

Staff Report

ACTION ITEM: Request for a Special Use Permit for gun sales in a C-3 Central Business District at 125 Court Street

APPLICANT: Jones Drug Store, Inc.

APPLICANT STATUS: Property Owner

PURPOSE: To offer by-appointment gun sales in an apartment above Jones Drug Store

SIZE: Approx..3,050 sq. ft. lot size

PRESENT USES: Drug store main level; residential apartments upper level; basement storage

PROPOSED USE: Same with limited gun sales as part of residential use

ZONING: C-3 Central Business District

SURROUNDING LAND USE: C-3 Central Business District in all directions

HISTORY: This building has traditionally been a retail drug store with apartments above.

TRANSPORTATION AND PARKING: All required parking already exists.

APPLICABLE REGULATIONS: Zoning Code (Chapter 65)

Sec. 65-13. - C-3 Central business district regulations.

The regulations set forth in this section, or set forth elsewhere in this chapter when referred to in this section, are the regulations of the C-3 Central business district. The purpose of the C-3 Central business district is to provide for compact commercial development in the core area of the city and to maximize the utilization of this area by minimizing lot restrictions and height requirements.

(1) *Use regulations.* A building or premises shall be used only for the following purposes:

gg. Sports and sporting goods stores and gun sales and repair with a special use permit only.

2009 COMPREHENSIVE PLAN: Commercial use

FLOODPLAIN INFORMATION: This property is not located in a floodplain as determined by FEMA map panel 29031C0143E dated 9/29/11.

PHYSICAL CHARACTERISTICS: This location is above Jones Drug Store.

COMMENTS: One of the property owners lives in an apartment above the store and wants to apply for an ATF license to sell guns from his home by appointment.

ACTION REQUIRED: The Commission shall approve or deny this request. Our new city attorney has determined that based on state law wording, all public hearings at this level are required and not optional so a public hearing will be required prior to a decision.