File #: 23-0465, **Version:** 1

Recommendation to receive and file the application of Ai California LLC, dba Aldi, for an original application of an Alcoholic Beverage Control (ABC) License, at 955 East Anaheim Street, determine that the application serves the public convenience and necessity, submit a Public Notice of Protest to ABC; and, direct City Manager to withdraw the protest if a Conditional Use Permit (CUP) is granted. (District 6)

It is City Council policy to review applications for ABC licenses to determine if a basis for protest against the issuance of the license exists. The attached application lists the possible basis for protest.

LEVINE ACT

This item is subject to the Levine Act. The Mayor, Councilmembers, and Commissioners who have received a contribution of more than $250 within 12 months prior from a party, participant, or their representatives involved in this proceeding may do either of the following: (1) disclose the contribution on the record and recuse themselves from this proceeding; OR (2) return the portion of the contribution that exceeds $250 within 30 days from the time the elected official knew or should have known about the contribution and participate in the proceeding.

All parties, participants, and their representatives must disclose on the record of this proceeding any contribution of more than $250 made to the Mayor or any Councilmembers within 12 months prior to the date of the proceeding. The Mayor, Councilmembers, and Commissioners are prohibited from accepting, soliciting, or directing a contribution of more than $250 from a party, participant, or their representatives during a proceeding and for 12 months following the date a final decision is rendered.

City Council action is request on May 9, 2023, to respond to the Department of Alcoholic Beverage Control by the May 12, 2023 due date.

There is no fiscal impact associated with this recommendation.

Approve recommendation.

WALLY HEBEISH
CHIEF OF POLICE

APPROVED:

THOMAS B. MODICA
CITY MANAGER