

Preliminary Plat Application & Process

See Unified Development Ordinance 18.40.150

1

Pre-Application
Meeting



2

Application
Checklist



3

Submit
Application



4

Development
Review Committee



5

Applicant
Meeting



6

Planning
Commission



Step 1 – Pre-Application Process

The applicant is required to meet with City Planning staff prior to submitting an application. There are two types of pre-application meetings, depending on the scope of the project: (A) a Discovery meeting; and (B) a Project Evaluation meeting. More than one pre-application meeting may be required by staff as needed.

A) Discovery Meeting

This meeting gives staff the opportunity to identify issues that may be addressed prior to the application being submitted and identify special studies needed in conjunction with the application. In addition, the meeting allows the applicant to explain issues that shaped the initial design of the project and ask questions about the application procedures. This exchange of information can often make the process go more smoothly. It is not necessary to have detailed plans drawn prior to the meeting. However, the more information brought to the meeting (even in sketch form), the more thorough and specific the staff can be in response. Depending on the complexity of the project, this meeting may be waived at the discretion of the Planning representative.

Purpose

- Acquaint the applicant with the procedural requirements.
- Provide for an exchange of information regarding the proposed development and the regulations, restrictions and requirements, the *Comprehensive Plan* and other development requirements.
- Advise the applicant of any public sources of information that may aid the application, identify policies and regulations that create opportunities or pose significant restraints for the proposed development.
- Review proposed concept plans and provide the applicant with opportunities to enrich the development plan to mitigate any undesirable project consequences;
- Review the compatibility with adjacent land uses, either proposed or existing; and
- Provide general assistance by City staff on the overall design of the proposed development.

B) Project Evaluation Meeting

This meeting allows staff to meet with the applicant and discuss the changes made to the project up to this point, as well as additional concerns both parties may have during the remainder of the process. At the conclusion of this meeting, the applicant should be aware of all materials needed for filing the application and the correct format for all documents. Additional staff comments and revisions may be required as a result of this meeting. Depending on the changes required by City staff, it may be necessary to have a second project evaluation meeting prior to filing the application.

Purpose

- Provide a more in-depth review of the plans with the applicant prior to filing the application;
- Review plan corrections based on comments made by the applicant with respect to staff's comments during the discovery meeting;
- Advise the applicant of any additional revisions that are necessary prior to filing the application; and
- Provide general assistance by City staff on the overall design of the plan.

Schedule a Meeting

Applicants may schedule a meeting by creating an account and submitting a request at: <https://energov.olatheks.org>. For more information contact the Planning Division at 913-971-8750, Monday through Friday, 8 a.m. to 5 p.m.

Please be aware that the meetings are not intended to cover all issues related to the development process, and decisions/discussions during the pre-application process are subject to change based on information submitted at the time the application is filed.

Step 2 – Project Evaluation Checklist

Applications missing any of the following items will be considered incomplete and rejected.

Requirements

- Application Form** complete with signatures, names, and addresses of owner, applicant and engineer.
- Ownership Affidavit form**
- Filing Fee** (See Planning Application Fees)
- Legal Description** of the property in print and on disk (Microsoft Word)
- Digital Files** for the Preliminary Plat and all required studies and reports
- Hard Copies** Two (2) folded copies of plans
- Reduced Copies** One 8 ½"x11" reduction of each sheet
- Traffic Impact Study** according to *Access Management Plan*.
- Preliminary Water Quality** report per *Olathe Municipal Code* Title 17
- Stormwater Management Report** (detention required) per *Olathe Municipal Code* Title 17
- Stormwater Drainage Plan** with computations per *Olathe Municipal Code* Title 17
- Assurances of Adequate Public Facilities** per Section UDO 18.30.040
- All studies as may reasonably be required by the City Planning Manager or his/her designee per Section UDO 18.94.020. (NOTE: This requirement may be appealed to the Planning Commission)
- For residential subdivisions in Districts R-1, RP-1, R-2, RP-2, and TN a master fence/screening plan as required by Section 18.30.130.H of the *Unified Development Ordinance*.
- Completed Checklist** (this form)

Step 3 – Submit the Application

An application for Preliminary Plat must be completed and submitted to City Planning with the proper filing fee, payable to the City of Olathe. See the Schedule of Fees and Charges for the applicable application fee. An application may be withdrawn at any time upon written request; however, no refund will be made after the application has been accepted. A complete application consists of all items identified in the Submittal Requirements checklist. (UDO Section 18.94.040)

When Applications Deemed Complete

- No application is complete until all items required to be submitted in support of the application are submitted (see *UDO Chapter 18.94*).
- The City will not process incomplete applications.

Application and Submission Deadlines

- The Planning Official or the approving authority may provide submission deadlines for materials required in support of any application provided for in this chapter (see current adopted Planning Commission schedule).
- Compliance with these deadlines is required in order to have the application placed on an agenda to be heard by the approving authority.

- At the discretion of the Planning Official, non-agenda items may be brought before the approving authority for consideration, the approving authority, in its sole discretion, may refuse to hear non-agenda items
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Note: Preliminary Plat applications will be placed on the Planning Commission agenda based upon the completeness of the application submittal. All additional information, which is to support the application, must be submitted by the deadline date. Failure to meet the application submittal requirements checklist will result in the application being rejected.

Step 4 – Development Review Committee (DRC)

Every application goes through a detailed staff review. Although a member of the Planning staff is assigned to coordinate the review of each application, the focal point of the process is the meeting of the Development Review Committee. This is a staff-only committee consisting of 10 to 15 representatives of various city departments that review each item on the agenda, and identifies relevant issues. From this meeting, the departments will prepare written comments on the proposed application. The staff comments will be sent to all parties listed on the application form (via e-mail) on the Wednesday before the Monday Applicant's Meeting. (See Planning Commission Calendar)

The comments prepared by staff based on this meeting are intended to be a complete list of changes required by the applicant prior to the Planning Commission meeting. However, some circumstances may warrant additional staff comments following the applicant meeting to ensure compliance with city codes and ordinances. For example, if a change is requested by City staff and the solution presented by the applicant creates an unforeseen issue, staff may provide additional comments to correct the problem.

Step 5 – Applicant's Meeting

The applicant may meet with staff (generally; Planning, Public Works, Code Administration, Fire, Utilities, Traffic and Parks) in City Hall. **This meeting is *not* the appropriate forum to discuss policy issues or negotiate any agreements.**

The applicant's meeting is:

- To allow City staff to present preliminary comments regarding the development plans and discuss revisions with the applicant;
- To give the applicant an opportunity to ask questions; and
- To work out a schedule for submitting revised plans.

If a case involves policy issues or items that may be resolved through a development agreement, City Planning will schedule a separate meeting with appropriate City staff. However, alternative solutions to technical problems that are within the authority of the staff to consider may be discussed. If an applicant has questions, it would be helpful to call ahead of time so the staff can be prepared with answers at the meeting. If extensive changes are being made or more information is needed to adequately review the application (e.g. additional traffic or engineering studies), then the application may be "continued" (i.e., rescheduled to a later Planning Commission meeting date to allow time for the necessary work to be completed)

Step 6 – Planning Commission Meeting

The Olathe City Planning Commission meets on the 2nd and 4th Monday of each month at 7:00 p.m. in the New City Hall Council Meeting Room at 100 E. Santa Fe. **THE AGENDA AND STAFF REPORTS WILL BE AVAILABLE THE WEDNESDAY PRECEDING THE PLANNING COMMISSION MEETING.** Every Preliminary Plat Application is reviewed by the Planning Commission. For each item on the agenda, the applicant will be given an opportunity to make their own presentation. However, if the Preliminary Plat application is placed on the consent agenda, no presentation by the applicant will be required unless requested by the Planning Commission. Presentations should be a brief description of the proposed project and include responses to any concerns raised in the City staff's report and any additional information which the applicant wishes to bring to the meeting (for example, color renderings, maps, photographs, or petitions). *It is required that all additional information is provided to staff in advance, so it can be included in the Commissioners' packets.* Staff will then give a staff report and recommendation.

The action taken by the Planning Commission on Preliminary Plats is final. There is an opportunity to appeal the Planning Commission's decision to the City Council. The applicant may request that the Preliminary Plat be appealed to the City Council by requesting in writing to the Planning Manager within five (5) business days of the Planning Commission action.

Approval or conditional approval of the Preliminary Plat does not constitute an acceptance of the subdivision but is deemed to be an authorization to proceed with the preparation of the Final Plat.

The Preliminary Plat must be approved or conditionally approved before the Final Plat can be considered.

Step 7 – City Council

Preliminary Plats do not normally require City Council action. However, if the Planning Commission decision is appealed in writing; the plat will be scheduled for a City Council agenda. The Olathe City Council meets on the first and third Tuesday of each month at the Council Chambers of City Hall at 100 East Santa Fe at 7:00 p.m. The format of the meeting is similar to that used by the Planning Commission and applicants should be prepared to make a similar type of presentation. If necessary, after the City Council has listened to the presentations and to any public comments, they will discuss the application and then take action. The City Council can approve the plat, approve with conditions, deny, or remand the application back to the Planning Commission.

In the event that any section of this document conflicts with the city's *Unified Development Ordinance (UDO)*, the requirements of the *UDO* shall prevail.



PRELIMINARY PLAT APPLICATION

PLEASE PRINT OF TYPE

FEE _____ CASE NO: PP _____

REC'D BY _____ PC DATE _____

DATE _____ PLANNER _____

STAFF USE ONLY

NAME OF PROPOSED SUBDIVISION: _____

LOCATION OR ADDRESS OF PROPERTY _____

ZONING OF PROPERTY _____ CURRENT LAND USE _____

TOTAL AREA (SQFT) _____ NUMBER OF LOTS _____ NUMBER OF TRACT _____

AVERAGE LOT SIZE _____ AVERAGE LOT WIDTH _____ AVERAGE LOT DEPTH _____

DEVELOPER

NAME _____ COMPANY _____

ADDRESS _____ SUITE _____

CITY _____ STATE _____ ZIP _____

PHONE _____ FAX _____ EMAIL ADDRESS _____

PROPERTY OWNER

NAME _____ COMPANY _____

ADDRESS _____ SUITE _____

CITY _____ STATE _____ ZIP _____

PHONE _____ FAX _____ EMAIL ADDRESS _____

ENGINEER/ARCHITECT

NAME _____ COMPANY _____

ADDRESS _____ SUITE _____

CITY _____ STATE _____ ZIP _____

PHONE _____ FAX _____ EMAIL ADDRESS _____

NOTE: TWO (2) COPIES OF THE SITE DEVELOPMENT CONCEPT PLAN(S) MUST ACCOMPANY THIS APPLICATION FOR STAFF REVIEW ONE (1) REDUCED COPY (8 1/2" X 11") MUST ALSO BE SUBMITTED WITH THE APPLICATION PLEASE SUBMIT THE FOLLOWING IN PRINT AND DIGITAL FILES ON A CD: LEGAL DESCRIPTION OF THE PROPERTY (WORD), THE SITE PLAN OR PLAT (PDF), AND ALL REQUIRED STUDIES OR REPORTS (PDF). PLEASE FOLD PLANS FOR SUBMITTAL.

SIGNATURE OF OWNER OR AGENT: _____

NOTE: IF NOT SIGNED BY OWNER, AUTHORIZATION OF AGENT MUST ACCOMPANY APPLICATION

CITY OF OLATHE

Ownership Affidavit

STATE OF KANSAS)

SS.

COUNTY OF JOHNSON)

Comes now _____ (owner) who being duly sworn upon his/her
oath, does state that he/she is the owner of the property legally described as

_____.

In the application for _____.

(description of application)

Acknowledge the submission of said application and agree to bind the subject property in
accordance with the plan submitted as part of the above application.

Dated this _____ day of _____, 20_____.

Signature of Owner

Printed Name

Subscribed and sworn to before me this _____ day of _____, 20_____.

Notary Public

My Commission Expires



**Public Works Department
Planning Division – 2019 Application Fees**

(Resolution No. 18-1073, Adopted 11-20-2018)

Plan Review	Fee	
Preliminary Site Development Plan	\$450.00	
Final Site Development Plan	\$175.00	
Administrative Reviews	\$150.00	
Board of Zoning Appeal		
Appeals	\$158.00	
Variances: Residential	\$158.00	
Non-Residential	\$158.00	
Rezoning	Tract Size	
Residential Districts (AG, R-1, R-2, R-3, and R-4)	0-5 acres	\$400.00
	5.1-10 acres	\$525.00
	10.1-20 acres	\$675.00
	20.1-50 acres	\$800.00
	50.1 and up	\$938.00
Commercial, Office, and Industrial Districts (C-1, C-2, C-3, C-4, O, BP, M-1, M-2, and M-3)	0-5 acres	\$925.00
	5.1-10 acres	\$1050.00
	10.1-20 acres	\$1175.00
	20.1-50 acres	\$1275.00
	50.1 and up	\$1375.00
Mixed Use, Planned Districts, and combinations of districts above (N, D, TOD, PR, and PD)	0-10 acres	\$1015.00
	10.1-20 acres	\$1132.00
	20.1-40 acres	\$1250.00
	40.1-80 acres	\$1375.00
	80.1 and up	\$1500.00
Zoning Amendment	\$215.00	
Lot Split	\$70.00	
Vacation - Street, Utility, Alley	\$180.00	
Special Use Permit		
Initial Application	0-10 acres	\$375.00
	10.1-20 acres	\$500.00
	20.1 and up	\$625.00
Renewal of Special Use Permit for the keeping of horses, goats, cows, chickens, or other animals on less than three acres; group care homes and childcare centers including preschools	\$70.00	
Renewal of Special Use Permit for land use	\$70.00	

Plat / Recording Fees

The following fees shall be paid by all persons or corporation submitting preliminary, minor, and final plats for approval by the Planning Commission and shall be computed to the nearest dollar

Per lot for 10 or less lots in a subdivision	\$125.00 + \$12.50
Per lot for 11 to 50 lots in a subdivision	\$125.00 + \$10.00
Per lot for 51 to 150 lots in a subdivision	\$125.00 + \$7.50
Per lot for 151 to 500 lots in a subdivision	\$125.00 + \$5.00
Per lot for 501 or more lots in a subdivision	\$125.00 + \$2.50
Recording fee for all final plants (including minor plats)	\$50.00

If the preliminary plat and final plat include the same area to be subdivided and are submitted together in one application, only one fee shall apply. The recording fee is paid at the time of the final plat application to cover the costs of recording the plat with Johnson County Records and Tax Administration.

Excise Taxes

The following fees shall be paid at time of platting. Street and Traffic Signal Excise Fees are due prior to recording the final plat. Park Excise fees are paid with the building permit.

Transportation Improvement Tax

Street excise tax	\$0.215/square foot
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Traffic Signal Excise Tax

Single Family District	\$0.0037/ square foot
Multifamily District	\$0.0120/ square foot
Commercial District	\$0.0576/ square foot
Other District	\$0.0098/ square foot

Park Excise Tax

Residential	\$520.00/dwelling unit
Commercial	\$0.13/square foot of gross floor area
Industrial	\$0.07/square foot of gross floor area

Temporary Sales & Events Permit

Examples:

- Christmas tree sales
- Seasonal sale for produce, seasonal sale of landscape plantings, material, and lawn and garden supplies (as accessory to a business with other commercial activities)
- Carnivals, circuses, and fairs
- Commercial tent sale or sidewalk sales

No inspection required	\$60.00
Inspection required	\$200.00

2019 Development Review Schedule (Updated)

Schedule	Application Deadline (noon)	Staff Review Comments & Public Hearing confirmation to Applicant	Neighborhood Meeting Notice Sent	Public Notice in Paper - Signs Posted, Letters Mailed, Neighborhood Meeting Held	Applicant's Revised Plans Due for Planning Commission	All Reviews Completed and any Additional Information Provided to Applicant	PC Packets Posted Online Wednesday	PC Meeting Monday 7:00 PM	City Council Meeting Tuesday 7:00 PM
R	Nov. 21*	Dec. 12	Dec. 14	Dec. 24	Dec. 21	Jan. 02	Jan. 09	Jan. 14	Feb. 05
S	Dec. 07	Dec. 26	Dec. 28	Jan. 07	Jan. 07	Jan. 16	Jan. 23	Jan. 28	Feb. 19
T	Dec. 18*	Jan. 04*	Jan. 08	Jan. 18*	Jan. 18*	Jan. 30	Feb. 06	Feb. 11	Mar. 05
U	Jan. 04	Jan. 23	Jan. 25	Feb. 04	Feb. 04	Feb. 13	Feb. 20	Feb. 25	Mar. 19
V	Jan. 15*	Feb. 01*	Feb. 05	Feb. 15*	Feb. 15*	Feb. 27	Mar. 06	Mar. 11	Apr. 02
A	Feb. 01	Feb. 20	Feb. 22	Mar. 04	Mar. 04	Mar. 13	Mar. 20	Mar. 25	Apr. 16
B	Feb. 15	Mar. 06	Mar. 08	Mar. 18	Mar. 18	Mar. 27	Apr. 03	Apr. 08	May 07
C	Mar. 01	Mar. 20	Mar. 22	Apr. 01	Apr. 01	Apr. 10	Apr. 17	Apr. 22	May 21
D	Mar. 22	Apr. 10	Apr. 12	Apr. 22	Apr. 22	May 01	May 08	May 13	Jun. 04
E	Apr. 19	May 08	May 10	May 20	May 20	May 29	Jun. 05	Jun. 10	Jul. 02
F	May 03	May 22	May 24	Jun. 03	Jun. 03	Jun. 12	Jun. 19	Jun. 24	Jul. 16
G	May 17	Jun. 05	Jun. 07	Jun. 17	Jun. 17	Jun. 26	Jul. 03	Jul. 08	Aug. 06
H	May 31	Jun. 19	Jun. 21	Jul. 01	Jul. 01	Jul. 10	Jul. 17	Jul. 22	Aug. 20
I	Jun. 21	Jul. 10	Jul. 12	Jul. 22	Jul. 22	Jul. 31	Aug. 07	Aug. 12	Sep. 03
J	Jul. 05	Jul. 24	Jul. 26	Aug. 05	Aug. 05	Aug. 14	Aug. 21	Aug. 26	Sep. 17
K	Jul. 19	Aug. 07	Aug. 09	Aug. 19	Aug. 19	Aug. 28	Sep. 04	Sep. 09	Oct. 01
L	Jul. 31	Aug. 19	Aug. 20	Aug. 30*	Aug. 30*	Sep. 09	Sep. 18	Sep. 23	Oct. 15
M	Aug. 23	Sep. 11	Sep. 13	Sep. 23	Sep. 23	Oct. 02	Oct. 09	Oct. 14	Nov. 05
N	Sep. 06	Sep. 25	Sep. 27	Oct. 07	Oct. 07	Oct. 16	Oct. 23	Oct. 28	Nov. 19
O	Oct. 04	Oct. 23	Oct. 25	Nov. 04	Nov. 04	Nov. 13	Nov. 20	Nov. 25	Dec. 17
P	Oct. 18	Nov. 06	Nov. 08	Nov. 18	Nov. 18	Nov. 27	Dec. 04	Dec. 09	Jan. 08
Q	Nov. 22	Dec. 11	Dec. 13	Dec. 23	Dec. 23	Jan. 02*	Jan. 08	Jan. 13	Feb. 04
R	Dec. 04	Dec. 23*	Dec. 27	Jan. 06	Jan. 06	Jan. 15	Jan. 22	Jan. 27	Feb. 18
S	Dec. 18*	Jan. 06	Jan. 07	Jan. 17*	Jan. 17*	Jan. 26	Feb. 05	Feb. 10	Mar. 03
T	Jan. 03	Jan. 22	Jan. 24	Feb. 03	Feb. 03	Feb. 12	Feb. 19	Feb. 24	Mar. 17
U	Jan. 15*	Feb. 03	Feb. 04	Feb. 14*	Feb. 14*	Feb. 23	Mar. 04	Mar. 09	Apr. 07

*denotes adjusted dates for various stages of process due to holidays

- **Submission by an application deadline does not guarantee placement on a specific Planning Commission meeting date. Confirmation of the meeting date will be provided by Planning Staff upon verification of the application completeness and after initial review by the City is complete.**
- **Unless otherwise necessary, final plats are placed on the City Council agenda immediately following Planning Commission review. For confirmation of agenda placement, contact the Planning Division at 913-971-8750. (Updated)**