



Legislation Text

File #: 20-0260, **Version:** 1

ITEM TITLE:

Report: Temporary Land Use Permit #20-07 for Christine O'Connor for the Roadside Potatohead Restaurant for Six Months on 325 Square Feet of Public Right-of-Way Immediately Adjacent to Lot 12, Block 40, Harbor Subdivision

SUBMITTED BY: Nicole LeRoy, Planning Technician

FISCAL NOTES:

Expenditure Required: N/A

Unencumbered Balance: N/A

Funding Source: N/A

RECOMMENDATION:

Report only.

SUMMARY STATEMENT:

On June 1, 2020, Planning Department staff received a temporary land use permit application 20-07 from Christine O'Connor of the Potatohead Restaurant for a 325 square foot portion of public right-of-way adjacent to Lot 12, Block 40, Harbor Subdivision. The application is for temporary outdoor restaurant seating for June through September, 2020.

This area has been utilized by the Potatohead for outdoor restaurant seating for at least the past three years. In 2018, staff completed an assessment of the area by measuring thirty and fifty feet from the center lines of Chitina and Harbor Drives which revealed three picnic tables at the Potatohead sit partially in the public right-of-way off Chitina Drive. The Potatohead has indicated that they are requesting the same area.

Staff does not believe approval of this permit presents any violation of the Americans with Disabilities Act, as the public sidewalk would remain unobstructed under this permit.

For the four month period the Potatohead has requested, the permit fee will be approximately \$1,000, depending on the date they vacate the property. TLUP fees are established via Resolution #12-36.

On June 10, 2020 The Planning & Zoning Commission voted to approve TLUP #20-07. If Council does not object to this approval, staff will prepare a temporary land use permit document using standard language approved by the City attorneys and include any conditions required by the Commission.