

For office use only:

Fee: Not Applicable

P&Z HTE# _____

Zoning Compliance Permit Application
Electronic Gaming Operations

If approved, applicants shall have 180 days to obtain all necessary permits. Failure to complete these requirements within 180 days shall deem this permit null and void.

(Please print clearly)

APPLICANT INFORMATION

Applicant Name: _____

Applicant Address: _____ Zip _____

Contact Information: Phone: _____ Email Address: _____

(All correspondence will be emailed to this address unless otherwise requested.)

PROPERTY OWNER INFORMATION

Owner Name: _____

Owner Address: _____

Contact Information: Phone: _____ Email Address: _____

FACILITY INFORMATION

Facility Type: Primary Use Accessory Use

Name of Facility: _____

Facility Owner (if different from applicant): _____

Property Address: _____

Zoning District: _____ (Please confirm at <http://vip.townofcary.org>)

Maximum Number of Machines: _____ Number of On-Site Parking Spaces: _____

If the applicant is not the property owner, the property owner must sign below:

Signature of Property Owner

Date

AFFIDAVIT OF COMPLIANCE

I am aware of the requirements of LDO 5.2.3(P), 5.3.4(P) and 7.8.2(D) and hereby certify that (select one):

- For Primary Use sites in the GC, ORD (within the Airport Overlay District) and I zoning districts:**
There are no residences and/or residentially-zoned properties, religious assemblies, licensed day care facilities, public or private schools, or other electronic gaming operations within 500 feet of my proposed location.
- For Primary Use sites in the Commercial (COM) subdistrict of the Town Center:**
There are no other electronic gaming operations within 500 feet of my proposed location.
- The proposed Electronic Gaming Operation is an accessory use within the GC zoning district or the Commercial (COM) subdistrict of the Town Center and contains four (4) or less machines.**

I further certify that I am making application for myself or as the duly authorized legal representative of the owner of the facility and that all statements in this application are true and accurate to the best of my knowledge. I understand that failure to address any item listed on this application shall result in the application being returned to me for revision and resubmission. I understand that any misrepresentation on this application or violation of the regulations may result in the revocation of this permit and/or civil citations.

Applicant Signature: _____

Printed Name: _____ Title: _____

State of County of _____ County of _____

Signed and sworn to before me this _____ day of _____, 20____

(Official Seal)

Notary Public

_____, Notary Public

Notary's printed or typed name

My commission expires: _____

5.2.3 USE SPECIFIC STANDARDS - Commercial Uses (P) Electronic Gaming Operation

- (1) In the GC, ORD, and I zoning districts, such use shall be separated by a minimum of five hundred (500) feet from any residence and/or residentially-zoned property, religious assembly, licensed day care facility, public or private school, or another electronic gaming operation. The 500-foot distance shall be measured on a straight line from property line to property line, with no consideration as to intervening structures, roads, or land forms.
- (2) In the ORD district, such use shall be allowed only on properties within the Airport Overlay District.
- (3) In the Town Center Commercial (COM) subdistrict, such use shall be separated a minimum distance of five hundred (500) feet from any other electronic gaming operation.
- (4) No alcohol may be served in the establishment.

7.8.2 OFF-STREET PARKING AND LOADING – Off-Street Parking Space Requirements (D) Required Off-street Parking Spaces

<u>Use</u>	<u>Parking Spaces</u>	<u>Bike Spaces</u>
Electronic Gaming Operations	1 space per 200 s.f. or 1 space per every 3 persons of maximum fire-rated capacity or one space per electronic gaming machine, whichever is greater.	3 racks, or 1 rack per 100 auto spaces, whichever is greater

5.3.4 ACCESSORY USES AND STRUCTURES

Accessory Uses and Structures Allowed (P) Electronic Gaming Machines

Four (4) or fewer electronic gaming machines shall be permitted as an accessory use to any legal conforming principal use other than an Electronic Gaming Operation in the General Commercial (GC) zoning district or Commercial (COM) subdistrict of the Town Center only.

For Planning Staff Use Only

ACTION: Approved Denied

Planner's Signature

Date

Comments: _____
