGULAR CONSENT AGENDA

1. NOMINATIONS: BOARDS & COMMISSIONS

Synopsis: Nominations for Boards & Commissions:

Irene Caudillo to Law Enforcement Advisory Board (Reappointment), 4/29/2021-12/13/2021, submitted by Sheriff Ash

Mary Hopkins to Law Enforcement Advisory Board (Reappointment), 4/29/2021-12/13/2021, submitted by Sheriff Ash

Kimberly Weaver to Law Enforcement Advisory Board, 4/29/2021-12/13/2021, submitted by Sheriff Ash

Tracking #: 21785

APPROVED

BYNUM – JOHNSON 10 - 0

2. ORDINANCE: 2018-2019 PRIORITY TRAFFIC SIGNAL PROJECT CMIP 0117

Synopsis: An ordinance directing the Chief Counsel to commence legal proceedings to acquire property for the 2018-2019 Priority Traffic Signal Project, CMIP 0117, at 10th Street & State Avenue, submitted by E. James Bain, Assistant Counsel.

On November 5, 2020, the Commission unanimously adopted Resolution No. R-78-20 declaring the project to be a valid public improvement and authorizing a survey of land for said project.

Tracking #: 21799

ORDINANCE NO. O-56-21 APPROVED

JOHNSON – MCKIERNAN 10 - 0

3. MINUTES

Synopsis: Minutes from regular sessions of January 7 and March 11, 2021; and special sessions of March 25 and April 8, 2021.

Tracking #: MINUTES

APPROVED
JOHNSON – MCKIERNAN 10 – 0

4. **WEEKLY BUSINESS MATERIAL**

Synopsis: Weekly business material dated April 8, 15 and 22, 2021.

Tracking #: WEEKLY BUSINESS MATERIAL

RECEIVED AND FILED
JOHNSON - MCKIERNAN 10 – 0

XI. PUBLIC HEARING AGENDA

XII. STANDING COMMITTEES' AGENDA

XIII. ADMINISTRATOR'S AGENDA

1. **ORDINANCE: PREMIER INVESTMENTS, LLC WAREHOUSE PROJECT (1101 SOUTH 5TH ST.)**

Synopsis: An ordinance authorizing the UG to issue industrial revenue bonds for the Premier Investments, LLC Warehouse Project (1101 South 5th St.) in an amount not to exceed \$5.5 million, submitted by Patrick Waters, Senior Attorney.

Tracking #: 21800

ORDINANCE NO. O-57-21 APPROVED
MCKIERNAN – TOWNSEND 9 – 0

XIV. COMMISSIONERS' AGENDA

XV. LAND BANK BOARD OF TRUSTEES' CONSENT AGENDA

XVI. PUBLIC ANNOUNCEMENTS

XVII. ADJOURN 9:17 PM