



Legislation Details (With Text)

File #: 15-0376 **Version:** 1 **Name:** DS - 5740 Atlantic CUP Negative Findings D8
Type: Agenda Item **Status:** Approved
File created: 4/17/2015 **In control:** City Council
On agenda: 5/5/2015 **Final action:** 5/5/2015

Title: Recommendation to receive supporting documentation into the record and adopt findings in response to the March 24, 2015 decision of the City Council to sustain the appeals from Laurie Angel and Chuck Fowler, overturning the January 15, 2015 decision of the Planning Commission to accept a Categorical Exemption (CE 14-114), and approve a Conditional Use Permit (Application No. 1409-13) to allow the sale of beer and wine for off-site consumption at an existing gas station convenience store located at 5740 Atlantic Avenue in the Commercial Neighborhood Pedestrian (CNP) zoning district. (District 8)

Sponsors: Development Services

Indexes:

Code sections:

Attachments: 1. 050515-R-14sr&att.pdf

Date	Ver.	Action By	Action	Result
5/5/2015	1	City Council	approve recommendation	Pass

Recommendation to receive supporting documentation into the record and adopt findings in response to the March 24, 2015 decision of the City Council to sustain the appeals from Laurie Angel and Chuck Fowler, overturning the January 15, 2015 decision of the Planning Commission to accept a Categorical Exemption (CE 14-114), and approve a Conditional Use Permit (Application No. 1409-13) to allow the sale of beer and wine for off-site consumption at an existing gas station convenience store located at 5740 Atlantic Avenue in the Commercial Neighborhood Pedestrian (CNP) zoning district. (District 8)

On March 24, 2015, a motion was made by Councilmember Austin, seconded by Councilmember Richardson, to sustain the appeals from Laurie Angel and Chuck Fowler in response to the January 15, 2015 decision of the Planning Commission to accept a Categorical Exemption (CE 14-114) and approve a Conditional Use Permit (Application No. 1409-13) to allow the sale of beer and wine for off-site consumption at an existing gas station convenience store (Exhibit A - Council Letter of March 24, 2015). The motion to sustain the appeals passed 8-0. As directed, new findings have been prepared to reflect denial of the requested Conditional Use Permit (Exhibit B - Denial Findings).

This matter was reviewed by Assistant City Attorney Mike Mais on April 15, 2015, and by Budget Management Officer Victoria Bell on April 17, 2015.

Section 21.21.504 of the Long Beach Municipal Code requires City Council action within 60 days of receiving an application for appeal. In order to comply with this requirement, the item

was heard on March 24, 2015.

There is no fiscal or local job impact as a result of the recommended action.

Approve recommendation.

AMY J. BODEK, AICP
DIRECTOR OF DEVELOPMENT SERVICES

APPROVED:

PATRICK H. WEST
CITY MANAGER