RESOLUTION NO. __ of 2014

A RESOLUTION OVERTURNING THE DECISION OF THE METROPOLITAN SHREVEPORT ZONING BOARD OF APPEALS IN CASE NO. BAC-153-13 AND OTHERWISE PROVIDING WITH RESPECT THERETO

WHEREAS, CASE NO. BAC-153-13, Appeal by EVAN MARLOWE for approval of a Special Exception Use, variance in the hours of operation, in a B-2, Neighborhood Business District to permit a restaurant with the on-premise consumption of high alcoholic content beverages operating to 12 midnight on property located on the east side of Centenary, 200 feet north of Olive, legally described as: That certain lot of parcel of land described as: Begin at a point 130.75 feet north and 30 feet east of the intersection of the centerlines of Centenary Blvd & Olive Street located in the NE/4 of Sect 6, T17N, R13W, Shreveport, Caddo Parish, LA, run thence north 55.25 feet along the east R/W line of Centenary Blvd & to the POB. From said POB continue north along the east R/W line of Centenary 55.25 feet; thence run east 126.5 feet; thence run south parallel with the east R/W line of Centenary 55.25 feet; thence run west to the starting point 126.5 feet, Shreveport, Caddo, LA **has been considered and DENIED at a public hearing by the Metropolitan Shreveport Zoning Board of Appeals.**

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Shreveport in due, legal and regular session convened, that the Zoning Board of Appeals decision in Case No. BAC-153-13 is overturned and the application is hereby approved subject to compliance with the following stipulations:

1. **Development of the property shall be in substantial accord with the site plan submitted with any significant changes or additions requiring further review and approval by the Zoning Board of Appeals.**

2. **Alcohol and food service and/or sales shall be restricted to the areas specifically designated for this purpose on the floor plan.**

3. **The restaurant shall maintain a fully equipped kitchen used for the preparation of uncooked food for service and consumption on the premises, and receipts from food sales shall be at least 60% of the gross food and alcoholic beverage sales. Food services shall be available at any time the restaurant is open for business.**

4. **Parking shall be provided which meets all requirements of Article XI, Division 2 of Chapter 106 of the Code of Ordinances, including but not limited to the requirement that surfacing of parking facilities shall be concrete or asphalt and the requirement that parking facilities shall be properly graded for drainage and maintained in good condition, free of weeds, dust, trash and debris.**

BE IT FURTHER RESOLVED that if any provision of this resolution or the application thereof is held invalid, such invalidity shall not affect other provisions, items or applications of this resolution which can be given effect without the invalid provisions, items or applications and to this end the provisions of this resolution are hereby declared severable.

BE IT FURTHER RESOLVED that all resolutions or parts thereof in conflict herewith are hereby repealed.

BAC-153-13
EVAN MARLOWE