

P & Z Case 058-21

Serita Eldridge

(P & Z Recommended for Approval)

RESOLUTION NO. 2021-024

A RESOLUTION granting a Special Use Permit (1st Request) for the operation of an outdoor recreation and entertainment use located at 905, 909, and 913 W. 7th Street, in the City of Joplin, Jasper County, Missouri.

WHEREAS, A public hearing was held before the City Council on December 6, 2021, in compliance with said request.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Joplin, as follows:

That a Special Use Permit be granted to Serita Eldridge for the operation of an outdoor recreation and entertainment use in the City of Joplin, Missouri, on the following described real estate, to-wit:

Tract 1: All of Lots Numbered Fifteen (15) and Sixteen (16) lying West of Railroad, except that part occupied by the railroad, in Gray's Addition to the City of Joplin, Jasper County, except the West 90 feet of said lots, according to the recorded plat thereof. Tract 2: All of the East 45 feet of the West 90 feet of that part of Lots Numbered Twelve (12) thru Sixteen (16) both inclusive, lying West of the present St. Louis and San Francisco Railroad right-of-way in Gray's Addition to the City of Joplin, Jasper County, Missouri, according to the recorded plat thereof. Tract 3: All that part of the West 45 feet of Lots Numbered Twelve (12), Thirteen (13), Fourteen (14), Fifteen (15) and Sixteen (16) lying West of the Railroad right-of-way in Gray's First Addition to the City of Joplin, Jasper County, Missouri, according to the recorded plat thereof,

And the said Special Use Permit is hereby issued with the following conditions and made a part thereof:

1. This Special Use Permit is issued to Serita Eldridge for the operation of an outdoor recreation and entertainment use at 905, 909, and 913 W. 7th St.
2. The permit shall be valid for 2 years upon approval, being eligible for renewal in December 2023.
3. Off street parking for at least eight (8) vehicles shall be provided.
4. Vehicles shall be legally parked curbside and/or the owner shall have shared use parking agreements. Said agreements shall be on the North side of 7th St to minimize pedestrian crossings.
5. Onsite events, such as live music, fairs, or other large gatherings, shall end no later than one half hour prior to when the City noise ordinance takes effect.
6. Alcoholic beverages shall be served by legal means. Proper state liquor licensing shall occur. No alcoholic beverage shall leave the property into public spaces. Trash receptacles shall be provided.

7. Temporary food vendors may serve/sell food on the premises at no more than one monthly event.
8. Mobile food vendors (those licensed under the City of Joplin Food Ordinance) may serve/sell food at any time that operations are permitted through this Special Use Permit.
9. All vendors shall pass inspections from the Joplin City Fire Department. All vendors needing electricity shall have electric service inspected for appropriateness for service lines to their rented site.
10. All regulations as stated in Appendix 29-A (Zoning Code) of the Joplin Municipal Code shall be followed at all times.
11. Any other conditions set by the City Council of the City of Joplin.

The violation of any condition set forth in this Resolution shall be interpreted as a violation of Appendix 29-A (Zoning Code) of the Municipal Codes of the City of Joplin and shall be administered in accordance with the provisions of Section 34 (Violation and Penalty) of Appendix 29-A of that Code. Conviction in Municipal Court for violation of any condition as set forth in this Resolution shall cause the immediate termination of this Special Use Permit and require the applicant as named in Item No. 1 above to reapply for renewal.

That the City Clerk is hereby ordered to file this Resolution with the Zoning District Map maintained in her office and to note the changes herein provided thereon.

PASSED BY THE COUNCIL OF THE CITY OF JOPLIN, MISSOURI, this the _____ day of _____, 2021, by a vote of _____.

 Ryan D. Stanley, Mayor

ATTEST:

 Barbara J. Gollhofer, City Clerk

APPROVED AS TO FORM:

 Peter C. Edwards, City Attorney