OVER THE COUNTER DESIGN APPROVAL TO ALLOW A TEMPORARY MINISTERIAL AMENDMENT TO A DISCRETIONARY LAND USE PERMIT TO ALLOW CERTAIN MODIFICATIONS TO ENABLE PHYSICAL DISTANCING WHILE THE SHELTER-IN-PLACE ORDER REQUIRING PHYSICAL DISTANCING IS IN EFFECT.

Completed Design Approval Application to include:

- Supplemental request describing how the proposed amendment will allow the use to operate in compliance with the Public Health Order, provide a narrative and/or plan that describes the modifications requested, and describe how the proposed amendment will comply with the criteria listed below: (additional information may be requested to ensure that the ordinance requirements are fulfilled prior to approval.

- Temporary modifications proposed may include, but are not limited to, allowing outdoor seating or staging areas within other developed portions of the site (parking or landscaped areas), construction or installing temporary structures to accommodate the modified operations, or relocation of uses within the site.

- The application shall meet the following criteria:
  1) Proposed modifications shall be accommodated completely within the previously approved development footprint (site plan).
  2) Landscape areas may be temporarily converted as long as permanent structures are not proposed for those areas, no native vegetation is impacted, and the landscaping is restored to its approved condition within 60 days of the Public Health Order being modified to no longer requires physical distancing.
  3) For a site with multiple businesses on a property, the applicant shall submit a written statement listing all businesses and uses within 100 feet and describing how parking and access will not be impacted for those uses.
  4) Parking areas may be temporarily converted as long as permanent structures are not proposed for those areas; and no ADA parking space may be eliminated; and:
      a) For uses requiring greater than twenty (20+) parking spaces, no more than twenty percent (20%) of the parking spaces shall be converted for temporary use; or
      b) For uses requiring one to twenty (1-20) parking spaces, no more than twenty five percent (25%) of the parking spaces shall be converted for temporary use.
  5) The amendment shall comply with all current County noise and lighting requirements. If new lighting is proposed, a lighting plan showing compliance to County standards shall be submitted with the amendment;
  6) All necessary sanitation facilities, as determined by the Environmental Health Bureau, are provided;
  7) There is no reasonable possibility that the activity will result in a new significant environmental impact or more severe impact than was analyzed when the original project was approved.
  8) The use is not intensified beyond the limits of the approved permit.