

RESOLUTION NO. 2010-557

Adopted by the Sacramento City Council

September 28, 2010

A RESOLUTION CAUSING THE APPEAL OF THE PROPOSED DENIAL OF THE ENTERTAINMENT PERMIT FOR HAPPY HAPPY RESTAURANT LOCATED AT 6048 STOCKTON BOULEVARD SUITE 240 TO BE HEARD BY AN ADMINISTRATIVE HEARING EXAMINER

BACKGROUND

- A. Sacramento City Code Section 5.108.260 provides that any person aggrieved by a decision of the City Manager in denying, suspending, modifying, or revoking an entertainment permit may appeal the decision to the City Council.
- B. Sacramento City Code Sections 1.24.050 and 1.24.060 provide that in lieu of hearing an appeal itself, the City Council may cause an appeal to be heard by a hearing examiner designated by the City Council whenever it determine from an examination of the notice of appeal that a hearing on the subject of the appeal may involve a lengthy fact finding process which could be more appropriately accommodated by a formal hearing before a hearing examiner.
- C. Appeals from denial, suspension, modification, or revocation of an entertainment permit are not included in the categories of appeal set forth in current City Council Resolutions.
- D. An examination of the notice of appeal filed by Deborah Barron regarding the proposed denial of the entertainment permit for Happy Happy Restaurant located at 6048 Stockton Boulevard reveals that the subject appeal may involve a lengthy fact finding process more appropriately accommodated by an administrative hearing officer.

BASED ON THE FACTS SET FORTH IN THE BACKGROUND, THE CITY COUNCIL RESOLVES AS FOLLOWS:

- Section 1. The City Clerk shall refer the appeal filed by Deborah Barron regarding the proposed denial of the entertainment permit for Happy Happy Restaurant located at 6048 Stockton Boulevard to a hearing examiner.

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Adopted by the City of Sacramento City Council on September 28, 2010 by the following vote:

Ayes: Councilmembers Cohn, Fong, Hammond, McCarty, Pannell, Sheedy, Tretheway, Waters, and Mayor Johnson.

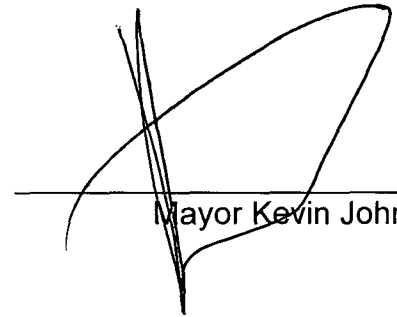
Noes: None.

Abstain: None.

Absent: None.

Attest:


Shirley Concolino, City Clerk


Mayor Kevin Johnson