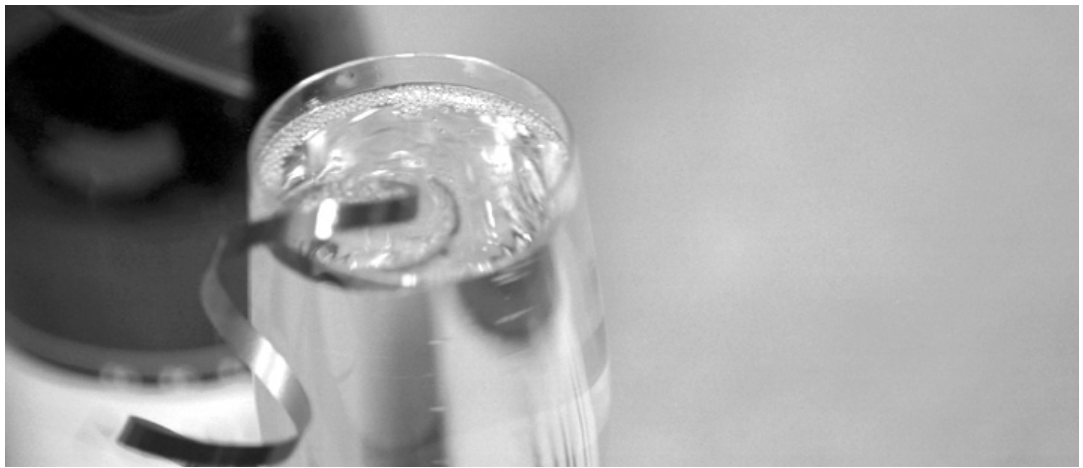


Conditional Use Permit



A Conditional Use Permit requires application to the City Planning Office located on the second floor of City Hall. A public hearing will be conducted before the City Planning Commission.

As the applicant, you shall deliver a copy of the conditional use permit request to the designated representative of any church, school, or public park located within 600 feet of the subject property.

An on-sale alcoholic beverage establishment may be permitted provided it is found that the location:

- Will not create an undue concentration of similar uses.
- Is not in an area where unattended children could be expected to frequent, patronize, or recreate.
- Is compatible with characteristics of surrounding uses, and not injurious to surrounding properties.
- Does not include video lottery placement which is within 2,000 feet of any city park, other video lottery machine placement, or any elementary or secondary school within the city.

Once a Conditional Use Permit has been approved it is not required to be renewed each year. However, if the Planning Commission adds conditions that are found not to be in compliance, the Conditional Use Permit may be revoked by the City Council.

Full-Service Restaurant

The City of Sioux Falls requires any new full-service restaurant, to have a Conditional Use Permit when:

- The site location is within 100 feet of residential uses.

A full-service restaurant is defined as a restaurant which is regularly used and kept open for the primary purpose of serving meals to guests for compensation and which has suitable kitchen facilities connected, and that is licensed to sell alcoholic beverages for consumption upon the premises.

On-Sale Alcoholic Beverage Establishments

The City of Sioux Falls requires any new establishment which is not a full-service restaurant and is licensed to sell alcoholic beverages for consumption upon the premises to have a Conditional Use Permit. This includes bars, nightclubs, casinos, or lounges. Existing establishments as of June 2008, and transfers of licenses to existing establishments, are excluded from this requirement.

For more information contact the City Planning Office at 605-367-8888. Or stop by 2nd Floor, City Hall, 224 W. 9th Street, Sioux Falls, SD 57104. Visit our web site at www.siouxfalls.org

Conditional Use Permit



Off-Sale Alcoholic Beverage Establishments

The City of Sioux Falls requires an approved Conditional Use Permit for any new off-sale alcoholic beverage establishment located within 500 feet of an elementary or secondary school. The 500 foot distance is measured from the closest point of the outside wall of the building or tenant space to the closest point of the school property line. An off-sale alcoholic beverage establishment is any use which has been licensed to sell alcoholic beverages for consumption off the premises where sold. Existing establishments, and transfers of licenses to existing establishments, are excluded from this requirement. A Conditional Use Permit requires application to the City Planning Office located on second floor of City Hall. A public hearing will be conducted before the City Planning Commission.

As the applicant, you shall deliver a copy of the conditional use permit request to the designated representative of any church, school, or public park located within 600 feet of the subject property.

An off-sale alcoholic beverage establishment may be permitted provided it is found that:

- The location is compatible with characteristics of surrounding uses, and not injurious to surrounding properties.
- A management plan is provided to address operational issues including employee training and supervision of customers, enforcement of age-restrictive product sales, and smoking policy on the premises for establishments within 500 feet of school property.

Once a Conditional Use Permit has been approved it is not required to be renewed each year. However, if the Planning Commission adds other requirements or conditions that are found not to be in compliance, the Conditional Use Permit may be revoked by the City Council.

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