

WAIVER REQUEST

OF PROHIBITIONS SET FORTH IN 10.075 D.1 AND D.3 OF THE CODE OF GENERAL ORDINANCES REGARDING OUTDOOR AREA (EXTENSION)

Reason for Waiver Request (Check All That Apply):

- A Fence Between Four (4') Feet And Six (6') Feet High Will Not Surround The Outdoor Area.
- Outdoor Extension Is Zoned Single Family Residential.
- Outdoor Extension Is Within 25' Of A Single Family Dwelling And The Dwelling Is Either Not Zoned B-1, B-2, B-3 Or B-4 Or Is Not Occupied By The Applicant And/Or His Or Her Immediate Family.

Licensee/Applicant Name

Business Name

Business Address

In order to qualify for a waiver one of the following must be selected. The business:

1. is located wholly within an area in the City zoned Institutional. IF ASSISTANCE IS NEEDED REGARDING ANSWERS TO ZONING, CONTACT MIKE CALLOVI (CITY DEVELOPMENT) AT 653-4032 TO SCHEDULE AN APPOINTMENT
2. is operating as a restaurant, with the sale of alcoholic beverages accounting for less than fifty (50%) percent of the establishment's gross receipts in the B-1, B-2, B-3, or B-4 Zoning Districts (as defined by Section 5.046 Of the Code of General Ordinances).
3. is licensed by the City of Kenosha for Outdoor Dining.

This waiver must include a list of names and addresses of all owners whose property resides within 25 feet of the boundaries of the outdoor extension. **This list will be forwarded to the Building Inspector for verification. The City Clerk will notify owners of the dates, times, and locations of the meetings where the outdoor extension application will be discussed.** List names and address of owners within 25 feet of the boundaries of the outdoor extension below.

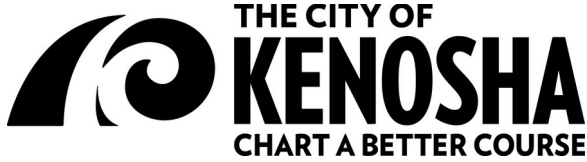
In order to notify the above owners, APPLICATIONS ACCOMPANIED BY THIS WAIVER REQUEST MUST BE FILED NO LATER THAN FOURTEEN (14) DAYS BEFORE FINAL ACTION OF THE COMMON COUNCIL*.

Individual/Partner/Member Signature Date

Partner/Member Signature Date

Received by Building Inspector: _____ **Date:** _____

*14 day waiting period according to Section 10.063 of the Code of General Ordinances.



REQUEST TO CHANGE CLOSING HOURS

CLKCH1 (rev. 11/17)

CITY ORDINANCE 5.046 & 10.075 & 10.076

Change closing hours to 12:00 AM TO 8:00 AM

- Outdoor Extension Outdoor Dining Area with Extension Outdoor Cafe

Licensee Name: _____
CORPORATION, PARTNERSHIP, OR INDIVIDUAL

Trade Name: _____

Trade Address: _____ District #: _____
STREET ZIP

Contact Person: _____
FIRST M.I. LAST

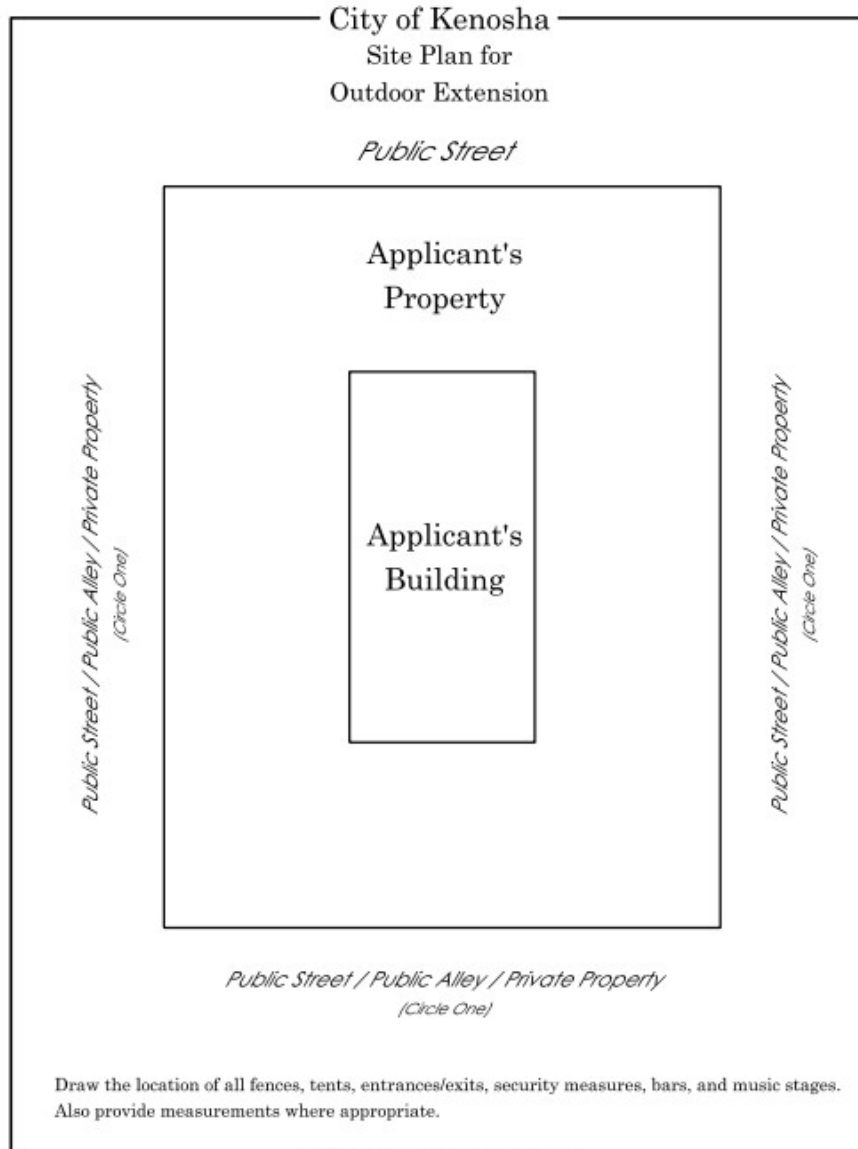
Phone: _____ Email: _____
(Correspondence Will Be Via Email If Address Is Given)

The undersigned is hereby applying for a change of the closing hours of the outdoor extension of the Class “B” Beer, “Class B” Liquor, and/or “Class C” Wine license(s) in accordance with §10.075 of the Code of General Ordinances to 12:00 AM to 8:00 AM.

In making this application, I understand that amplified music or sound shall not be allowed after 10:00 PM.

Individual/Partner/Member Signature Date Partner/Member Signature Date

SAMPLE SITE PLAN



FOR CITY DEVELOPMENT STAFF USE ONLY

VERIFICATION BY CITY DEVELOPMENT:

Zoning Classification: _____ **If SFR, choose: Waiver** **2** (Restaurant), **3** (Outdoor Dining)

The outdoor extension sought is _____ ft from any single-family dwelling.

If less than 25ft from single family, choose:

Waiver **1** (Institutional), **2** (Restaurant), **3** (Outdoor Dining), **or**

N/A because the single family dwelling is zoned B-1, B-2, B-3, B-4, **or**

N/A because the dwelling within twenty-five (25') feet of the outdoor area boundary is occupied by the applicant and/or immediate family and no others (in accordance with 10.075 D.1.b.)

The outdoor extension has a boundary:

within 750 ft of any residentially zoned property.

Live music/entertainment is allowed in outdoor extension 10:00 AM to 10:00 PM with a cabaret license. (Amplified music is allowed without a cabaret license subject to the same time restrictions.)

greater than 750 ft of any residentially zoned property.

Live music/entertainment is allowed in outdoor extension 10:00 AM to 1:00 AM (or earlier in accordance with the closing time of the outdoor extension) with a cabaret license. (Amplified music is allowed without a cabaret license subject to the same time restrictions.)

Recommendation:

Approve

Deny

CD Staff Member Signature

Date