Publish: September 3 and 10, 2010

- Conditional Use Request to Operate a Tavern - 817 Clark St
- Rezoning – 920 Songbird Ln. – From "R-3" Two Family to "R-4" Multiple Family I
- Conditional Use Request to Operate a Tavern with a temporary premise expansion for a concert on October 8-9, 2010 - 2124 Rice Street

NOTICE OF PUBLIC HEARING

1) Request of Tim Schertz, 817 Clark St., to Operate a Tavern as a Conditional Use. This property being zoned "B-3" Central Business and described as That Prt of Lots 1, 2 & 7 – Blk 10 – Strongs Ellis & Others Add. Lyg NEly of Hwy ROW S32 T24 R8, City of Stevens Point, Wisconsin.

2) Amendment of the Zoning Ordinance which would classify the following territory as "R-4" Multiple Family I from "R-3" Two Family: Lot 2 CSM #9223-39-3&A Bng Prt NENW S36 & SESW S25 T24 R8, City of Stevens Point, Portage County, Wisconsin.

3) Request of Jason Glisczynski, 2124 Rice Street, to Operate a Tavern as a Conditional Use with a temporary premise expansion for a concert on October 8-9, 2010. This property being zoned "B-4" Commercial and described as Prt NW NW S4 T23 R8 Des: Com NW Cor Cleveland Ave & Rice Th W 630F MOL to WL Sd 40, Th N 300F, Th E Pll Rice St 630F MOL to WL Cleveland Ave Th S300F to POB, Stevens Point, Wisconsin.

Maps further defining the above areas may be obtained from the Community Development Office, 1515 Strongs Avenue, during normal business hours.

All interested parties are invited to attend.

BY ORDER OF THE COMMON COUNCIL
OF THE CITY OF STEVENS POINT, WISCONSIN

John Moe, City Clerk

RESOLUTION

RESOLVED by the Common Council of the City of Stevens Point, Portage County, Wisconsin, that based upon the application and after reviewing the Plan Commission record and hearing the testimony of interested parties, the Common Council determines that all conditions required have been met, the property located at **817 Clark St.,** described as That Prt of Lots 1, 2 & 7 – Blk 10 – Strongs Ellis & Others Add. Lyg NEly of Hwy ROW S32 T24 R8, City of Stevens Point, Wisconsin, is hereby granted a Conditional Use for the Purpose of Operating a Tavern with the following restrictions:

- The licensed premise shall not be operated more than 3 days per week.
- The licensee shall maintain order and peace in the licensed premises.
- Any licensed premise established, operated, or maintained in violation of any of the provisions or requirements of this conditional use permit shall be grounds for suspension or revocation of this conditional use permit and/or declared to be unlawful and a public nuisance, the City may, in addition to or in lieu of, any other remedies set forth in the Stevens Point Municipal Code chapter twelve & 12.14 ordinance or the City's Revised Municipal Code, commence an action to enjoin, remove, or abate such nuisance in the manner provided by law and shall take such other steps and apply to such court or courts as may have jurisdiction to grant such relief as will abate or remove such public nuisances, and restrain and enjoin any person(s) from establishing, operating, or maintaining said conditional use contrary to the provisions of this conditional use permit.
- The business must be operated in a manner that music heard from outside the building does not unreasonably disturb the peace and enjoyment of the surrounding properties.
- The licensee shall require that all exterior doors be kept closed so that noise does not unreasonably disturb the peace and enjoyment of the surrounding properties.
- The licensee shall require that all exterior equipment and containers, including refuse containers, be screened from view with an appropriate enclosure(s).

- The licensee shall require that the area surrounding the premises be kept clean and orderly. All cups, bottles, cans, garbage, rubbish, cigarettes, etc. shall be properly disposed of at the end of each day, and not left on the property or public right-of-way.
- The licensee shall require that the green area to the west of the building be well maintained and have a professional appearance. The grass shall be mowed and kept at an acceptable height, and all cups, bottles, cans, garbage, rubbish, cigarettes, etc. shall be properly disposed of at the end of each day.

- The conditional use shall expire September 20, 2012. Prior thereto, the Common Council shall review the standards for a conditional use permit as they related to said property.

- The owner and licensee understand and agree that the conditions set forth above and incorporated by reference are conditions of review that the Plan Commission may use in license and/or conditional use approval, renewal, and suspension/revocation proceedings.

- Approval of the aforementioned resolution constitutes a Conditional Use Permit approval under the City's ordinances.

APPROVED: _____
Andrew Halverson, Mayor

ATTEST: _____
John Moe, City Clerk

Dated: September 20, 2010
Adopted: September 20, 2010

Drafted by: Michael Ostrowski
Return to: City Clerk

ORDINANCE AMENDING THE REVISED MUNICIPAL CODE
OF THE CITY OF STEVENS POINT, WISCONSIN

(920 Songbird Lane)

The Common Council of the City of Stevens Point, Portage County, Wisconsin, do ordain as follows:

SECTION I: That the Zoning Ordinance of the City of Stevens Point would classify the following territory as "R-4" Multiple Family I:

Lot 2 CSM #9223-39-3&A Bng Prt NENW S36 & SESW S25 T24 R8, City of Stevens Point, Portage County, Wisconsin.

SECTION II: This ordinance shall take effect upon passage and publication.

APPROVED: _____
Andrew Halverson, Mayor

ATTEST: _____
John Moe, City Clerk

Dated: September 20, 2010
Adopted: September 20, 2010