

ATTACHMENT C
Amended by Staff 4/13/94 & 4/14/94

RESOLUTION NO. 1565

ADOPTED BY THE SACRAMENTO PLANNING COMMISSION

ON DATE OF APRIL 14, 1994

A RESOLUTION ADOPTING FINDINGS OF FACT
AND APPROVING SPECIAL PERMITS FOR
PROPERTY LOCATED AT 8321 FOLSOM BLVD.

(P94-008) (APN:079-0181-010)

WHEREAS, the City Planning Commission on April 14, 1994, held a public hearing on the request for approval of a special permit to allow the sale of alcohol (beer and wine) for off-site consumption and a special permit for operation of a convenience store within 500 feet of a residential zone after 11:00 p.m. for property located at the above described location;

WHEREAS, the proposed project is exempt from environmental review pursuant to the California Environmental Quality Act, Categorical Exemption Section 15301;

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

WHEREAS, the Planning Commission adopts the following findings of fact for the special permits to: a) allow the sale of alcohol (beer and wine) for off-site consumption in 2,832 square feet of the 4,832 square foot building located at 8321 Folsom Blvd. on .4± developed acres in the General Commercial (C-2) zone; and b) to operate a convenience store within 500 feet of a residential zone after 11:00 p.m.

1. The project, as conditioned, is based upon sound principles of land use in that the convenience market is compatible with the other uses in the building.
2. The proposed use will not adversely affect the peace or general welfare of the surrounding neighborhood in that the proposed site on Folsom Boulevard is in an existing commercial building.

3. The proposed use will not result in an undue concentration of establishments dispensing alcoholic beverages for off-site consumption in that there are approximately three other markets that sell alcohol for off-site consumption along Folsom Boulevard between Power Inn Road and Watt Avenue.
4. The proposed use will not enlarge or encourage the development of a skid row or blighted area in that the conditions of approval should discourage alcohol-related crime in the immediate area.
5. The proposed use will not be contrary to or adversely affect any progress of redevelopment or neighborhood conservation in that the project site is not within a designated redevelopment area.
6. The project is consistent with the General Plan which designates the site as Community/Neighborhood Commercial & Offices.

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

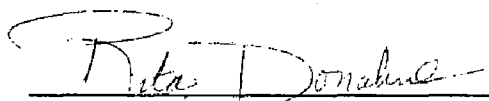
1. The special permit for the sale of alcohol for off-site consumption and the special permit for operation of a convenience store within 500 feet of a residential zone after 11:00 p.m. are hereby approved, subject to the following conditions:
 - a. Lighting levels shall be as follows: 1.5 footcandles of minimum maintained illumination per square foot of parking space between the hours of dusk and one hour after sunrise. A minimum of .25 footcandles of illumination shall be provided at the surface of any walkway, alcove, or passageway related to the project during the same hours.
 - b. The parking area must be visible for internal monitoring. Where windows are not appropriate for this purpose, close circuit television shall be used.
 - c. Store windows shall be left unobstructed to all viewing of the interior of the business by patrolling police. 01826
 - d. Licensee shall post and maintain on the premises and in the parking lot used in conjunction therewith notices clearly visible to the patrons of the licenses and parking lot and to persons on the public sidewalk stating, in block lettering, the following:
UNLAWFUL TO ENTER, BE OR REMAIN ON
ADJACENT PARKING LOT OR ADJACENT PUBLIC

**SIDEWALK WITH AN OPEN ALCOHOLIC BEVERAGE
CONTAINER. C.P.C. 647E(A); S.C.C. 266.24(c).**

- e. The applicant shall provide bicycle security racks at the front of the business.
- f. No public pay-telephone facility shall be allowed.
- g. The following minimum security standards shall be incorporated into the interior design of the building:
 - 1) The cashier station shall be raised to provide a noticeable height advantage to employees.
 - 2) Mirrors or closed-circuit television will be placed in such a manner as to provide employees with the ability to observe all hidden corners and blind spots.
 - 3) Cold boxes shall be equipped with an audible enunciator to alert employees when the doors are opened.
 - 4) The facility shall be equipped with UL approved money safes. signs shall be prominently posted stating that employees do not have access to the safe.
 - 5) The facility shall be equipped with remote locking devices to enable public entry doorways to be locked from the cashier station.
- h. The applicant shall be responsible for the removal of all litter generated by the business in the area adjacent to the building.
- i. All illegal activities observed on or around the business shall be promptly reported to the Police Department.
- j. Alcoholic beverages may not be sold between the hours of 10:00 p.m. and 6:00 a.m. on Sunday through Thursday and between the hours of 11:00 p.m. and 6:00 a.m. on Friday and Saturday.
- k. Sales of beer shall be in quantities of not less than a six pack.
- l. Sales of wine shall be in containers of at least 750 ml.
- m. Wine coolers shall not be sold in quantities of less than factory packs of four.

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- n. ~~Distilled spirits shall be sold in containers of at least 200 ml. (Deleted by Staff 4/13/94)~~
- o. Signs listing conditions j through n shall be conspicuously posted inside the store.
- p. The existing driveway on Folsom Boulevard, closest to Notre Dame Drive, shall be closed.
- q. Any signage associated with the proposed convenience market must conform to the City's Sign Ordinance.
- r. *Hours of operation for the convenience market shall be from 6:00 a.m to 12:00 midnight, Monday through Sunday. (Amended by Staff 4/14/94)*



CHAIRPERSON

ATTEST:



SECRETARY TO PLANNING COMMISSION

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