**2252-S AMS TORR S5604.2 - NOT FOR FLOOR USE**

**SHB 2252** - S AMD **814**

By Senator Torres

Strike everything after the enacting clause and insert the following:

"NEW SECTION. **Sec.**  A new section is added to chapter 35.21 RCW to read as follows:

(1) A city or town is encouraged to allow neighborhood cafés or stores to be permitted in zones that allow residential uses.

(2) A city or town that allows neighborhood cafés or stores is encouraged to:

(a) Not limit the total gross floor area of a neighborhood café or store to less than 500 square feet;

(b) Consider explicitly allowing outdoor seating;

(c) Consider neighborhood impacts on drive-through facilities and locations where there is more than one means of egress for vehicle traffic;

(d) Not require more than two off-street vehicle parking spots per café in addition to any parking required by the Americans with disabilities act; and

(e) Regulate elements of business activity that may have effects on the neighborhood, including but not limited to hours of operation, noise, signage, and freight traffic.

(3)(a) For the purposes of this section, "neighborhood café" means an establishment that serves a limited menu of food items.

(b) For the purposes of this section, "neighborhood store" means a convenience grocery store or mini-market that provides a variety of convenience items that may include, but is not limited to, food, beverages, and household items.

(4) Nothing in this section affects the authority of a city or town to allow neighborhood cafés or stores to be permitted in zones that allow residential uses.

NEW SECTION. **Sec.**  A new section is added to chapter 35A.21 RCW to read as follows:

(1) A code city is encouraged to allow neighborhood cafés or stores to be permitted in zones that allow residential uses.

(2) A code city that allows neighborhood cafés or stores is encouraged to:

(a) Not limit the total gross floor area of a neighborhood café or store to less than 500 square feet;

(b) Consider explicitly allowing outdoor seating;

(c) Consider neighborhood impacts on drive-through facilities and locations where there is more than one means of egress for vehicle traffic;

(d) Not require more than two off-street vehicle parking spots per café in addition to any parking required by the Americans with disabilities act; and

(e) Regulate elements of business activity that may have effects on the neighborhood, including but not limited to hours of operation, noise, signage, and freight traffic.

(3)(a) For the purposes of this section, "neighborhood café" means an establishment that serves a limited menu of food items.

(b) For the purposes of this section, "neighborhood store" means a convenience grocery store or mini-market that provides a variety of convenience items that may include, but is not limited to, food, beverages, and household items.

(4) Nothing in this section affects the authority of a code city to allow neighborhood cafés or stores to be permitted in zones that allow residential uses."

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By Senator Torres

On page 1, line 2 of the title, after "zones;" strike the remainder of the title and insert "adding a new section to chapter 35.21 RCW; and adding a new section to chapter 35A.21 RCW."

EFFECT: (1) Encourages, rather than requires, a city, town, or code city to allow neighborhood cafés or stores to be permitted in zones that allow residential uses and consider certain criteria when allowing such cafés or stores.