

LAND USE AND ZONING COMMITTEE AMENDMENT

The Land Use and Zoning Committee offers the following amendment to File No. 2022-151:

- (1) On **page 1, line 17**, after "L-5662-22C;" **insert** "PUD SUBJECT TO CONDITIONS;";
- (2) On **page 3, line 19**, **strike** "Exhibit 3 - Written Description dated January 27, 2022." and **insert** "Revised Exhibit 3 - Revised Written Description dated April 7, 2022.";
- (3) On **page 3, line 20½**, **insert** a new Section 4 to read as follows:

"Section 4. Rezoning Approved Subject to Conditions.

This rezoning is approved subject to the following conditions. Such conditions control over the Written Description and the Site Plan and may only be amended through a rezoning:

- (1) The driveway shown on the Site Plan will not function as a right in/right out driveway. The median depicted in the Site Plan shall be removed and the proposed driveway shall align with the existing driveway across Old St. Augustine Road. If this cannot be done, a professional traffic engineer shall conduct a meeting to determine a safe access prior to Civil Site Plan Review. The meeting shall include the Chief of the Traffic Engineering Division, the Chief of the Transportation Division, and the traffic reviewer from Development Services.

(2) Unless otherwise approved by the Planning and Development Department, a queuing analysis shall be performed and included with the Civil Site Plan Review showing that vehicles will never queue onto Old St. Augustine Road.

(3) There shall be no interior or exterior seating for the restaurant.”;

(4) Renumber the remaining Sections;

(5) Remove **Exhibit 3** and attach **Revised Exhibit 3**;

(6) On **page 1, line 1**, amend the introductory sentence to add that the bill was amended as reflected herein.

Form Approved:

 /s/ Mary E. Staffopoulos

Office of General Counsel

Legislation Prepared By: Mary E. Staffopoulos

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