

## Item Cover Page

### CITY COUNCIL MEETING AGENDA ITEM REPORT

**DATE:** January 8, 2025

**SUBMITTED BY:** Greg DeLong, Planning & Community Development

**ITEM TYPE:** Resolution

**AGENDA SECTION:** BUSINESS/ADVERTISING, PETITIONS, HEARINGS & COMMUNICATIONS

**SUBJECT:** **Quasi-Judicial:** RESOLUTION 25-01 - PUBLIC HEARING

**SUGGESTED ACTION:** Motion to either approve or deny Resolution 25-01, Case SU.24.0001. If the action is to approve, following are recommended stipulations for approval:

- a. The approved Resolution, including the approved site plan and conditions shall be on display and accessible on the Property during business hours.
- b. Within 30 days following the approval, the Property Owner shall execute an Indemnification Agreement in a form acceptable to the City.
- c. No more than 6-tables, 10-chairs and 7-stadium seats may remain on the sidewalk when the business is closed. The items shall be cabled in a tight cluster rendering them unusable and placed adjacent to the building unit.
- d. Clear pedestrian access on the public sidewalk of no less than 5' shall be maintained at all times in a way that neither seating or tables affect the ingress/egress of travel, the safety or pedestrian and traffic circulation.
- e. The property/business owner shall obtain all State licenses permitting the sale of alcohol as part of the sidewalk café.
- f. Any cleaning solution used to clean the sidewalk café area shall be approved by the Bradenton Public Works.

- g. Any future increase in seating for the sidewalk café area shall be approved by City Council.

Planning Commission met on December 11, 2024, and voted 5-0 to recommend to City Council approval with stipulations of Resolution 25-01.

**Is this item Quasi-Judicial?**

Yes

**Does this item require a public hearing?**

Yes

**EXPLANATION:**

The applicant has submitted a Special Use Permit application requesting permission to allow a sidewalk café with alcohol sales at 424 12<sup>th</sup> Street West.

While a sidewalk cafe has been in place at the subject property, the subject Special Use process will ensure compliance to the City of Bradenton's Form Based Code and Land Use Regulations, should approval be granted by City Council.

**FINANCIAL IMPACT:**

N/A

**ATTORNEY REVIEW/RECOMMENDATION:**

Reviewed by City Attorney Rudacille.

**SUGGESTED MOTION:**

Motion to either approve or deny Resolution 25-01 with stipulations recommended by staff.

**ATTACHMENTS:**

[Resolution 25-01](#)

[Application](#)

[Staff Report](#)

[Presentation](#)