



PRODUCE STAND

..... CONDITIONAL USE PERMIT APPLICATION.....

(Please print or type)

Application Date ____ / ____ / ____

Applicant (first) (initial) (last) _____ PHONE NO.: _____

Mailing Address (city) (state) (zip) _____

Property Owner (first) (initial) (last) _____ PHONE NO.: _____

Mailing Address (city) (state) (zip) _____

Property Location (street address) _____

Property Legal Description (if metes and bounds, attach survey of the property) (subdivision) (block) (lot) _____

Current use of property

Proposed use of property

TERM OF PERMIT: ____ 1 YEAR ____ MORE THAN 1 YEAR (requires City Commission approval)

SITE PLAN (attach a drawing of the property showing the following)

- | | |
|---|---|
| ____ Scale, north arrow, legal description of property | ____ Landscaping and fencing of yard |
| ____ Location and height of all structures | ____ Off-street parking and loading |
| ____ Setback from property lines and between structures | ____ Driveway location & design |
| ____ Proposed changes and uses | ____ Location, type, height and lighting of all signs |

(Applicant signature) (date) (Property owner signature) (date)

GENERAL INFORMATION

NOTIFICATION AND PUBLIC HEARING: Property owners within 200' of the subject property shall be notified within at least 10 working days of the Planning and Zoning Commission public hearing. Upon considering the recommendation of the Director of Planning, the Planning and Zoning Commission shall approve or disapprove the application.

APPEALS PROCEDURE: Any decision of the Planning and Zoning Commission may be appealed to the City Commission by presenting a petition to the City Commission within 10 days after the decision of the Planning and Zoning Commission and specifying the grounds for the appeal. A vote of 3/4 of the City Commission is required to overrule a vote of the Planning and Zoning Commission denying a conditional use permit.

CANCELLATION: A conditional use permit is automatically cancelled if not used within 6 months.

REVOCAION: A conditional use permit may be revoked by the Planning and Zoning Commission at a public hearing upon failure of the applicant to remedy a violation of the conditions of the permit within a specified time period (10 to 30 days) as specified in a written notice to the applicant by the Code Enforcement Officer or Building Inspector.

RENEWAL PERIOD: A conditional use permit shall expire within 1 year unless otherwise specified by the Planning and Zoning Commission. Application for renewal of a permit shall be made prior to 20 days before permit expiration. A permit for more than 1 year shall be approved by the City Commission.

COMMENT

Vendors of farm produce, poultry, stock or agricultural products in their natural state are exempt from compliance with Chapter 78: Peddlers and Itinerant Vendors.

APPLICATION FILING FEE: \$150.00 One Year \$150.00 APPEAL \$225.00 Life of the Use
 cash/check # _____ Amount paid _____

ZONING DISTRICT REQUIREMENTS

REQUIRED ZONING DISTRICT: A-O, C-1 TO I-2
 REZONING REQUIRED: _____ NO
 SETBACKS: FRONT _____ SIDE _____ REAR _____
 MINIMUM LOT SIZE: 1/2 acre
 CURRENT ZONING DISTRICT: _____
 _____ YES, attach rezoning application
 MAXIMUM HEIGHT: _____

CONDITIONAL USE REQUIREMENTS

The proposed use meets all the minimum standards established in applicable city ordinances; and will not be detrimental to the health, welfare and safety of the surrounding neighborhood or its occupants, nor be substantially or permanently injurious to neighboring properties.

GENERAL REQUIREMENTS:

1. No form of pollution shall emanate beyond the immediate property line of the permitted use.
2. Additional reasonable restrictions or conditions such as increased open space, loading and parking requirements, suitable landscaping, curbing, sidewalks or other similar improvements may be imposed in order to carry out the spirit of the Zoning Ordinance or mitigate adverse effects of the proposed use.

SPECIFIC REQUIREMENTS:

1. Minimum lot size of 1/2 acre with a minimum frontage of 75' on a public road and on a vacant tract.
2. Produce may be sold out of 1 car or pickup with a bed not to exceed 12'.
3. No trucks with a bed exceeding 12', or trailers shall be permitted on the tract at one time
4. No more than 1 car or pickup truck shall be permitted on the tract at one time.
5. Produce sold shall be raised by the vendor.
6. The site shall be vacated completely every night.
7. A produce stand shall not occupy the site for more than 4 months.
8. The applicant shall provide proof of ownership of the tract or provide written authorization from the owner
9. A new permit shall be required for a change in the produce stand location.
10. The pickup truck or car used to sell produce shall not be parked on public right-of-way.
11. The pickup truck or car used to sell produce shall not be parked closer than 50' to a street intersection.
12. The ingress and egress to the produce stand shall not interfere with the flow of traffic on the adjacent streets.
13. The produce stand shall be approved by the Health Department.

DEPARTMENTAL REQUIREMENTS

Complies with regulations	Health Inspection	/
Meet standard requirements	Fire Inspection	/
Subject to section 138-118 ()	Planning	/
Permit #	Building/Electrical/Plumbing	/
	Other	/

CITY BOARD REQUIREMENTS

PLANNING & ZONING COMMISSION DATE ____/____/____ APPROVED _____ DISAPPROVED _____ 1 YEAR _____ OTHER _____

REQUIRED CONDITIONS: _____

CITY COMMISSION DATE ____/____/____ APPROVED _____ DISAPPROVED _____ 1 YEAR _____ OTHER _____

REQUIRED CONDITIONS: _____

ACKNOWLEDGEMENT AND AGREEMENT TO CONDITIONS

Note: Approval of this permit does not constitute approval to construct, alter or repair. Appropriate building permits must be obtained. The foregoing is a true and correct description of the existing conditions and contemplated action and I will have full authority over the operation and/or construction of same, and hereby agree to comply with all ordinances of the City and applicable Deed Restrictions and assume all responsibility for such compliance. I further agree to discontinue any violations of the conditions of the permit upon notice given to me or anyone in charge of the above property by the Code Enforcement Officer. If the permit is revoked I agree to cease operation of the use upon notification of revocation. I understand that any violation of this ordinance is subject to a Five Hundred Dollar (\$500.00) fine for each day of violation. **Please note that approval of this permit may result in a higher sanitation rate on your utility bill.**

 (Applicant signature)

 (date)

In consideration of the above application, a permit is hereby granted for the above action conditioned upon the terms and specifications set forth above, and the faithful observance of all provisions of the City Building Code, Zoning Ordinance, and all other ordinances applicable to the same.

 City Manager (or Agent)

 (date)