



**APPLICATION FOR SPECIAL USE PERMIT
FOR TAVERNS AND RESTAURANTS WITH ALCOHOL**

Community Development Department
 100 N. Appleton St. PH: 920-832-6468
 Appleton, WI 54911 FAX: 920-832-5994

Stamp date received

PROPERTY OWNER		APPLICANT (owner's agent)	
Name		Name	
Mailing Address		Mailing Address	
Phone	Fax	Phone	Fax
E-mail		E-mail	

PROPERTY INFORMATION	
Property Tax # (31-0-0000-00)	
Site Address/Location	
Legal Description of Land (may be attached as separate sheet)	
Current Zoning:	Proposed Zoning:
Current Uses:	Proposed Uses:
Lot Dimensions and Area:	

DESCRIPTION OF THE PROPOSED USE FOR THIS PROPERTY

Date	Owner/Agent Signature (Agents must provide written proof of authorization)

OFFICE USE ONLY			
Application Complete	_____ / ___ / ___	Date Filed	_____ / ___ / ___
Fee \$350.00	Acct #15020.5002	Receipt #	_____ / ___ / ___

**TAVERN AND/OR RESTAURANT WITH ALCOHOL SALES
PLAN OF OPERATION AND LOCATIONAL INFORMATION**

Business information:

Name of Business: _____

Years in operation: _____

Percentage of business derived from restaurant service: _____%

Type of the proposed establishment (detailed explanation of business): _____

Hours of Operation: _____ Days of Operation: _____

Noise, crowd, parking lot control methods: _____

Maximum number of persons permitted to occupy the building or tenant space as determined by the International Building Code (IBC) or the International Fire Code (IFC), whichever is more restrictive: _____ persons.

Outdoor uses:

Location, type, size and design of outdoor facilities: _____

Type and height of screening: plantings/fencing/gating _____

Is there any alcohol service incorporated in this outdoor facility proposal? Yes___ No___

Hours of Operation: _____ Days of Operation: _____

Are there plans for outdoor music/entertainment? Yes___ No___

If yes, describe soundproofing measures: _____

Is there any food service incorporated in this outdoor facility proposal? Yes___ No___

Outdoor lighting:

Type: _____

Location: _____

Off-street parking:

Number of spaces provided_____.

Other Licensed Premises:

The number of licensed premises within the immediate geographic area of the proposed location will be considered in order to avoid an undue concentration that may have the potential of creating public safety problems or deterring neighborhood development.

List nearby taverns:_____

Amusement Devices:

Number of video games:_____ Pool Tables:_____

Other amusement devices:_____

WHAT IS A SPECIAL USE PERMIT?

Special Uses are those uses having some uniqueness or unusual impact which require careful review of their location, design, and configuration to determine against fixed standards, the desirability of permitting their establishment at any given site. There are uses which may or may not be appropriate in a particular location depending on a weighing, in each case, of the public need and benefit against the community and neighborhood impact and effect as well as consistency to the 2010-2030 Comprehensive Plan. Each zoning district has a list of uses requiring a Special Use Permit.

WHERE DO I START?

Contact the Community Development Department to discuss interest in a Special Use Permit. The staff will provide information regarding the 2010-2030 Comprehensive Plan, the criteria for evaluation, surrounding uses and possible nonconformities.

WHAT'S NEXT?

A complete submittal includes a completed application, a detailed development plan of the proposed development and the appropriate fee. The Community Development Department files the complete submittal with the City Clerk.

City departments make recommendations to the Plan Commission. The Plan Commission holds a Public Hearing to review staff comments and the Findings of Fact (Section 23-66 (e)) and makes its recommendations to the Common Council. A notice of the Public Hearing will be advertised in The Post-Crescent for two consecutive weeks prior to the Plan Commission meeting. Notice of the hearing is sent to the petitioner, Alderperson of the district, property owners within 100 feet of the proposed Special Use Permit lot and/or the town clerk. A recommendation to the Common Council is made within 45 days of the Public Hearing.

The Common Council formally approves or denies the Special Use Permit within 45 days of the Plan Commission action. Two-thirds of the entire Common Council must vote in favor of the permit in order for it to be granted.

WHAT IS THE FINAL ACTION?

Common Council approval is the final action for a Special Use Permit.

NOTE: *A Special Use Permit shall expire if the use is discontinued for a period of 12 months. Also, the Common Council has the ability to revoke a Special Use Permit for failure to comply with the provisions of approval.*

City Staff contacts:

Inspections review	Johannes Hendriks	(920) 832-6418
Public Works review	Sue Olson	(920) 832-6474
Erosion Control review	John Peters	(920) 832-5879
Fire Dept. review	Dan Dibbs	(920) 832-5829
Health review	Tim Mirkes	(920) 832-6429
Park & Rec. review	Mike Michlig	(920) 832-5905
Police Dept. review	Dennis Weyenberg	(920) 832-5501
Water Division review	Gary Klein	(920) 832-5940
Municipal Services review	Todd Nett	(920) 832-5580
Traffic Division review	Eric Lom	(920) 832-3958

DEVELOPMENT PLAN CHECKLIST FOR SPECIAL USE PERMITS

23-66(d)(5) Development plan of property being proposed for a special use permit, which shall supply the information as identified below:

- a. North arrows, date of preparation and scale on 8½" x 11" paper.
- b. Name(s) of all adjacent or surrounding streets and right-of-way width(s).
- c. Recorded property lines and their dimensions.
- d. All existing and proposed buildings and structures accessory to the principal use, including the use of each building or structure, dimensions and their locations on the parcel.
- e. Dimensions of existing and proposed yard setbacks for buildings and structures.
- f. Dimensions of existing and proposed parking, loading, and unloading areas, sidewalks and interior and perimeter landscaping areas. Identify proposed and existing surface material(s).
- g. The location of existing and proposed trees, shrubs and grass.
- h. The location and details of proposed and existing refuse containers and their enclosures.
- i. The location of proposed and existing signage.
- j. The location and type of all proposed and existing exterior lighting fixtures.
- k. The location, height and materials of all proposed and existing fences or retaining walls.
- l. The location and size of existing and proposed driveways.
- m. The location of snow storage areas.
- n. The location and use of buildings and structures on adjoining land.
- o. Show the general landscaping concept for the site.
- p. Indicate proposed hours of operation and number of employees.
- q. Submit preliminary architectural plans for the existing and proposed buildings that show sufficient detail to permit an understanding of the style of the development and the design of the building(s).
- r. Submit floor plan of the building(s), including room dimensions.
- s. Other additional information that may be deemed appropriate by the Community Development Director.

FINDINGS OF FACT

To be completed by Community Development Department Staff

Section 23-66 (e) **Standards for granting special use permits.** No special use permit shall be recommended by the Plan Commission, or approved by the Common Council, unless it shall find that:

1. **Zoning.** The proposed use conforms to the underlying zone district purpose and development standards and is in harmony with the general purposes and intent of the Appleton zoning ordinance. When there is an existing nonconforming structure, the development standards may be waived by the Common Council.

2. **Plans.** The proposed use conforms to the 2010-2030 Comprehensive Plan, any applicable urban design or other plan officially adopted by Common Council.

3. **Traffic.** Adequate measures have been or will be taken to provide ingress and egress so designed as to minimize traffic congestion in the public streets.

4. **Landscaping and Screening.** Appropriate landscaping and screening has been or will be provided to protect adjacent uses or properties from light, noise and other visual impacts that are associated with the proposed use as established in §23-172(g), Perimeter parking lot and loading space landscaping and §23-601, Landscaping and screening standards.

5. **Neighborhood Compatibility.** The proposed use is compatible with the predominant or prevailing land use of the neighborhood surrounding the proposed development.

6. **Services.** Adequate facilities, access roads, drainage and/or necessary services have been or will be provided.
