

TOWN OF DAVIE

TOWN COUNCIL AGENDA REPORT

TO: Mayor and Councilmembers

FROM/PHONE: Mark Kutney, AICP, Development Services Director/ (954) 797-1101
Prepared by: Philip Bachers, Planner I

SUBJECT: TU 4-1-06 / 06-61; Harvest Fellowship/Holiday Charities; 6770 Stirling Road, Davie, Fl 33021

AFFECTED DISTRICT: District 1

TITLE OF AGENDA ITEM: Temporary Use Permit for an Outdoor Firework (Sparkler) Sale Fundraiser (Seasonal Sales)

REPORT IN BRIEF: The applicant (Harvest Fellowship/Holiday Charities) is requesting approval of a Temporary Use Permit for activities associated with selling of fireworks (sparklers) outdoors under a canopy for the Fourth of July holiday. The Town of Davie Land Development Code Section 17-8, Seasonal Sales, defines the permitted period and the necessary facilities that need to be provided on site. The canopy is located south of Stirling Road between N.W. 67th and 68th Avenue. Access onto and from the site is via Stirling Road, N.W. 67th, and 68th Avenue with parking in front of existing retail shops. For safety precautions, automobile traffic on site will be separated with barricades along the canopy. In addition, the canopy will also maintain building setbacks, have illuminated exit signs, no smoking signs, sand buckets, fire extinguishers, and water extinguishers. The petitioner has obtained approval in writing from the owner of the property to use the retail shop parking lot. A satisfactory site plan accurately depicting all details of the request has been reviewed by the Development Services Department and is attached.

DURATION OF EVENT: The duration and hours of the request is June 28, 2006 thru July 2, 2006 from 9:00 a.m. to 9:00 p.m., and from 9:00 a.m. to 10:00 p.m. on July 3rd and 4th.

Section 12-319 of the Land Development Code requires that three (3) criteria be met for temporary use permits:

- (1) Any nuisance or hazardous features involved is suitably separated from adjacent uses;
- (2) Excessive Vehicular traffic will not be generated on minor residential streets; and,
- (3) A vehicular parking problem will not be created.

Staff finds that Harvest Fellowship "Outdoor Firework (Sparkler) Sale" will be suitably separated from adjacent uses, there will be no excessive traffic generated on minor residential streets, and a vehicle-parking problem is not anticipated. In addition, the following conditions apply:

- (1) **Any temporary use authorized by Town Council shall be approved and accepted as to all terms and conditions by the applicant in writing within ten (10) days of the date such temporary use is authorized.** The applicant shall file such authorization with the Development Services Department.

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- (2) A building permit must be secured prior to the event.
- (3) The permit shall be valid only for the time specific from June 28, 2006 thru July 4, 2006 from 9:00 a.m. to 9:00 p.m. (6-28-06 to 7-2-06) and from 9:00 a.m. to 10:00 p.m. (7-3-06 to 7-4-06).
- (4) All concerns and comments as identified by reviewing agencies on the building permit must be addressed prior to the issuance of a Building permit.
- (5) Provide proper traffic control devices, such as barricades or cones, around the canopies.
- (6) Compliance with the "Conditions for the Sale of Commodities (Tent/Canopies)" as provided by the Town of Davie Fire Marshal.

PREVIOUS ACTIONS: None

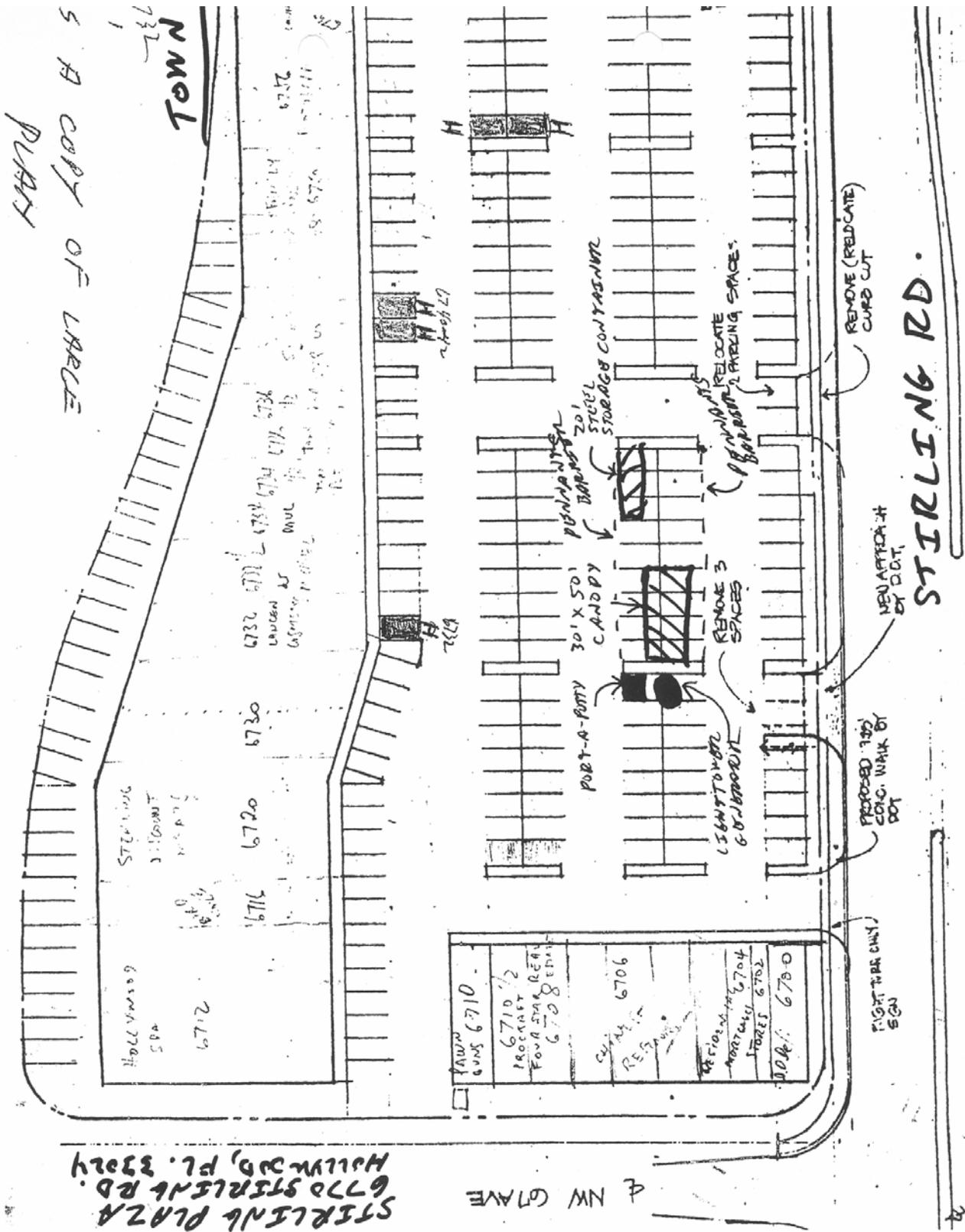
CONCURRENCES: The Development Review Committee members have reviewed the application and have no objections to the request.

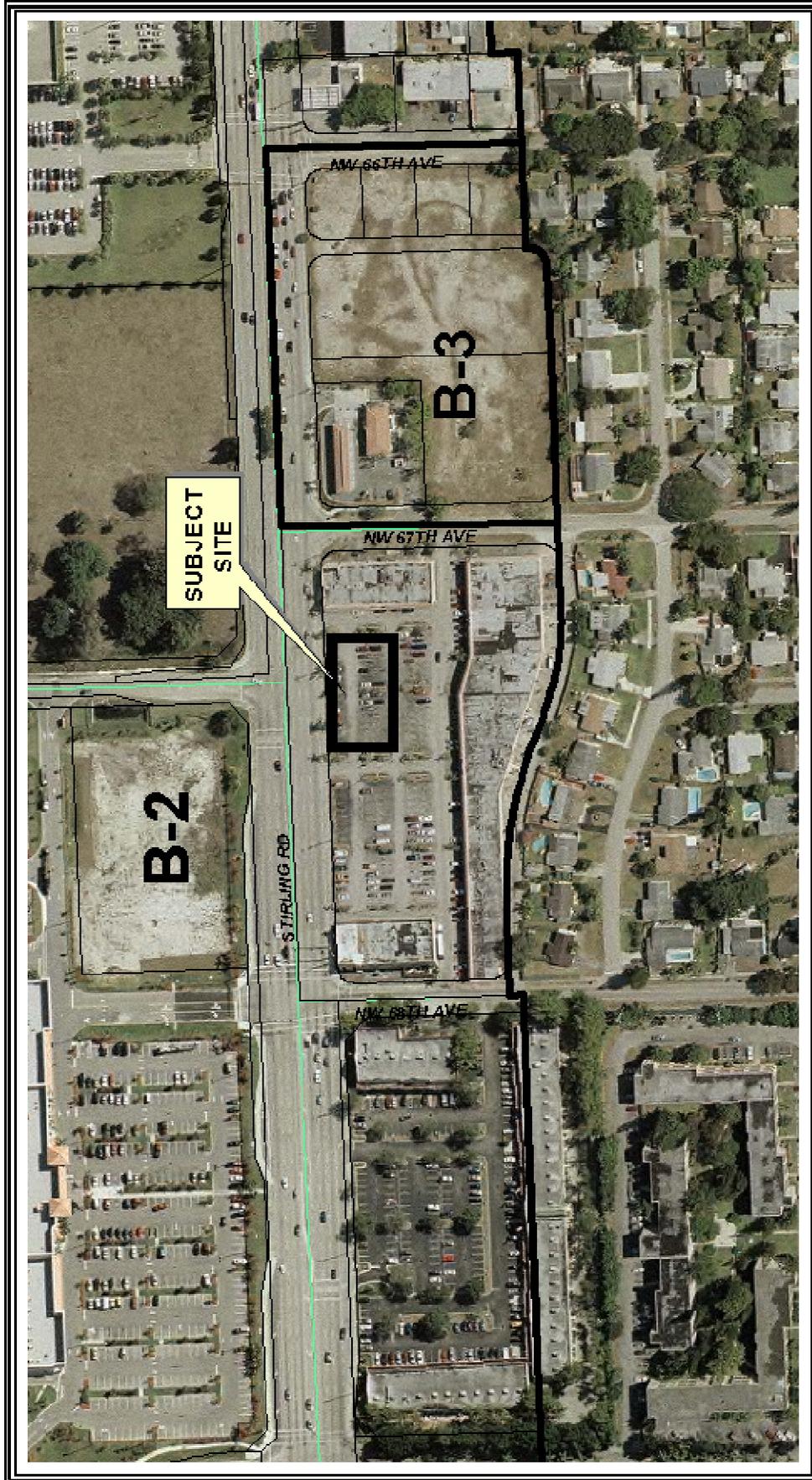
FISCAL IMPACT: None

RECOMMENDATION(S): Staff finds the subject application complete and suitable for transmittal to Town Council for further consideration.

Attachment(s): Subject site map, Site plan, Site location map

TU 4-1-06 Temporary Use Permit-Seasonal Sales (fireworks) from 6-28-06 to 7-4-06
 Harvest Fellowship/ Holiday Charities
 6700 Stirling Rd.





Date Flown:
12/31/03



Prepared by the Town of Davie GIS Division



Temporary Use Permit Zoning and Aerial Map

Prepared By: lid
Date Prepared: 5/27/06