

ALRC
Meeting of June 17, 2020
Agenda Item #54, Legistar #60709, Taco Local

The Preservation and Development Committee supported the applicant, with conditions. The applicant agreed to two of the conditions:

- (1) meet the definition of a restaurant per MGO 38.02 at all times; and,
- (2) no alcohol sales before 10:00 a.m. and no alcohol sales after 10:00 p.m.

The applicant did not agree to a third condition: limitation of the "premises" to the interior of the building. The application, question #8, includes in the description of the premises an "outside patio in the rear of the building" and the last page of the supplemental materials reflects this backyard patio.

Please limit the "premises" to the interior space.

- The *Sense of the Neighborhood* document, approved by the MNA Board, provides: "OUTDOOR SEATING - New establishments that desire outdoor seating can expect that component to be reviewed closely. It should be understood that decisions about outdoor seating are contextual, influenced by where the property is situated and how the proposed outdoor seating relates to neighboring properties. Outdoor seating in back of premises in close proximity to residential units will likely not receive support."
- Little notice was provided to neighbors. The Alder's postcard was sent, at the earliest, the Thursday afternoon prior to the Tuesday P&D meeting.
- P&D looks at issues such as hours, screening, and noise mitigation. Approving a permanent backyard patio without addressing these kinds of issues is not fair to residential neighbors.
- The applicant can apply to use the backyard parking lot for outdoor dining under the Streatery Program for the current season, and could serve alcohol on the patio prior to formal ALRC approval of the temporary extension.
- The applicant will have plenty of time to come back to P&D/MNA before the 2021 patio season to seek support/approval for a permanent patio.

Respectfully Submitted,
Linda Lehnertz