



City of Blaine Anoka County, Minnesota

Blaine City Hall
10801 Town Sq Dr NE
Blaine MN 55449

Legislation Details (With Text)

File #: RES 16-155 **Version:** 1 **Name:** 16-07 Raising Cane's CUP Amend for Outdoor Dining
Type: Resolution **Status:** Passed
File created: 10/6/2016 **In control:** City Council
On agenda: 10/6/2016 **Final action:** 10/6/2016
Title: GRANTING A CONDITIONAL USE PERMIT AMENDMENT TO ALLOW FOR OUTDOOR DINING THAT INCLUDES TWO (2) TABLES AND EIGHT (8) SEATS TO BE LOCATED IN A PBD (PLANNED BUSINESS DISTRICT) ZONING DISTRICT AT 1560 109TH AVENUE NE. KASADA LLC (CSRS, INC. & RAISING CANE'S RESTAURANT, LLC) (CASE FILE NO. 16-0007/LSJ)

Sponsors: Bryan Schafer

Indexes:

Code sections:

Attachments: 1. Raising Cane's CUP Amend - Attach.pdf, 2. Raising Cane's CUP Amend - Comment.pdf

Date	Ver.	Action By	Action	Result
10/6/2016	1	City Council	Adopted	Pass

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

GRANTING A CONDITIONAL USE PERMIT AMENDMENT TO ALLOW FOR OUTDOOR DINING THAT INCLUDES TWO (2) TABLES AND EIGHT (8) SEATS TO BE LOCATED IN A PBD (PLANNED BUSINESS DISTRICT) ZONING DISTRICT AT 1560 109TH AVENUE NE. KASADA LLC (CSRS, INC. & RAISING CANE'S RESTAURANT, LLC) (CASE FILE NO. 16-0007/LSJ)

Planning Commission (Public Hearing)	03/08/16
City Council (Conditional Use Permit)	04/07/16
City Council (CUP Amendment)	10/06/16
Action Deadline	10/31/16

Raising Cane's is currently under construction in Victory Village and they have indicated that they would like to have outdoor dining at this location. Outdoor dining requires a conditional use permit, and this request will be considered an amendment to their current conditional use permit. While this item did not go to the Planning Commission for approval, a notice of this meeting was sent out to the adjacent property owners. Being as this building is in the Victory Village commercial area there are no residential areas in close proximity to this use.

Conditional Use Permit

The site plan provided indicates there will be two tables with four seats at each table located on

the north side of the building adjacent to the entrance to the restaurant. A landscape plan indicates there will be a row of boxwoods and junipers to delineate the seating/entrance area and provide separation from the drive aisles and parking areas.

All conditions listed are those that have been included with other outdoor dining conditional use permits.

By motion, approve the Resolution.

Attachments

Zoning and Location Map

Site Plan

Landscape Plan

Public Comment

WHEREAS, an application has been filed by Kasada LLC (CSRS, Inc.) as Conditional Use Permit Case File No. 16-0007; and

WHEREAS, said case involves the land described as follows:

TRACT A, REGISTERED LAND SURVEY NO 272

WHEREAS, a public hearing has been held by the Blaine Planning Commission on March 8, 2016; and

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

WHEREAS, the Blaine City Council has reviewed said case on October 6, 2016.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Blaine that a Conditional Use Permit is hereby approved per Section 31.33 of the Zoning Ordinance to allow for outdoor dining that includes two (2) tables and eight (8) seats to be located in a PBD (Planned Business District) located at 1560 109th Ave NE (Raising Cane's) 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 Metropolitan Council to determine the amount required for this use.
2. Plans for amplified music or a public address system for the outdoor dining area to be reviewed and approved by the City. Noise level of the music in the outdoor dining area to not exceed the level of normal conversation.

3. No outdoor advertising on building or patio area without obtaining a permit, including any signage on table umbrellas.
4. The outdoor dining area limited to the patio area identified on the attached site plan, and there can be no more than 8 seats in the outdoor dining area.
5. The ability to operate outdoor dining is reliant upon the applicant's ability to adequately control litter and refuse as associated with the facility.
6. Exit doors in any railing or fence in the outdoor dining area shall be openable from the inside without the use of a key or any special knowledge or effort, per the Uniform Building Code.
7. Provide manufacturing specifications and requirements for propane heater use and clearance to combustibles if they are to be used on site.

PASSED by the City Council of the City of Blaine this 6th day of October, 2016.