

**APPEAL OF THE PLANNING COMMISSION'S
REVOCATION OF A SPECIAL PERMIT ALLOWING
THE SALE OF BEER AND WINE FOR OFF PREMISES
CONSUMPTION AT 3901 STOCKTON BOULEVARD IN
THE C-2 ZONE (P89-102).**

**Notice of Decision
and
Findings of Fact**

At its regular meeting of _____ the City Council heard and considered evidence in the above entitled matter. Based on verbal and documentary evidence at said hearing, the Council denied the appeal based on the following findings and conditions:

Findings of Fact

1. The subject site and use are not in compliance with the conditions of the original special permit (P89-102).
2. The current utilization of the subject site by selling beer and wine for off premises consumption is detrimental to public health, safety and welfare in that:
 - a. adequate staff and a security guard have not been present on the subject site as required;
 - b. the parking lot has not been secured after closing in order to prevent loitering on the subject site;
 - c. the inadequate maintenance of the subject site is contributing to the creation of blight.
3. The current use of the subject site is contrary to the General Plan goals of:
 - a. correcting crime, physical hazards and debilitating influences that detract from the well-being of the neighborhood in order to ensure the protection of the public's health, safety and general welfare; and
 - b. enhancing and maintaining the quality of life.

ATTEST:

CITY CLERK

MAYOR