

**City of Venice
Planning and Zoning Department**

MEMORANDUM

DATE: August 21, 2013

TO: Planning Commission

FROM: Scott Pickett, AICP, Senior Planner

SUBJECT: Rehearing of Crow's Nest Restaurant Variance No. 13-3VZ

At the August 6, 2013 Planning Commission meeting a public hearing was held on the above referenced variance application. The Planning Commission approved the variance application subject to the following three conditions:

1. Landscaping shall continue to cover the lower level of the building (and replaced if damaged during construction).
2. The hours of operation for serving food on the deck shall remain the same (i.e. lunch) except for Independence Day and the day of the Christmas Boat Parade.
3. Louver shutters shall be installed in the four openings of the deck (as shown on the approved site plan).

The owner of the Crow's Nest Restaurant has requested a rehearing of the variance application to provide the Planning Commission an opportunity to consider amendments to condition nos. 2 and 3. The requested amendment to the conditions shown in underline (additions) and strike through (deletions) format are provided below.

2. The hours of operation for serving ~~food~~ guests on the deck shall remain the same ~~(i.e. lunch) except for Independence Day and the day of the Christmas Boat Parade~~ as the current restaurant hours (11:00 am – 11:30 pm) without restriction.
3. Louver shutters or similar noise mitigation treatment shall be installed in the four openings of the deck (as shown on the approved site plan).

A copy of the staff report presented at the August 6, 2013 public hearing is attached for reference to 1) the specific variance request, 2) the facts associated with the application, 3) possible Planning Commission actions on the application and 4) the considerations used by the Planning Commission to evaluate a variance application as provided in Section 86-46(a)(4).

Attached is written public comment on the variance application that was submitted to the Planning & Zoning Department prior to the transmission of this staff report to the Planning Commission.