

Alternative motion to deny:

**Resolved**, that the Rochester Hills City Council hereby Denies the Conditional Use to allow a restaurant with a drive through at 2800 S. Rochester Rd., north of Auburn Rd., zoned B-3 Shopping Center business District with an FB-3 Flexible Business Overlay, based on plans dated March 17, 2022 and received by the Planning Department on March 23, 2022 with the following findings.

**Findings**

1. The drive-through use will not promote the intent and purpose of the Zoning Ordinance due to traffic and circulation concerns associated with the drive-through layout.
2. The drive-through has not been designed and is not proposed to be operated, maintained, and managed so as to be compatible, harmonious, and appropriate in appearance with the existing and planned character of the general vicinity, adjacent uses of land, and the capacity of public services and facilities affected by the use, based upon traffic and circulation concerns.
3. The proposal will not have a positive impact on the community due to traffic and circulation concerns associated with the proposed drive-through.
4. The proposed development will be detrimental, hazardous, or disturbing to existing or future neighboring land uses, persons, property, or the public welfare due to traffic and circulation concerns.