

ATTACHMENT C

RESOLUTION NO. 1714

ADOPTED BY THE SACRAMENTO PLANNING COMMISSION

ON DATE OF JANUARY 12, 1995

A RESOLUTION ADOPTING FINDINGS OF FACT
AND APPROVING A SPECIAL PERMIT FOR
PROPERTY AT 129 J STREET IN OLD
SACRAMENTO

(P94-117) (APN: 006-0012-28)

WHEREAS, the City Planning Commission on January 12, 1995, held a public hearing on the request for approval of a Special Permit to conduct wine tasting, which is considered a "Bar" under the City's Zoning Ordinance, for property located at the above described location;

WHEREAS, the proposed project is exempt from environmental review pursuant to State EIR Guidelines (CEQA Section 15301(a)).

WHEREAS, the Planning staff has submitted to the City Planning Commission its report and recommendations on the proposed project;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMISSION OF THE CITY OF SACRAMENTO THAT:

1. The Special Permit is hereby approved, based on the following findings of fact:

A. The project, as conditioned, is based upon sound principles of land use in that:

1) the use is compatible with surrounding uses in the C-3 zone.

B. The project, as conditioned, will not be detrimental to the public welfare nor result in the creation of a public nuisance in that:

- 1) the project has been conditioned to avoid the potential negative effects of on-sale and off-sale liquor sales.

C. The project is consistent with the General Plan and Central City Community Plan.

2. The Special Permit is hereby approved, subject to the following conditions:

A. No single bottles of beer/wine shall be available for walk-in sales, except when sold in gift baskets or to bonafide patrons of the wine tasting concern.

B. No more than 10% of the shelf space shall be used to display beer/wine.

C. The square footage of the business covered under the off-sale beer and wine license shall not exceed 1,900 sq. ft.

D. If there is to be a change in the way the off-sale operation is run (as described in the letter dated February 4, 1993), the applicant must come back for further review:

E. At no time is this business to be run as a mini-market; and

F. There shall be no refrigeration of beer/wine, except for the wine specifically poured for wine tasting.

G. A separate sales register and sales log is to be maintained for the wine tasting activities.

H. No sales of beer or wine for off-site consumption are to be conducted in the 500 square foot area specified for the type 42 license (wine tasting area).

I. No on site consumption of alcoholic beverages is to be conducted in the 1,900 square foot area specified for the type 20 license (off-sale area).

J. Hours of operation are to be concurrent with the hours of the retail store: the hours of this business shall be limited to the hours of 10:00 a.m. to 7:00 p.m.: seven days a week; Monday through Sunday.

K. The subject alcoholic beverage license shall not be exchanged for a public premises type license (which allows the sale Distilled Spirits).

L. Premises in which wine tasting is to be conducted should be clearly marked "No one under the age of 21 years of age allowed."



CHAIRPERSON

ATTEST:



SECRETARY TO PLANNING COMMISSION