



Legislation Details (With Text)

**File #:** CUP-20-02    **Version:** 1    **Name:**

**Type:** Action Item    **Status:** Passed

**File created:** 1/10/2020    **In control:** Planning and Zoning Commission

**On agenda:** 1/28/2020    **Final action:** 1/28/2020

**Title:** CUP-20-20 (Freddy C's Lounge) Hold a public hearing and consider a request by Freddy C's Lounge to expand an existing Conditional Use Permit to allow for the sale of mixed alcoholic beverages for on-premise consumption at 141 E Hopkins Street. (T. Carpenter)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. CUP-20-02-StaffReport, 2. CUP-20-02-Maps, 3. CUP-20-02-Business Details, 4. CUP-20-02 Application, 5. CUP-20-20-P&Z Presentation

Date	Ver.	Action By	Action	Result
1/28/2020	1	Planning and Zoning Commission	approved with conditions	Pass

**AGENDA CAPTION:**

CUP-20-20 (Freddy C's Lounge) Hold a public hearing and consider a request by Freddy C's Lounge to expand an existing Conditional Use Permit to allow for the sale of mixed alcoholic beverages for on-premise consumption at 141 E Hopkins Street. (T. Carpenter)

**Meeting date:** January 28, 2020

**Department:** Planning & Development Services

**Amount & Source of Funding**

**Funds Required:** N/A

**Account Number:** N/A

**Funds Available:** N/A

N/A

**Fiscal Note:**

**Prior Council Action:** N/A

**City Council Strategic Initiative:** [Please select from the dropdown menu below]

Choose an item.

Choose an item.

Choose an item.

**Comprehensive Plan Element (s):** [Please select the Plan element(s) and Goal # from dropdown menu]

below]

- Economic Development - Choose an item.
- Environment & Resource Protection - Choose an item.
- Land Use - Choose an item.
- Neighborhoods & Housing - Choose an item.
- Parks, Public Spaces & Facilities - Choose an item.
- Transportation - Choose an item.
- Core Services
- Not Applicable

**Master Plan:** *[Please select the corresponding Master Plan from the dropdown menu below (if applicable)]*

Choose an item.

**Background Information:**

The Planning & Zoning Commission first approved a Conditional Use Permit for Freddy C's Lounge in October 2018 for a period of one year. This permit became effective January 2019 after the issuance of the Certificate of Occupancy for the business. This CUP approval included a condition prohibiting speakers or amplified live music outdoors.

The applicant is requesting to expand the business 1050 square feet to encompass the rear suite which, was most recently occupied by Rooster's Emporium. This indoor expansion would include a bathroom and additional seating for customers.

The applicant has also requested to be allowed to have outdoor amplified live music from 2:00 pm to 8:00 pm on weekends. However, given the Police Department's growing concerns with noise complaints in the area, staff is recommending that the previous restrictions for amplified noise remain.

**Council Committee, Board/Commission Action:**

**N/A**

**Alternatives:**

**N/A**

**Recommendation:**

Staff recommends **approval** with the following conditions:

1. The permit shall be valid for three (3) years provided standards are met; 2. The permit shall be posted in the same area and manner as the Certificate of Occupancy; and 3. No speakers or live amplified music shall be permitted in the outdoor areas.