



**Council
Communication**
Office of the City Manager

Date	April 21, 2008
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Agenda Item No.	63
Roll Call No.	<u>08-</u>
Communication No.	<u>08-218</u>
Submitted by: Larry Hulse, Community Development Director	

AGENDA HEADING:

Approval of Sidewalk Vacation and Lease for a Sidewalk Café Serving Alcohol for Dos Rios, located at 316 Court Avenue.

SYNOPSIS:

Approval of Sidewalk Vacation and Lease for a Sidewalk Café Serving Alcohol for Dos Rios, located at 316 Court Avenue. The applicant is KH of Des Moines, LLC (101 Plaza Real S., Ste. 214, Boca Raton, FL 33432, Karl Alterman, authorized agent).

FISCAL IMPACT: NONE

Amount: N/A

Funding Source: N/A

ADDITIONAL INFORMATION:

In order to have a sidewalk café serving alcohol on a portion of a public sidewalk, the sidewalk must be vacated, leased to the proprietor, and certain specific requirements for screening, separation, and allowance of clear passage for the remaining portion of the sidewalk must be met. In addition, insurance must be provided by the owner and the amounts must be approved by the City staff. At this time, staff has reviewed the application and found it in order; it meets all of the requirements specified in the ordinance. Staff recommends approval of vacation and lease of a portion of the sidewalk in this area to allow a sidewalk café.

PREVIOUS COUNCIL ACTION(S):

Date: April 7, 2008

Roll Call Number: 08- 564

Action: On vacation of a portion of Court Avenue right-of-way adjoining Dos Rios Restaurant, 316 Court Avenue and approval of proposed Sidewalk Café Lease, (4-21-08). Moved by Vlassis to adopt. Motion Carried 6-1.

BOARD/COMMISSION ACTION(S): NONE

ANTICIPATED ACTIONS AND FUTURE COMMITMENTS: NONE

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