RESOLUTION 08-12013
A RESOLUTION DETERMINING A WAIVER FROM THE FIFTH AVENUE SOUTH OVERLAY DISTRICT REQUIREMENTS FOR PETITION 08-FASAC01 FOR OUTDOOR DINING SEPARATED FROM THE STOREFRONT ON PUBLIC PROPERTY FOR SUSHI THAI TOO LOCATED AT 898 5TH AVENUE SOUTH, MORE FULLY DESCRIBED HEREIN, SUBJECT TO THE CONDITIONS LISTED HEREIN; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Sushi Thai Too, LLC, has requested approval of a waiver from the Fifth Avenue South Overlay District requirements to provide outdoor dining separated from the storefront in accordance with Section 2-571(3)(e) of the Code of Ordinances; and

WHEREAS, George Montes, agent, has been authorized by Provident Naples/Susanne Schache, the owners of the property, to file the petition; and

WHEREAS, after providing the petitioner, staff and the public an opportunity to present testimony and evidence, the City Council finds that the criteria for granting the petition have been met and that the petition should therefore be granted;

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF NAPLES, FLORIDA:

Section 1. That FASAC Waiver Petition 08-FASAC01 is hereby granted for outdoor dining separated from the storefront on public property at Sushi Thai Too located at 898 5th Avenue South, more fully described as:

The East 45 feet of Lots 1 to 4, inclusive, and the East 45 feet of the North 25 feet of Lot 5, Block 15, Tier 9, REPLAT OF NAPLES SEABOARD & GULF RAILWAY CO., per plat thereof recorded in Plat Book 1, Page 59, Public Records of Collier County, Florida

Section 2. That approval of this Outdoor Dining Petition is subject to the conditions as set forth in Section 2-571(3)(e) of the Code of Ordinances, and all tables and chairs shall be stored indoors every evening.

Section 3. That this resolution shall take effect immediately upon adoption.
Resolution 08-12013


Bill Barnett, Mayor

Attest:

Tara A. Norman, City Clerk

Approved as to form and legality:

Robert D. Pritt, City Attorney

Date filed with City Clerk: 4/28/08