



City of Blaine Anoka County, Minnesota

Blaine City Hall
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Blaine MN 55449

Legislation Details (With Text)

File #: RES 13-041 **Version:** 2 **Name:** 13-11 Yogurt Sundae
Type: Resolution **Status:** Passed
File created: 4/4/2013 **In control:** City Council
On agenda: **Final action:** 4/4/2013
Title: GRANTING A CONDITIONAL USE PERMIT TO ALLOW FOR OUTDOOR DINING WITH SEATING FOR TWELVE AND TWO BENCHES AT 12410 ABERDEEN STREET, SUITE 500. YOGURT SUNDAE. (CASE FILE NO. 13-0011/LSJ)
Sponsors: Bryan Schafer
Indexes:
Code sections:
Attachments: 1. Yogurt Sundae Attachments

Date	Ver.	Action By	Action	Result
4/4/2013	2	City Council	Adopted	Pass
3/12/2013	1	Planning Commission	Recommended for Approval	Pass

ITEM: 11.1 DEVELOPMENT BUSINESS - *Bryan K. Schafer, Planning and Community Development Director*

GRANTING A CONDITIONAL USE PERMIT TO ALLOW FOR OUTDOOR DINING WITH SEATING FOR TWELVE AND TWO BENCHES AT 12410 ABERDEEN STREET, SUITE 500. YOGURT SUNDAE. (CASE FILE NO. 13-0011/LSJ)

Planning Commission (Public Hearing) 03/12/13
City Council (Conditional Use Permit) 04/04/13
Action Deadline 04/08/13

Planning Commission

The Planning Commission voted unanimously to approve the conditional use permit. There were no comments at the public hearing.

Yogurt Sundae is located at 12410 Aberdeen Street and is located next to Xperience Fitness, Foss Swim School and Walgreens. This new yogurt shop would like to provide outdoor dining for its customers. The attached drawing indicates they would like to have three tables and two benches outside of the establishment.

The applicant is proposing seating for 12 at this location. Approximately 3 or 4 people could be seated on the benches. This site is located in a large commercial location where there is a great deal of shared parking between uses. Because of the small number of tables proposed,

staff does not see any issues with parking.

The outdoor dining area will be subject to SAC (Sewer Access Charges). The applicant must work with the City's Chief Building Official and Met Council to determine the amount required for this use.

All other requirements listed in the attached conditions are the standard conditions that the City applies to other outdoor dining conditional use permits.

By motion, approve the Resolution.

Attachments

Zoning and Location Map

Seating Plan

WHEREAS, an application has been filed by Yogurt Sundae as Conditional Use Permit Case File No. 13-0011; and

WHEREAS, a public hearing has been held by the Blaine Planning Commission on March 12, 2013; and

WHEREAS, the Blaine Planning Commission recommends said Conditional Use Permit be approved; and

WHEREAS, the Blaine City Council has reviewed said case on April 4, 2013.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Blaine that a Conditional Use Permit is hereby approved per Section 30.24 of the zoning ordinance to allow for outdoor dining with seating for twelve and two benches at 12410 Aberdeen Street NE, Suite 500 based on the following conditions:

1. The outdoor dining area will be subject to a SAC review and payment. The applicant must work with the City's Chief Building Official and Met Council to determine the amount required for this use.
2. No outdoor advertising on the building or outdoor dining area without obtaining a permit.
3. The outdoor dining area will be limited to the above described area, and there can be no more than 12 seats and two benches in the outdoor dining area.
4. The ability to operate outdoor dining is reliant upon the applicant's ability to adequately

control litter and refuse as associated with the facility.

5. No amplified outdoor music system is allowed.

PASSED by the City Council of the City of Blaine this 4th day of April 2013.