

## NOTICE OF DECISION

Date of Issuance: May 29, 2013

Review Agency: City of Woodland, WA

Project Title: ABC Specialty Supply ATUP

Land Use Application No.: #213-917/ATUP

Applicant: Angela Jackson/ABC Seasonal Specialty Supply
Property Owner: Cooper & Cooper Woodland LLC
Site Location: 1650 Atlantic Ave
Parcel ID Number: 5059701
Zoning Designation: Highway Commercial (C-2)
Date Application Received: May 28, 2013
Date of Notice of Decision: May 30, 2013

### **Description of Proposal**

The application is for an Administrative Temporary Use Permit (ATUP) to establish a roadside produce stand at 1650 Atlantic Avenue, Woodland, WA. The subject property is zoned Highway Commercial (C-2). A 10' x 10' tent, to be used for the produce stand, and a recreational vehicle, to be used as an office, will be set up in the northern portion of Parcel 5059701. The hours of operation will be 9 AM to 9 PM, June 1, 2013 through September 1, 2013.

### **Review Authority**

Per WMC 17.36.026, roadside produce stands located in the Highway Commercial (C-2) zoning district can be approved as Administrative Temporary Use Permits (ATUPs) per WMC 17.70.

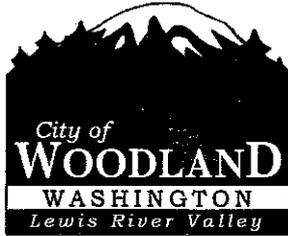
Per WMC 17.70.050 and 19.08.030, ATUPs shall be approved, or modified and approved by the City Public Works Director or his designee.

### **Decision**

The above application for an Administrative Temporary Use Permit (ATUP) is **approved with the following conditions** based on the criteria outlined in WMC 17.70.050.

### **Conditions of Approval**

- i) Comply with all applicable federal, state, and local regulations.
- ii) Comply with the fire code if the proposed use involves a tent or temporary membrane structure larger than 10' x 10'.
- iii) A restroom with adequate hand-washing facilities must be provided for employees.



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- iv) Cowlitz County Health Department may require a Temporary Food Establishment permit for the operation of the produce stand. Contact the Cowlitz County Health Department to inquire about any necessary permits or approvals prior to the start of operation.

### Time Limitation

Per WMC 17.70.060, the following time limitations that shall apply to the proposed produce stand include:

- 1) A Temporary Use Permit (TUP) is valid for up to one hundred eighty (180) calendar days from the effective date of the date of this notice.
- 2) The property owner or holder of a TUP may not file an application for a successive TUP for sixty (60) days following the expiration of an approved permit applying to that property.
- 3) Within five (5) days of the expiration of the TUP, the applicant shall have the use and all physical evidence removed from the site.

### Appeal Procedure

Per WMC 19.06.040 and 19.08.030, the decision above may be appealed to the Hearing Examiner within fourteen (14) days of the date this decision is issued. The appeal with all required materials shall be submitted to the City Planning Department **by 5:00 pm on Wednesday, June 13, 2013.**

### Contact Person

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Amanda Smeller, Community Development Planner

City of Woodland

230 Davidson Avenue -- P.O. Box 9

Woodland, WA 98674

cc: Planning File - #213-917/ATUP

Applicant

Property Owner

Mayor

Department Heads