



# 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. 0585-21**

**Agenda Date: 07/20/2021**

**File Type: Resolution**

5302 and 5310 Washington Avenue

Resolved, that, based on the findings of fact, the request from John Holborow seeking a conditional use permit to operate a restaurant with drive-through at 5302-5310 Washington Avenue be approved, subject to the following conditions:

- a. That the plans with the updated and increased buffer yard presented to the Planning, Heritage, and Design Commission on July 14, 2021, be approved subject to the conditions contained herein.
- b. That the following development standards be complied with prior to occupancy certificate issuance:
  1. Fencing in compliance with Racine Ordinances section 114-761
  2. Landscaping indicated on the site plan be installed.
  3. Storm water management be approved by the City Engineering Division and installed as approved by the applicant.
- c. That if, prior to the issuance of an Occupancy Permit, required development standards 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 a.m. to 9:00 p.m. daily.
- e. That signage be submitted to and approved by the Department of City Development’s Planning Division prior to installation and permitting.
- f. That no minor changes be made from the conditions of this permit without approval of the Planning, Heritage, and Design 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 Planning, Heritage, and Design Commission review for compliance with the listed conditions.

Fiscal Note: N/A