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PLANNING COMMISSION MEETING AGENDA ITEM REPORT

DATE: January 15, 2025

SUBMITTED BY: Greg DeLong, Planning & Community Development

ITEM TYPE: Resolution

AGENDA SECTION: **AGENDA ITEMS**

SUBJECT: Resolution 25-03, Case SUP.24.0004

Request for a Special Use Permit to allow for a sidewalk café with alcoholic beverage sales; to be located at 406 12th Street West (Parcel ID 3319400002) in the T5 (Urban Center) transect zoning district. Application filed by Robert Allen Woodring (agent) for CBR Holdings, LLC (owner).

SUGGESTED ACTION: Motion to recommend either approval or denial of Resolution 25-03, Case SUP.24.0004.

Is this item Quasi-Judicial?

Yes

Does this item require a public hearing?

Yes

EXPLANATION:

Robert Allen Woodring (agent and owner) of the Lost Kangaroo Pub submitted a Special Use application requesting permission to allow a sidewalk café with alcoholic beverage sales at 406 12th 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.

According to the submitted application materials, the proposed café area will be located on the sidewalk along 12th Street West. Following is a summary of the request:

- Area size: 12' x 45' (sidewalk depth and unit width).
- Number of Tables: 4-tables.
- Number of Seats: 12-chairs and 2-wooden benches.
- Bussing and Hostess Stations: No.
- Table Umbrellas: No, due to an existing awning.
- Requesting permission to allow for the 2-wooden benches to remain on the sidewalk when the business is closed.

FINANCIAL IMPACT:

N/A

ATTORNEY REVIEW/RECOMMENDATION:

Reviewed by City Attorney Rudacille.

SUGGESTED MOTION:

Motion to recommend to City Council either approval or denial of Resolution 25-03, Case SUP.24.0004.

If the Commission wishes to recommend approval, staff recommends that the following stipulations be applied to the 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 2-benches may remain on the sidewalk when the business is closed. The items shall be 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.

ATTACHMENTS:

[Resolution 25-03 \(DRAFT\).pdf](#)

[Agent Authorization Form.pdf](#)

[Sidewalk Cafe Layout / Site Plan.pdf](#)

[Staff Report.pdf](#)