



Department Source: Public Works

To: City Council

From: City Manager & Staff

Council Meeting Date: December 6, 2021

Re: Authorizing a Right of Use License Permit with Missouri Alpha Chapter of Pi Beta Phi House Corporation to Construct, Install, Maintain and Operate Certain Private Facilities within Portions of the Rollins Street Right-of-Way and the Alley behind 511 Rollins Street.

Executive Summary

Pi Beta Phi requests that Council authorize the City Manager to execute a right of use license permit with Missouri Alpha Chapter of Pi Beta Phi House Corporation (Pi Beta Phi) for the construction, installation, maintenance and operation of certain private facilities within portions of the Rollins Street right-of-way and the alley behind 511 Rollins Street (See attached Exhibits A and B).

Discussion

Pi Beta Phi is requesting approval of a right of use license permit for construction, installation, maintenance and operation of certain private facilities within portions of the Rollins Street right-of-way and the alley behind 511 Rollins Street. The facilities in the Rollins Street right-of-way include two (2) parking spaces and landscaping (See Exhibit A). The facilities in the alley right-of-way include portions of ten (10) parking spaces and landscaping (See Exhibit A). Pi Beta Phi is seeking variances for parking in the front and rear of the house concurrently with this request.

The right of use permit agreement outlines the responsibilities of Pi Beta Phi. The work will not begin until the proper construction permits are obtained, and the work is scheduled with the division of Building and Site Development. Further, Pi Beta Phi will not obstruct or block the City street or sidewalk during construction without first obtaining permission from the City.

Public Works staff has no issue with the proposed alley right of way encroachment. The existing circle drive configuration along Rollins Street currently has two (2) private parking spots within the newly dedicated right of way; therefore, this request does not expand that use. Public Works has no plans to widen Rollins Street at any point in the foreseeable future.

Typically Public Works would not place a right of use on the Council agenda until which time all necessary variances had been obtained via the Board of Adjustment; however, due to concerns expressed by Council regarding a recent similar project, Public Works is bringing this right of use forward in advance of the applicant appearing before the Board of Adjustment. This right of use license permit is conditioned and contingent upon the Licensee obtaining the variances necessary to construct the private facilities.



Fiscal Impact

Short-Term Impact: None

Long-Term Impact: None

Strategic & Comprehensive Plan Impact

[Strategic Plan Impacts:](#)

Primary Impact: Primary, Secondary Impact: Secondary, Tertiary Impact: Tertiary

[Comprehensive Plan Impacts:](#)

Primary Impact: Primary, Secondary Impact: Secondary, Tertiary Impact: Tertiary

Legislative History

| Date | Action |
|------|--------|
| n/a | None |

Suggested Council Action

Authorize the City Manager to execute a right of use license permit with Missouri Alpha Chapter of Pi Beta Phi House Corporation for the construction, installation, maintenance, and operation of certain private facilities within portions of the Rollins Street right-of-way and the alley behind 511 Rollins Street.