

**STAFF RECOMMENDATION:**

THAT THE REQUEST FROM AUDIEL ARRIAGA AND ALEJANDRA AVILA OF TORTILLERIA LA MORENITA SEEKING A CONDITIONAL USE PERMIT FOR A CARRY-OUT RESTAURANT AT 1644 WASHINGTON AVENUE BE APPROVED, SUBJECT TO THE FOLLOWING CONDITIONS:

- a. That the plans presented to the Access Corridor Development Review Committee (ACDRC) on July 23, 2009 and the Plan Commission on July 29, 2009 be approved subject to the conditions contained herein.
- b. That all codes and ordinances be complied with and all applicable permits be obtained from the Building Inspection Department.
- c. That, if needed, the property owner execute a hold harmless agreement with the City for signage overhanging the public right-of-way.
- d. That the east and west concrete block walls be repainted in color to be approved by the Director of City Development. Said painting shall be completed by October 1, 2009.
- e. That no minor changes be made from the conditions of this permit without the approval of the Director of City Development and no major changes be made from the conditions of this permit without the approval of the ACDRC, the Plan Commission and/or Common Council.
- f. That this permit is subject to Plan Commission and or ACDRC review for compliance with the listed conditions.