

**GENERAL
FACT SHEET**

04R-54
BILL NUMBER

BRIEF TITLE	APPROVAL DEADLINE	REASON
Application by John Lister for a Sidewalk Café permit.	March 23, 2004	Applicant desires to operate a sidewalk café on city right of way in front of Starbucks Coffee Company, 1225 P Street

DETAILS

Reason for Legislation

Joh Lister Architect has submitted an application for a sidewalk café in the public right of way on the sidewalk in front of Starbucks Coffee Company, 1225 P Street.

Discussion (Including Relationship to other Council Actions)

In 1996, Council approved amendments to the City Sidewalk Café Ordinance, LMC 14.50 to encourage and facilitate the development of sidewalk cafes in the business owned areas of the City.

Starbucks Coffee Company is applying for a permit to place up to six tables and eight chairs in the public right of way in front of their new downtown location.

Representatives of the City Departments on the Outdoor Dining Committee - including staff from Planning, Police, Fire Prevention, Health, Public Works and Urban Development- reviewed this application on February 24th and recommend approvals as submitted with the following observation. The Public Works department notes that there is a light fixture on the P Street side that falls within the 6 ft sidewalk clearance area required. The applicant has reoriented an opening in the proposed fencing to provide additional sidewalk space at this location. The Committee noted that pedestrian traffic on this portion of P Street is usually light and the narrower sidewalk would be acceptable at this location. Because of these considerations, the Committee recommends that the Council use its discretionary powers to waive this requirement. A sidewalk café at this location will also support the development of the 12th Street arts corridor.

The City's Urban Design Committee reviewed the request at their February 25th meeting and voted their approval of this application.

POSITIONS/RECOMMENDATIONS

Sponsor	Urban Development Department
Programs, Departments, or Groups Affected	Sidewalk Café Program, Police, Health, Fire Prevention and Public Work - Sidewalks/Traffic, Downtown Lincoln Association
Applicants/ Proponents	Applicant - John Lister on behalf of Starbucks Coffee Company. City Department Urban Development Department Other Downtown Lincoln Association
Opponents	Groups or Individuals None Basis of Opposition
Staff Recommendation	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against Reason Against
Board or Commission Recommendation	<input checked="" type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For with revisions or conditions (See Details column for conditions)
CITY COUNCIL ACTIONS (FOR COUNCIL USE ONLY)	<input type="checkbox"/> PASS
	<input type="checkbox"/> PASS (AS AMENDED)
	<input type="checkbox"/> COUNCIL SUB.
	<input type="checkbox"/> WITHOUT RECOMMENDATION
	<input type="checkbox"/> HOLD
	<input type="checkbox"/> DO NOT PASS

DETAILS

POLICY / PROGRAM IMPACT

POLICY OR PROGRAM CHANGE	<input checked="" type="checkbox"/> NO <input type="checkbox"/> YES

FINANCES

COST AND REVENUE PROJECTIONS	COST of total project \$ _____ COST of this ordinance/resolution \$ _____ RELATED annual operating cost \$ _____ INCREASED REVENUE EXPECTED / YEAR \$ _____
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SOURCE OF FUNDS	CITY _____ \$ _____ % _____ _____ \$ _____ % _____ _____ \$ _____ % _____ _____ \$ _____ % _____ NON CITY _____ \$ _____ % _____ _____ \$ _____ % _____ _____ \$ _____ % _____ _____ \$ _____ % _____
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BENEFIT COST /	
<input type="checkbox"/> Front Foot <input type="checkbox"/> Square Foot	Average Assessment \$ _____ \$ _____

(Use This Space For Further Discussion, If Necessary)

APPLICABLE DATES: Introduce 3/15/04 for Public Hearing on 3/15/04

FACT SHEET PREPARED BY:
Jeff Cole

REVIEWED BY:
Dallas McGee

REFERENCE NUMBERS: