

SEPTEMBER 23, 1991

The Hearing Officer, Manatee County, Florida, convened a REGULAR HEARING in the Administrative Center, 1112 Manatee Avenue West, Bradenton, Florida, Monday, September 23, 1991, at 3:06 a.m.

Presiding was: Benjamin Withers

Also present were:

Mark P. Barnebey, Assistant County Attorney  
Susan G. French, Deputy Clerk, representing  
R. B. Shore, Clerk of Circuit Court

News media notified, but not present.

The meeting was called to order by Benjamin Withers.

All witnesses/staff giving testimony were duly sworn.

(Court Reporter Joann L. Zeck present)

SPECIAL PERMITS

Public Hearing (continued from 9/18/91 and Notice in The Bradenton Herald 9/5/91) was held to consider

SP-91-06 BOYETTE'S KORK AND KETTLE - 4-COP LICENSE

Request: Special Permit to allow a 4-COP license for a 3,935 square foot eating establishment, located at the northwest corner of 15th Street East and 37th Avenue East.

Staff recommended APPROVAL with stipulations:

1. This Special Permit shall not be effective until it has been recorded in the Public Records of Manatee County, Florida by the applicant and a copy of the recorded Order is received by the Planning and Zoning Department.
2. The site plan submitted with this application shall be part of this approval.
3. Prior to Planning and Zoning Department sign-off of the alcoholic beverage license application, the following required improvements must be completed.
  - (a) The existing dumpster pad is acceptable, but the dumpster must be screened to Manatee County standards.
  - (b) The sewer shall be connected to the existing stub out.
  - (c) A six foot (6') high fence shall be installed and all proposed trees as shown on the site plan shall be planted to provide screening along the north and west property lines.
4. All signs advertising alcoholic beverages, which may be viewed from the outside, shall be removed.
5. The principal use of this establishment shall continue to be an eating establishment.

Erika Barrett, Planning and Zoning Department, stated this is a request to change a 4-COP SRX license to a 4-COP license for an establishment that has been at this location for 20 years. She explained the differences between the two types of licenses.

She reviewed the area around the establishment, pointing out concerns regarding the residential use to the north, and the high school to the west; however, the applicant has agreed to provide additional screening.

Doris Bunnell, attorney for the applicants, stated the applicants will continue to serve 51 percent food on the premises. She also stated the request is in compliance with the current asterisk zoning.

Ms. Bunnell requested that if the Code is amended to allow commercial businesses to have outside advertising of alcoholic beverages, that Stipulation 4 be revised to reflect that amendment.

Mark Barnebey, Assistant County Attorney, stated the proposed change to Stipulation 4 would be acceptable.

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(Cont'd)

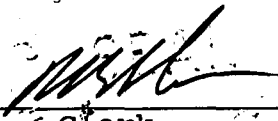
Mr. Withers requested staff to prepare a new Stipulation 4.

HEARING ADJOURNED

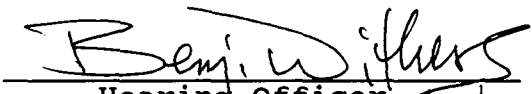
There being no further business, the hearing was adjourned.

Attest:

APPROVED:



Clerk

  
Hearing Officer 1/15/92

Adj: 3:24 p.m.  
/apm