

AN ORDINANCE OF THE CITY OF PORTAGE DES SIOUX, MISSOURI, PROVIDING FOR A CONDITIONAL USE PERMIT FOR THE PROPERTY AT 1850 MAIN STREET OWNED BY JOHN AND MARY GROENIER FOR A HOME BASED BUSINESS, WHICH WOULD BE A RESTAURANT TYPE BUSINESS.

BE IT ORDAINED BY THE BOARD OF ALDERMEN OF THE CITY OF PORTAGE DES SIOUX, MISSOURI AS FOLLOWS:

SECTION I

This conditional use permit is issued exclusively to John and Mary Groenier and is non-transferrable to other owners or managers. This permit will expire upon change of ownership of the property.

SECTION II

The property is located in a residential area so the following restrictions must be strictly complied with:

1. No liquor license will be issued for the business.
2. The hours of operation must be limited with nearby residents in mind.
3. Maximum capacity limits set by the Fire Inspector and Health Department must be strictly adhered to.
4. Parking must be off street with ample access due to operating in a dark area and closer quarters than normal parking facilities. The amount of parking will have to closely follow the maximum capacity permit.
5. Outside lighting must be controlled to prevent annoyance to the surrounding area.
6. Music of any kind and noise must be closely controlled.

SECTION III

All ordinances or parts of ordinances in conflict with this ordinance or with any of its provisions are, to the extent of such conflict, hereby repealed.

SECTION IV

This ordinance shall take effect and be in full force from and after its passage and approval by the Mayor and the Board of Aldermen.

Passed and approved this 12th day of September, 2005.

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Mark D. Warner, Mayor

Attest:

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Suzie A. Cissell, City Clerk

City Seal