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SALT LAKE CITY CORPORATION  
BOARD OF ADJUSTMENT  
451 SOUTH STATE STREET, ROOM 406  
SALT LAKE CITY, UTAH 84111

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07/19/2001 12:08 PM NO FEE  
Book - 8480 Pg - 5184  
GARY W. OTT  
RECORDER, SALT LAKE COUNTY, UTAH  
SL CITY PLANNING  
BY: ARG, DEPUTY - WI 1 P.

Parcel Number: 16-16-110-027

ABSTRACT OF FINDINGS AND ORDER

I, Deborah Martin, being duly sworn, deposed and say that I am the Secretary for the Salt Lake City Board of Adjustment, and that on the 18<sup>th</sup> day of June, 2001, case number 2601-B by Annette Christopulos and Steve Pluim (Applicant) was heard by the Board. The Applicant requested an appeal of an administrative decision concerning the property located at 1500 South 1500 East holding that a proposed market and café constitutes a retail sales establishment and not a restaurant as defined in the Salt Lake City Zoning Ordinance, and other related issues. (Section 21A.02.030, 21A.26.020 and 21A.44.010(D))

The legal description of the property being as follows:

LOTS 49, 50 & 51, BLK 4, EMERSON HEIGHTS ADD

It was moved, seconded and passed to uphold the administrative decision that the proposed market and café constitute a retail sales establishment and not a restaurant as defined in the Salt Lake City Zoning Ordinance because of the following:

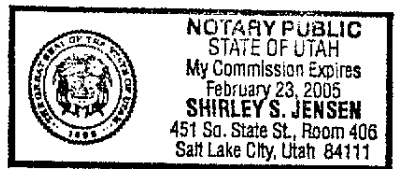
1. The Salt Lake City Zoning Ordinance specifically defines at what point a commercial use shall be considered a restaurant, and the subject tenant improvement meets the definition of a retail goods establishment.
2. The Appellants have not provided any information that directly appeals or contradicts the restaurant definition.
3. The issuance of the building permit for the proposed use upholds the spirit and intent of the Zoning Ordinance.
4. The proposed use is a small scaled permitted use in the CN Zone.
5. The issuance of the building permit for the proposed use meets the Zoning Ordinance.

*Deborah Martin*  
Deborah Martin, Secretary

State of Utah            )  
                                  )SS  
County of Salt Lake    )

The foregoing instrument was acknowledged before me this 17<sup>th</sup> day of July, 2001, by Deborah Martin, Secretary to the Board of Adjustment.

*Shirley S. Jensen*  
NOTARY PUBLIC, residing in Salt Lake County, Utah



BK 8480 PG 5184