

RESOLUTION NO. P.C. 290-94
APPROVING NONCONFORMING USE PERMIT NO. 11-94 OF BRADLEY BOWMAN
TO LOCATE AN ESPRESSO BAR AT 423 WEST 3RD

I. RECITALS:

A. The Planning Commission of the City of The Dalles has, on this day, conducted a public hearing to consider the above request for use of property located at 423 West 3rd Street and described as Township 1 North, Range 13 East, Section 3BB, tax lot 2000.

B. A staff report was presented, stating the findings of fact, conclusions of law, and a staff recommendation.

C. Staff Report No. Nonconforming Use 11-94 and the minutes of the May 5, 1994, Planning Commission meeting upon approval, provide the basis for this resolution and are herein attached by reference.

II. RESOLUTION:

Now, therefore, be it FOUND, DETERMINED, and RESOLVED by the Planning Commission of the City of The Dalles as follows:

A. In all respects as set forth in Recitals, Part "I" of this resolution.

B. Nonconforming Use Permit No. 11-94 is hereby approved with the following conditions:

1. Applicant shall contact the Wasco/Sherman Health Department for food sanitation and licensing requirements.

2. All construction shall meet local, state, and federal requirements, including compliance with ADA standards.

3. All future lighting shall be directed away from adjacent property.

4. All signs shall require separate sign permits to be obtained from the Planning Office.

III. APPEALS, COMPLIANCE, AND PENALTIES

A. Any party of record may appeal a decision of the Planning Commission to the City Council for review. Appeals must be made according to Section 36 of the Zoning Ordinance, and must

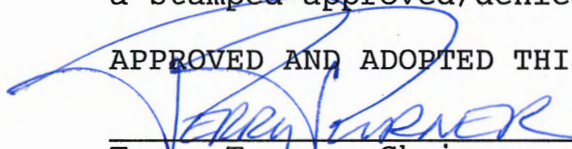
be filed with City Clerk with in ten (10) days of the date of resolution.

B. Failure to exercise this approval within the time limits set either by resolution or by ordinance will invalidate this permit.

C. All conditions of approval must be met within the time limits set by this resolution or by ordinance. Failure to meet any condition will prompt enforcement proceedings that can result in: 1) permit revocation; 2) fines of up to \$2,500 per day for the violation period and/or imprisonment in the County jail for a term not to exceed one (1) year.

The Secretary of the Commission shall (a) certify to the adoption of the Resolution; (b) transmit a copy of the Resolution along with a stamped approved/denied site plan or plat to the applicant.

APPROVED AND ADOPTED THIS 5TH DAY OF MAY, 1994.



Terry Turner, Chairman
Planning Commission


I, Scott Keillor, Secretary to the Planning Commission of the City of The Dalles, hereby certify that the foregoing Resolution was adopted at the regular meeting of the City Planning Commission, held on the 5th day of May, 1994.

AYES: Terry Turner, Michael Maier, David Peters and Thomas Quinn

NOES: None

ABSENT: Ken Farner, Marianne Barrett and Walt Hoffman

ABSTAIN: None

ATTEST: 

Secretary, Planning Commission