

REVISED ORDINANCES FOR SIOUX FALLS, SD

APPENDIX B ZONING ORDINANCE

CHAPTER 15.59 CONDITIONAL USE PERMITS

15.59.100 Conditional use standards.

Any conditional use approved by the planning commission or city council shall conform to the standards set forth for such uses below [in 15.59.103 through 15.59.412]. These standards shall be construed to be the minimum requirements for any of the specified conditional uses, and the planning commission or city council can require additional conditions at their discretion. In all cases, the impact of the proposed use on the adjacent properties will be a major consideration.

15.59.306. On-sale alcoholic beverage establishment:

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

- (1) Will not create an undue concentration of similar uses.
- (2) It is not in an area where unattended children could be expected to frequent, patronize, or recreate.
- (3) It is compatible with characteristics of surrounding uses, and not injurious to surrounding properties.
- (4) Video lottery machine placement is not within 2,000 feet of any city park, other video lottery machine placement, or any elementary or secondary school within the city as measured from the closest point of the outside wall of either of such buildings or tenant space or the boundary of any park. The provisions of this section shall apply to any new video lottery machine placement authorized after June 1, 2008, unless a valid application for a conditional use permit, including video lottery terminals, shall have been filed with the City prior to that date for an alcoholic beverage license authorized pursuant to SDCL 35-4-2(4) for which the applicant received notice of eligibility in 2008.