

Recommendation of the Plan Commission (4/29/09):

THAT A REQUEST BY FRANK D'AQUITSO OF D'ACQUISTO MOTORS SEEKING A CONDITIONAL USE PERMIT TO EXPAND THE AUTOMOBILE DISPLAY AND SALES AREA ONTO AN EASTERN PORTION OF THE PROPERTY AT 3919 WASHINGTON AVENUE IN CONJUNCTION WITH THE AUTO DEALERSHIP AT 1202 LATHROP AVENUE BE APPROVED, SUBJECT TO THE FOLLOWING CONDITIONS:

- a. That the plans presented to the Plan Commission on April 29, 2009 be approved subject to the conditions contained herein.
- b. That up to 33 vehicles may be displayed for sale in the parking areas as indicated on the site plan, at both addresses (1202 Lathrop Avenue and 3919 Washington Avenue).
- c. That there be no pennants, banners, streamers, advertising flags, antenna sleeves, string lights, spot lights or other forms of attraction devices utilized.
- d. That by July 29, 2009 the following shall be accomplished:
 1. At 1202 Lathrop Avenue, install wheel stops so as to close the northernmost driveway onto Lathrop Avenue.
 2. At 3919 Washington Avenue, install wheel stops in the western parking lot (Family Dollar parking lot) to prevent cars from projecting onto the Russett Street sidewalk.
 3. Submit a landscape plan for the review and approval of the Director of City Development illustrating a landscaped area at the base of the sign at the northeast corner of the property. Said plan shall be implemented by September 1, 2009.
 4. Submit a cashiers check or letter of credit equal to the value of the cost of implementation of the landscaping plan for the review and approval of the Director of City Development, and that said bond or letter of credit be valid for a minimum of one year after installation.
- e. That all codes and ordinances be complied with and required permits acquired.
- f. That no minor changes be made from the conditions of this permit without the 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 permit is subject to Plan Commission review for compliance with the listed conditions.
- h. That this approval is intended to accommodate an accessory use in conjunction with the primary use at 1202 Lathrop Avenue as depicted in the approved site plan. Should automobile display and/or sales cease at 1202 Lathrop Avenue, then privileges conveyed herein for display and/or sales from 3919 Washington Avenue shall also cease.