



# City of Racine

City Hall  
730 Washington Ave.  
Racine, WI 53403  
[www.cityofracine.org](http://www.cityofracine.org)

## Legislative Report

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**File Number: Res. 0153-19**

**Agenda Date: 02/20/2019**

**File Type: Resolution**

Takeout-Carryout Restaurant with Drive-Through at 622 Three Mile Road

Resolved, that the request by Tesa Santoro of JTS Catering seeking a conditional use permit to operate a takeout-carryout restaurant with a drive-through at 622 Three Mile Road is approved subject to the following conditions:

1. That the portion of the application related to the electronic message sign be severed from the takeout carryout and drive thru portion of the application and considered separately upon approval of a variance or submittal of an electronic message signage plan which complies with all development standards.

2. Based on the findings of fact, that the request from, JTS catering seeking a conditional use permit to allow a takeout carryout restaurant with drive thru at 622 three mile road be approved, subject to the following conditions:

a. That the plans presented to the Plan Commission on February 13, 2019, be approved subject to the conditions contained herein.

b. That the following development standards be complied with prior to occupancy unless otherwise noted:

1. Parking lot be sealed and parking spaces striped in accordance with the sizing requirements of Sec. 114-Article XI.

2. Site be landscaped and maintained as required by Sec. 114-743. Existing vegetation which is dead or decaying shall be replaced and any new plantings and/or organic materials in planting beds shall be submitted to and approved by the Department of City Development prior to installation. Stone or rocks are not allowed in landscaping beds.

3. Submission to and approval by the Department of City Development of plans for the trash storage area which meet all requirements of Sec. 114-742 and shows that all trash and recycling be kept in closed containers which are completely screened from public view and includes a gate on the trash storage area. A chain link fence with privacy slats shall not fulfill this requirement.

4. Shipping container be removed.

c. That if, prior to the issuance of an Occupancy Permit, required site improvements listed in b, above have not been or cannot be completed, a financial surety shall be provided to the City. The surety shall be in a format as approved by the City Attorney's office, and subject to all stipulations as identified for financial sureties in the City of Racine. The dollar amount shall be determined at the time of application based upon estimates provided by the applicants for any incomplete work, and shall be valid for no less than one year from the date of issuance. The surety format and content is subject to review and approval by the City Attorney.

d. That hours of operation be from 6:00 p.m. to 10:00 p.m. each day of the week.

e. That all codes and ordinances are complied with and required permits acquired.

f. That no minor changes be made from the conditions of this permit without approval of the Plan Commission, and no major changes be made from the conditions of this permit without the approval of the Common council.

g. That this conditional use permit is subject to Plan Commission review for compliance with the listed conditions.

Fiscal Note: N/A