

FROM	NAME & TITLE	THOMAS J. STOSUR, DIRECTOR	CITY of BALTIMORE MEMO	
	AGENCY NAME & ADDRESS	DEPARTMENT OF PLANNING 417 EAST FAYETTE STREET, 8 TH FLOOR		
	SUBJECT	BMZA / 1425 Aliceanna Street		

TO

Mr. David Tanner, Executive Director
Board of Municipal and Zoning Appeals
417 East Fayette Street, 14th Floor

DATE:

March 29, 2010

REQUEST

The Department of Planning has received John Foreman's Board of Municipal and Zoning Appeals (BMZA) application to add live entertainment and dancing from Thursday through Saturday to the existing restaurant use of the premises. We understand that this appeal is scheduled for hearing on March 30, 2010.

SITE

1425 Aliceanna Street is located on the southeast corner of the intersection with Spring Street and southwest corner of the intersection with Caroline Street. This property measures approximately 170' by 150' and is currently improved with a three-story building covering the entire lot. This site is zoned B-2-2.

ANALYSIS

Conditional Use: In this zoning district, live entertainment or dancing is a conditional use, requiring approval by the Board (§14-309).

Required Findings - Live Entertainment or Dancing: For a restaurant or tavern operating with live entertainment or dancing as an accessory use, the Board must consider imposing conditions, as appropriate, concerning:

- (1) days and hours of operation;
- (2) use of amplification, noise levels, and need for noise proofing;
- (3) limits on the size of the establishment or on the size, location, or configuration of the entertainment or dancing venue within the establishment;
- (4) number of live entertainers;
- (5) number of seats proposed for outdoor table service;
- (6) exterior lighting;
- (7) whether to limit the accessory use to live entertainment only or dancing only; and
- (8) the establishment and maintenance of:
 - (i) a traffic and parking management plan; and
 - (ii) an indoor and outdoor security plan. (§14-309)

RECOMMENDATION

The Department of Planning has no objection to the appeal, provided that the applicant complies with conditions imposed by the Board pursuant to the required findings provided in §14-309 of the Zoning Code.

TJS/ewt/mf

cc: John Foreman, Appellant