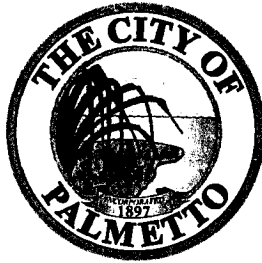


TAB 5



APPLICATION FOR SPECIAL PERMIT EXCEPTION
TO THE CITY'S NOISE ORDINANCE

APPLICATION MUST BE FILED NO LESS THAN THIRTY (30) DAYS PRIOR TO
THE DATE OF EVENT OR OCCURRENCE.

JOE FORNEY
Applicant's Name
KOJAKS PALMETTO RIBHOUSE

4-17-10
Event Date

1631 8th AV WEST

PALMETTO FLA
Address

941-729-8986
Telephone

[Signature]
Applicant's Authorized Representative

The Applicant hereby applies for a Special Permit Exception (SPE) to certain provisions of the City of Palmetto's Code regarding the prohibition of and abatement of noise disturbances on private and public properties. The SPE is sought for:

1. DESCRIPTION OF ACTIVITY/EVENT FOR WHICH SPE IS REQUESTED:

BLUES & ART FEST FROM 3-10 PM

2. ESTIMATED ATTENDANCE: 150 - 200

3. PROJECTED OR PROPOSED HOURS OF EVENT: From 3 PM To 10 PM

4. STATEMENT OF GENERAL COMMUNITY IMPORTANCE OR BENEFIT:

Proceeds Going to the Couch Music
EDUCATION FOUNDATION, INC.

5. IDENTIFY PROPOSED EFFECTIVE MITIGATION MECHANISMS:

Music will positioned to place speakers
facing 8th Ave. W.
See attached map

6. ANY ALTERNATIVE LOCATIONS FOR EVENT/ACTIVITY:

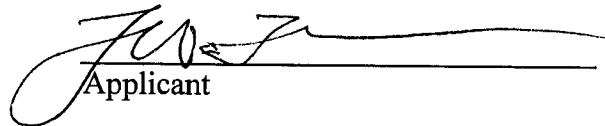
NONE

7. NAME AND NUMBER OF RESPONSIBLE PARTY TO BE CONTACTED DURING EVENT/ACTIVITY:

KOSAKS - 729-8986
Joe FORNEY cell 813-610-4237

I AM AWARE THAT in determining whether or not an SPE shall be issued, the City Commission shall, at a minimum, consider the nature of the event; its possible adverse effects; its importance to the general community and potential benefit the event may have upon the City and the general public; the number of participants at the event; the time of the event; proposed effective mitigation mechanisms; and the availability of alternative locations. Review of a denial of an SPE shall be to the Circuit Court in and for Manatee County and must be filed within thirty (30) days of the date of the City Commission decision relating to the SPE. Review shall be based solely upon the record generated before the City Commission. The burden is upon the applicant to establish by substantial, competent evidence that the activity for which the SPE is sought has the means to effectively mitigate potential adverse effects and impacts upon surrounding property owners and residents.

Internal Use Only
Date Received:
3/19/10
DPonder

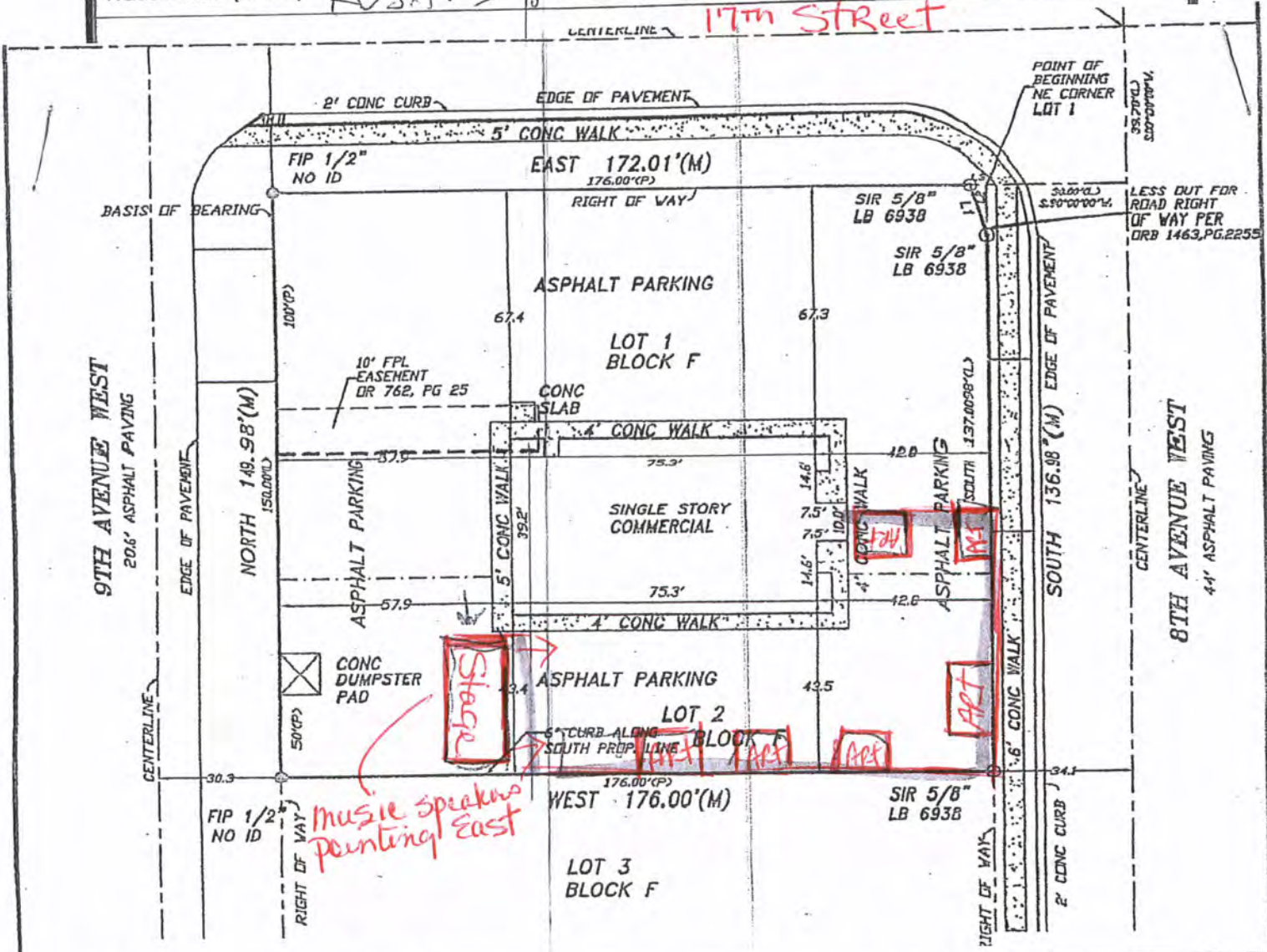

Applicant

CITY COMMISSION APPROVAL: _____

SECTION 5 - DESCRIPTION OF PREMISES TO BE LICENSED
AB&T AUTHORIZED SIGNATURE REQUIRED

Sketches should be drawn in ink and include all walls, doors, counters, sales areas, storage areas, restrooms, bar locations and any other specific areas which are part of the premises sought to be licensed. A multi-story building where the entire building is to be licensed must show each floor.

Trade Name (D/B/A) KOJAKS PALMETTO RIBHOUSE



Parking AREA IN RED FOR LIC. EXTENSION

Receipt Number _____ Date of Receipt _____

Extension Fee _____ Date _____

AB&T Authorized Signature _____ Approved Disapproved

*Sent
3/8*