

**STAFF REPORT  
OUTDOOR MUSIC VENUE PERMIT**

**CASE NUMBER:** SO-2011-0173M

**NAME AND LOCATION OF BUSINESS:** East Side Drive In, 1001 E. 6<sup>th</sup> Street

**ZONING:** TOD-NP

**APPLICANT/AGENT:** Richard Kooris

**APPELLENT:** Richard Kooris

**REQUEST:** Denial of Outdoor Music Venue Permit

**TIMELINE/SUMMARY OF ACTIONS:**

May 9, 2011 - Application received  
June 7, 2011 - Noticed mailed  
June 21, 2011 - Date to register as interested party  
July 13, 2011 - Application denied  
July 20, 2011 - Appeal received  
July 23, 2011 - Deadline to appeal decision

**STAFF RECOMMENDATION:** Denial of appeal for the following reason:

Due to the property not having a primary use, if the OMV permit was issued that would make the use outdoor entertainment which is prohibited in TOD zoning.

**EXISTING ZONING AND LAND USES:**

	<b>ZONING</b>	<b>LAND USES</b>
<b>SITE</b>	TOD-NP	Vacant land
<b>NORTH</b>	TOD-NP	Warehouse/residence
<b>SOUTH</b>	TOD-NP	Vacant land
<b>EAST</b>	TOD-NP	Warehouse
<b>WEST</b>	TOD-NP	Antiques