## **AGENDA ITEM**

TO: Tim Vandall, City Administrator

FROM: Joshua Gentzler
DATE: October 30, 2023

SUBJECT: Lansing Towne Centre North Final Plat

Overview: The applicant is requesting the approval of a final plat for the Lansing Towne Centre North subdivision, which will replat Lot 1 of Lansing Town Centre. This final plat, if approved, will subdivide approximately 14.5 acres into two (2) lots and one (1) tract of 3.866, 9.863, and 0.860 acres respectively, allowing for the potential future construction of a multifamily development on Lot 1 and commercial development on Lot 2. No modification of zoning is being requested in association with this Final Plat.

On October 25th, 2023, the Planning Commission approved the Final Plat by a vote of 7-0 with conditions and recommended approval of the dedication of land as described by the Final Plat.

Policy Consideration: n/a

Financial Consideration: n/a

Action: Staff recommends a motion to approve the dedication of land as described by the Lansing Towne Centre North Final Plat.



### Planning Commission Staff Report November 2, 2023

Case 2023-DEV-010 Final Plat Lansing Towne Centre North 00000 Centre Drive

#### **Project Facts**

#### **Applicant**

Jeff Beckler Zimmerman Properties

#### **Owner**

City of Lansing

#### **Address**

00000 Centre Drive

#### **Property ID**

106-24-0-40-08-001.03

#### **Zoning**

R-4 Multi-Family Residential District/B-3 Regional Business

#### **Future Land Use**

Commercial

#### Land

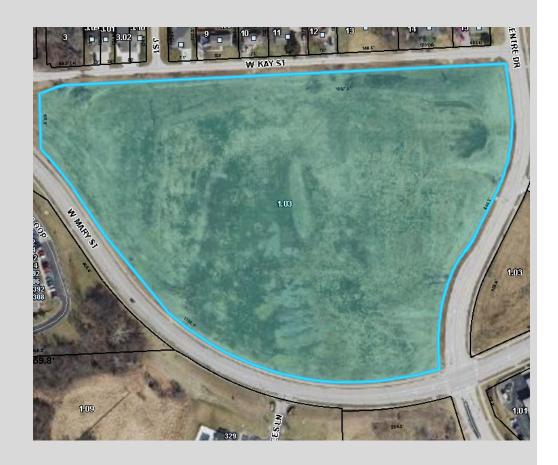
14.5 acres

#### **Building**

Existing: N/A
Proposed: N/A

#### **Requested Approvals**

Final Plat



#### Summary

The applicant is requesting the approval of a final plat for the Lansing Towne Centre North subdivision, which will replat Lot 1 of Lansing Town Centre. This final plat, if approved, will subdivide approximately 14.5 acres into two (2) lots and one (1) tract of 3.866, 9.863, and 0.860 acres respectively, allowing for the potential future construction of a multifamily development on Lot 1 and commercial development on Lot 2. No modification of zoning is being requested in association with this Final Plat.

On October 25<sup>th</sup>, 2023, the Planning Commission approved the Final Plat by a vote of 7-0 with conditions and recommended approval of the dedication of land as described by the Final Plat.

#### **Discussion points from Checklist**

The checklist was reviewed and completed by the Director of Community & Economic Development. Items marked no are discussed below:

- ➤ Item 2 Physical copies of the plat were not submitted.
- ➤ Item 4— Original copy of the plat was not provided.
- ➤ Item 8 Not applicable
- ➤ Item 9.B. Tract A is created as Civic Space to meet requirements of **UDO Article 3.02**. A separate document or language on the plat has been submitted.
- > Item 9.D. Not applicable. City Clerk does not sign certificates of this sort and the property is City property.

#### Community & Economic Development / Public Works and City Engineer / Wastewater Comments

#### Community & Economic Development (from Article 2.02-D of the UDO):

- > The application is in accordance with the Comprehensive Plan and in particular the physical patterns, arrangement of streets, blocks, lots and open spaces, and public realm investments that reflect the principles and concepts of the plan.
  - The proposal supports the following goals (pg. 39-40):
    - Coordinating Educational, Recreational, and Commercial endeavors that take advantage of the diversity of the Lansing Community;
    - Provide a range of residential facilities that includes single family dwellings and multi-family structures which accommodate a diverse community.
  - The City's 2030 Comprehensive Plan Future Land Use Map has defined this area as commercial use. The
    proposed use does not conform with the future land use map. Lansing Towne Centre is generally
    categorized as Mixed-Use.
- Compliance with the requirements of this Land Development Code, and in particular the blocks and lots proposed are capable of meeting all development and site design standards under the existing or proposed zoning.
  - The current zoning for the site is R-4 Multi-Family Residential District and B-3 Regional Business District. All proposed lots have the potential to provide building sites conforming to City zoning requirements.
- Any phasing proposed in the application is clearly indicated and demonstrates a logical and coordinated approach to development, including coordination with existing and potential development on adjacent property.
  - No phasing has been indicated on the preliminary plat.
- > Any impacts identified by specific studies or technical reports, including a preliminary review of storm water, are mitigated with generally accepted and sound planning, engineering, and urban design solutions that reflect long-term solutions and sound fiscal investments.
  - The Public Works Director / City Engineer has reviewed the preliminary plat.
- The application does not deter any existing or future development on adjacent property from meeting the goals and policies of the Comprehensive Plan.
  - The current use conforms with the goals and policies of the Comprehensive Plan, and the application would not deter future development from meeting current goals and policies.
- The design does not impede the construction of anticipated or planned future public infrastructure within the area.
  - There are no impacts to planned future public infrastructure within the area.
- The recommendations of professional staff, or any other public entity asked to officially review the plat.
  - There are no items outstanding other than those listed in specific sections within this report.

#### **Public Works / City Engineer:**

None.

#### Wastewater:

None

#### Acknowledgments

The following City of Lansing staff members reviewed this project and provided information for this report:

- Joshua Gentzler, MUP Director, Community & Economic Development
- Michael Spickelmier, P.E. Director, Public Works / City Engineer
- Anthony Zell, MBA Director, Wastewater

#### Conditions

Staff recommends the following conditions be place on the approval of Case 2023-DEV-010, Lansing Towne Centre North Final Plat:

- 1. Language dedicating Tract 1 as open civic space and providing for the ownership of the tract be linked to the ownership of Lot 1 shall be added to the face of the plat.
- 2. Approval from the County Surveyor for the drawing be received before the plat is signed by the Mayor.

#### Planning Commission Recommendation

The Planning Commission voted 7-0 to approve Case 2023-DEV-010, Lansing Towne Centre North Final Plat, with Conditions.

#### Recommendation

Staff recommends approval of Case 2023-DEV-010, Lansing Towne Centre North Final Plat with Conditions.

#### **Action Options**

- 1. Approve Case No. 2023-DEV-010; or
- 2. Approve Case No. 2023-DEV-010 with conditions;
- 3. Deny Case No. 2023-DEV-010 for specified reasons; or
- 4. Table the case to another date, time and place.

#### **Notice of City Codes**

The Applicant is subject to all applicable City codes within the Municipal Code – whether specifically stated in this report or not – including, but not limited to, Zoning, Buildings and Construction, Subdivisions, and Sign Code. The Applicant is also subject to all applicable Federal, State, and local laws.

#### **Attachments**

- 1. Final Plat
- 2. Zoning Map

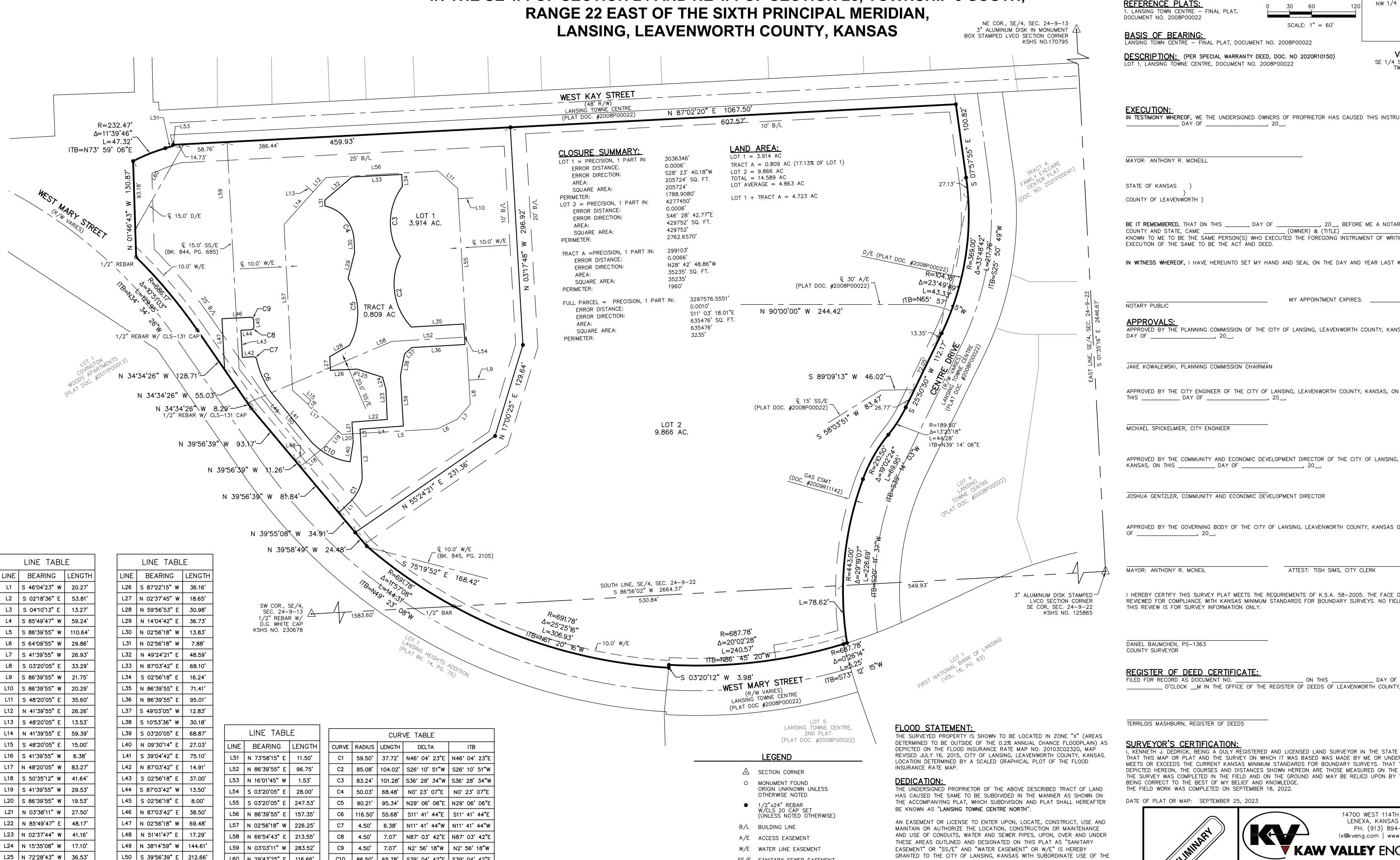
- 3. Checklist
- 4. Application
- 5. Affidavit
- 6. Agent Authorization

# A FINAL PLAT OF LANSING TOWNE CENTRE NORTH A REPLAT OF LOT 1, LANSING TOWNE CENTRE

IN THE SE 1/4 OF SECTION 24 AND NE 1/4 OF SECTION 25, TOWNSHIP 9 SOUTH,

SS/E SANITARY SEWER EASEMENT

D/E DRAINAGE EASEMENT

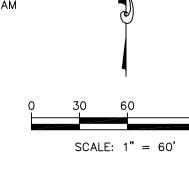


TITLE COMMITMENT

KANSAS SECURED TITLE, INC FILE NO.: TX0017198 EFFECTIVE DATE: JANUARY 11, 2023 AT 8:00 AM

**REFERENCE DEEDS:** 1. SPECIAL WARRANTY DEED (DOC. NO

REFERENCE PLATS:



NW 1/4

**DESCRIPTION:** (PER SPECIAL WARRANTY DEED, DOC. NO 2020R10150) LOT 1, LANSING TOWNE CENTRE, DOCUMENT NO. 2008P00022

VICINITY MAP SE 1/4 SEC 24, NE 1/4 SEC 25, NOT TO SCALE

IN TESTIMONY WHEREOF, WE THE UNDERSIGNED OWNERS OF PROPRIETOR HAS CAUSED THIS INSTRUMENT TO BE EXECUTED THIS

\_ (OWNER) & (TITLE) \_\_\_\_ KNOWN TO ME TO BE THE SAME PERSON(S) WHO EXECUTED THE FOREGOING INSTRUMENT OF WRITING AND DULY ACKNOWLEDGED THE

IN WITNESS WHEREOF, I HAVE HEREUNTO SET MY HAND AND SEAL ON THE DAY AND YEAR LAST WRITTEN ABOVE.

APPROVED BY THE PLANNING COMMISSION OF THE CITY OF LANSING, LEAVENWORTH COUNTY, KANSAS. ON

MICHAEL SPICKELMIER, CITY ENGINEER

APPROVED BY THE COMMUNITY AND ECONOMIC DEVELOPMENT DIRECTOR OF THE CITY OF LANSING, LEAVENWORTH COUNTY, KANSAS, ON THIS \_\_\_\_\_\_ DAY OF \_\_\_\_\_\_, 20\_\_.

JOSHUA GENTZLER, COMMUNITY AND ECONOMIC DEVELOPMENT DIRECTOR

APPROVED BY THE GOVERNING BODY OF THE CITY OF LANSING, LEAVENWORTH COUNTY, KANSAS ON THIS \_

ATTEST: TISH SIMS, CITY CLERK

I HEREBY CERTIFY THIS SURVEY PLAT MEETS THE REQURIEMENTS OF K.S.A. 58-2005. THE FACE OF THIS SURVEY PLAT WAS REVIEWED FOR COMPLIANCE WITH KANSAS MINIMUM STANDARDS FOR BOUNDARY SURVEYS. NO FIELD VERIFICATION IS IMPLIED.

ON THIS DAY OF FILED FOR RECORD AS DOCUMENT NO \_\_\_\_ O'CLOCK \_\_M IN THE OFFICE OF THE REGISTER OF DEEDS OF LEAVENWORTH COUNTY, KANSAS

TERRILOIS MASHBURN, REGISTER OF DEEDS

I, KENNETH J. DEDRICK, BEING A DULY REGISTERED AND LICENSED LAND SURVEYOR IN THE STATE OF KANSAS, HEREBY CERTIFY THAT THIS MAP OR PLAT AND THE SURVEY ON WHICH IT WAS BASED WAS MADE BY ME OR UNDER MY DIRECT SUPERVISION, AND MEETS OR EXCEEDS THE CURRENT KANSAS MINIMUM STANDARDS FOR BOUNDARY SURVEYS. THAT THE LINES OF POSSESSION ARE DEPICTED HEREON, THE COURSES AND DISTANCES SHOWN HEREON ARE THOSE MEASURED ON THE DATE OF THE SURVEY AND THAT THE SURVEY WAS COMPLETED IN THE FIELD AND ON THE GROUND AND MAY BE RELIED UPON BY THE PARTIES CERTIFIED AS TO BEING CORRECT TO THE BEST OF MY BELIEF AND KNOWLEDGE.

DATE OF PLAT OR MAP: SEPTEMBER 25, 2023



dedrick@kvena.com

SAME BY OTHER GOVERNMENTAL ENTITIES AND PUBLIC UTILITIES AS MAY BE AUTHORIZED BY STATE LAW TO USE SUCH EASEMENT FOR SAID PURPOSES.

TRACT A IS HEREBY DEDICATED TO BE USED AS OPEN AND CIVIC SPACE IN

ACCORDANCE WITH UDO 3.02 AND SHALL BE OWNED, MAINTAINED AND

MANAGED BY THE OWNER OF LOT 1.



14700 WEST 114TH TERRACE LENEXA, KANSAS 66215 PH. (913) 894-5150 lx@kveng.com | www.kveng.com

ZIMMERMAN PROPERTIES LLC.

CHECKED BY

V. MARY STREET + W. KAY STREET ANSING, KS 66043

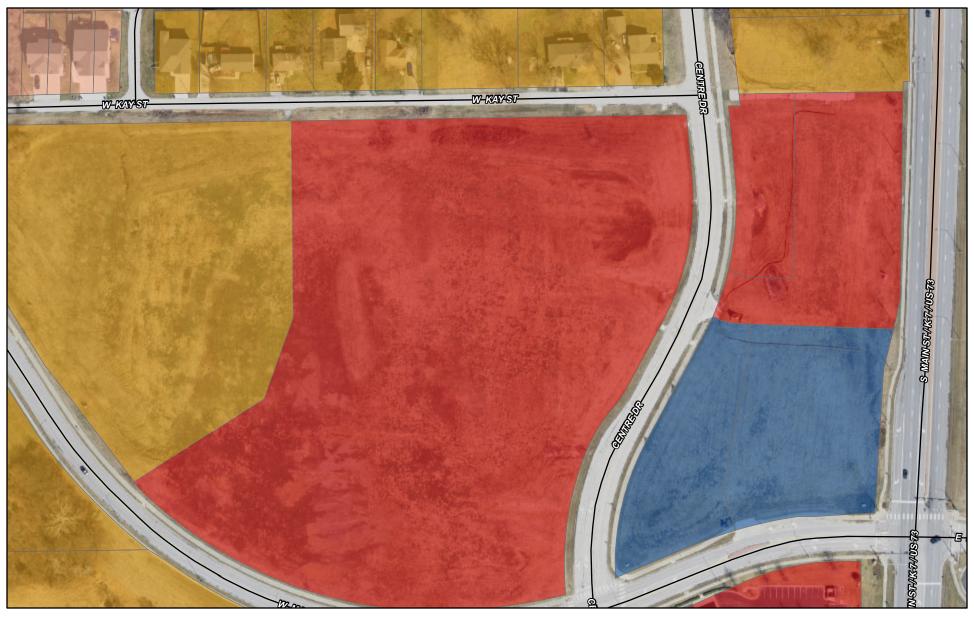
COVINGTON WOODS II

SPRINGFIELD, MO 65804 KAW VALLEY ENGINEERING, INC., IS AUTHORIZED TO OFFER SURVEYING SERVICES BY KANSAS STATE CERTIFICATE OF AUTHORIZATION NO. LS-20. EXPIRES 12/31/24

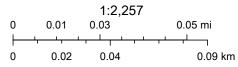
THIS DRAWING SHALL NOT BE UTILIZED BY ANY PERSON, FIRM, OR CORPORATION IN WHOLE OR IN PART WITHOUT THE SPECIFIC PERMISSION OF KAW VALLEY ENGINEERING, INC

C10 | 86.50' | 65.78' | S39' 04' 42"E | S39' 04' 42"E

## 2023-DEV-010 Zoning Map



October 20, 2023



Map data © OpenStreetMap contributors, CC-BY-SA

#### **CHECKLIST FOR COMPLETENESS**

**OF** 

# APPLICATION FOR PLANNING COMMISSION REVIEW AND APPROVAL

**OF** 

**FINAL PLAT** 

**FOR** 

Lansing Towne Centre North (Name of Subdivision)

Joshua Gentzler
Person Completing Checklist

10/20/2023 **Date** 

COMPLETION OF THIS CHECKLIST IN NO WAY CONSTITUTES AN EVALUATION OF THE MERITS OR ACCURACY OF THE PLANS, DESIGN OR ENGINEERING OF THE FINAL PLAT. THIS STEP IS INTENDED ONLY AS AN ADMINISTRATIVE REVIEW OF THE COMPLETENESS OF THE <u>APPLICATION</u> FOR APPROVAL BEFORE IT UNDERGOES STAFF EXAMINATION BY THE CITY ENGINEER FOR HIS RECOMMENDATION TO THE PLANNING COMMISSION.

#### FINAL PLAT CHECKLIST YES NO $\boxtimes$ 1. Preliminary Plat has been approved. 2. One (1) hard copy has been provided, along with an electronic copy either emailed, delivered on a USB Drive, or uploaded, to the Community and **Economic Development Department** $\boxtimes$ 3. Material is submitted at least fourteen (14) days prior to Planning Commission meeting at which it is desired to be considered. $\boxtimes$ 4. Original copy contains names and duly acknowledged and notarized signatures of the owner(s) of the property. X 5. Final Plat is drawn at scale of at least 1" = 200' $\boxtimes$ 6. Size of sheet on which final plat is prepared is at least 36 inches by 24 inches. If more than one sheet required, all are same size and index map is provided. $\boxtimes$ 7. FINAL PLAT CONTAINS: Α. Name of Subdivision $\square$ B. Location, including section, township, range, county and state $\boxtimes$ C. Location and description of existing monuments or benchmarks. $\bowtie$ D. Location of lots and blocks with dimensions in feet and decimals of feet $\boxtimes$ Location of alley, street and highway rights-of-way, E. parks and other features including radii on curves with dimensions in feet and decimals of feet. $\boxtimes$ F. $\boxtimes$ Clear numbering for all lots. G. Clear numbering or lettering. $\boxtimes$ Н. Locations, widths and names of all streets and alleys to be dedicated. $\boxtimes$ Ι. Boundaries and descriptions of any areas other than streets to be dedicated or reserved for public use. (If applicable) $\boxtimes$ J. Minimum area and associated minimum elevation for the

building on each lot (building site). (If requested by

 $\boxtimes$ 

Planning Commission)

Final Page	nal Plat Checklist age 2		<u>YES</u>	<u>NO</u>
	K.	Building setback lines along all streets, with dimensions	$\boxtimes$	
	L.	Name, signature, seal of licensed engineer or registered land surveyor preparing plat.		
	M.	Scale of plat, (shown graphically) date of prep and north point.	$\boxtimes$	
	N.	Statement dedicating all easements, streets, alleys and a other public areas not previously dedicated.	II 🖂	
8.	-	by of any restrictive covenants applicable to the subdivision vided. (N/A if not applicable)		
9.	Required certifications/acknowledgements are present:			
	A.	Certificate signed and acknowledged by all parties having any record, title or interest in the land subdivided, and consenting to the preparation and recording of said sub- division map.	$\boxtimes$	
	B.	Certificate (as above) dedicating or reserving all parcels of land shown on the final plat and intended for any public or private use including easements, and those parcels which intended for the exclusive use of the lot owners of the subdivision, their licensees, visitors, tenants and servants.	r ı are	$\boxtimes$
	C.	Certificate of responsibility by registered land surveyor preparing final map, accompanied by seal.	$\boxtimes$	
	D.	<ul> <li>Certificate(s) signed by City Clerk and County Treasurer that all taxes and special assessments due and payable have been paid.</li> </ul>		
	E.	Notary acknowledgement in proper form.	$\boxtimes$	
	F.	Endorsement by Planning Commission in proper form.	$\boxtimes$	
	G.	Public use acceptance by Governing Body in proper form	. 🛛	



# **Preliminary Plat Application**

Date: 09/25/2023

Applicant / Owner

Applicant Name: Zimmerman Properties LLC

Address: 1329 E Lark Street City, State, Zip: Springfield, MO 65804

Phone: 417-883-1632 Owner Name: LANSING CITY

Address: 800 1ST TER LANSING, KS

Tract A - Green space

W Mary Street and W Kay

66043

City, State, Zip: Lansing, KS 66043

Phone: 913-727-3233

Surveyor

Ken Dedrick Address: 14700 w 114th terrace Surveyor Name: Phone: 9138945150 City, State, Zip: lenexa, ks, 66215

**Subdivision Info** 

Subdivision Name: Lansing Towne Centre North Residential Lots: General Location: W Mary Street and W Kay Commercial Lots:

Street

14.59 Plat Acres:

Minimum Frontage: 518 Min Lot Area: 3.866

**Existing Zoning:** R-4 Multi-Family Residential

District

How Guaranteed: Letter of Credit

**Project Details** 

Project Name: Covington Woods II Location:

Zimmerman Properties Agent:

Development, Jeff Beckler Proposed Zoning: R-4 Multi-Family Residential

Industrial Lots:

Other Lots:

Total Lots:

District

Street

Rezone Reason: NA

Project Description: Replat of 14.59 acres to accommodate construction of multifamily residential.

I do hereby certify that the information contained herein is true and correct.

Jeff Beckler 09/25/2023 Name Date

1 of 1 9/26/2023, 12:58 PM

## <u>AFFIDAVIT</u>

STATE OF	Kansas	)			
COUNTY OF _	Leavenworth	)	§		
Comes been first duly	now City of Lansin sworn on my oath sta	g te that:		_, of lawful age	and having
	That I am (the) (a) e attached application		and/or equitable	owner of the	real estate
only other indi	To the best of my kn viduals other than the property described in	e affian	t which have a le	•	
3.	List of property owner	rs and a	addresses:		
	I certify and affirm tentities have a legals				
FURTH	IER AFFIANT SAYET	H NOT			
			/s/		
STATE OF		)	§		
				00	
me, the unders	REMEMBERED that obsigned, a Notary Publi	c, in an	d for the State and	d County afores	aid, came
	he person who exec			ument of writin	g and such
IN WIT above mention	NESS WHEREOF, I hed.	nave he	reunto set my har	nd and seal on t	the date last
			Notary Public		
My Appointme	nt Expires:				

### **AGENT AUTHORIZATION**

STATE OF Kansas
COUNTY OFLeavenworth
Anthony Mc Neill Was City of Lansing Representative and hoing duly
We, <u>City of Lansing Representative</u> and, being duly sworn, do hereby depose and say that we are the owners of said property involved in this petition and that the following agent is authorized to represent us as it relates to this petition.
Authorized Agent:Jeff Beckler
· ————————————————————————————————————
Signed and entered into this 22 rd day of August , 2023.
Signed Signed
Subscribed and sworn to before me on this day ofAugust
NOTARY PUBLIC - State of Kansas LETITIAL SIMS My Appt. Expires 07-22-2021 Notary Public
My Commission Expires <u>07-22-2036</u> .