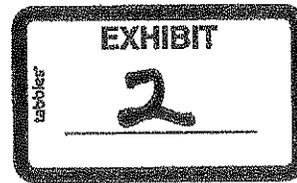


090743b



Sec. 30-111. Food distribution centers for the needy.

Except as provided as an accessory use to places of religious assembly, food distribution centers for the needy shall be regulated as follows:

- (1) *Limit on number of meals served.* The total number of meals served in any 24-hour period shall not exceed 130. Such number shall not include meals served to persons admitted to a residence for destitute persons when located in conjunction with a food distribution center for the needy. Notwithstanding the foregoing limitation, the city manager or designee, may issue a Special Event Permit for the calendar days that Thanksgiving Day, Christmas Day and Independence Day are observed under Federal Law, to allow the total number of meals served during those 24-hour periods to exceed 130. The City Manager or designee may issue the Special Event Permit provided the following conditions and requirements are met:
 - a. A complete application is filed on forms provided by the City and the fee is paid as specified in Appendix A, at least ten City business days prior to the holiday meal service.
 - b. The food distribution center for the needy conducting the holiday meal service must be an existing facility in a permanently fixed location.
 - c. The holiday meal service must be conducted on the site where the facility is located. If the facility is located in a development consisting of several stores sharing the area to be used for the holiday meal service, the facility must have the permission of the owner of the development and the consent of the tenants that share the space.
 - d. All permit applications must include a report detailing how many people are expected to attend, the indoor seating capacity of the facility and any proposed temporary outdoor structures or seating, whether there will be outdoor entertainment or speakers, a plan for the storage and pickup of garbage during and after the event, and a public safety plan detailing how the permittee will maintain crowd control and public safety, and comply with the city's noise ordinance.
 - e. Permit applications shall be examined by the appropriate departments of the city to ensure protection of the public health, safety and general welfare. In addition to normal concerns of each such department, particular attention will be given to traffic flow and control, auto and pedestrian safety, and the effect that the use and activity will have on

surrounding uses, particularly where the adjoining use is residential. The permit may be approved with conditions or denied by the city manager or designee based on these factors.

- (2) *Distance requirements.* The distance between any food distribution center for the needy and any other food distribution center for the needy or residence for destitute people, or facility combining both uses, shall be 2,000 feet. The distance between any food distribution center for the needy and any social service home, halfway house or rehabilitation center shall be 1,320 feet. All distance measurements shall be from the nearest property line of any existing facility to the nearest property line of the proposed facility. However, there shall be no food distribution center for the needy located in the area described in Appendix D located at the end of this chapter, and as shown on the map maintained in the department of community development.
- (3) *Saturation.* No more than two food distribution centers for the needy or residences for destitute people may be located within a two-mile radius.
- (4) *Signage.* Food distribution centers for the needy shall be limited to two wall-mounted, nonilluminated signs displaying the name of the facility, hours of operation and other functional information and directions. No more than one sign shall be displayed on any building face, nor shall the combined sign area for two signs exceed 30 square feet.
- (5) *Bufferstrip.* A food distribution center for the needy shall provide a buffer equal to that of a commercial use, in accordance with article VIII of this chapter, when adjacent to any property designated for residential use on the Future Land Use Map.
- (6) *Management program.* Any applicant for a special use permit shall file with the city manager a management program addressing hours of operation, personnel, management of solid waste and litter, and lighting. The name, address and telephone number of the person responsible for the facility shall be kept up to date.
- (7) *Renewal of special use permit.* The owner of real property holding a special use permit for the operation of a food distribution center for the needy shall renew such permit in a hearing before the plan board at a regularly scheduled hearing not more than five years from the date of issue. The plan board at such renewal hearing shall ascertain that the facility has been operating in substantial compliance with the above conditions.
- (8) *Combined facility.* A special use permit may be issued for a facility

090743b

functioning as both a food distribution center for the needy and a residence for destitute people. All requirements for both facilities shall be met.