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**OFFICE OF THE
CITY CLERK**

VALERIE A. BURROWES, CMC/AAE,
CITY CLERK

VIRGINIA K. HENRY, CMC/AAE,
ASSISTANT CITY CLERK

WWW.CITYOFSACRAMENTO.ORG

May 1, 2000

City Council
Sacramento, California

Honorable Members in Session:

SUBJECT: Appeal of Robert Thomas from the decision of the Revenue Division regarding denial of dance permit application for Bobby T's.

LOCATION AND COUNCIL DISTRICT:

The subject address is 6590 Stockton Boulevard, in Council District 6.

STAFF RECOMMENDATION: This report is for information only.

CONTACT PERSON: Valerie Burrowes, Phone No. 264-5799
Angelina M. Resurreccion, Phone No. 264-5427

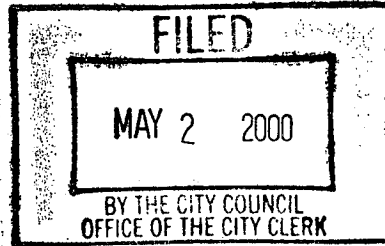
FOR COUNCIL MEETING OF: May 2, 2000

SUMMARY:

Attached is the appeal of Robert Thomas requesting relief from the decision of the Revenue Division regarding denial of dance permit application, as required by Section 13.05.115 of the Sacramento City Code.

COMMITTEE/COMMISSION ACTION: None

**CITY OF SACRAMENTO
CALIFORNIA**



CITY HALL
915 I STREET
ROOM 304
SACRAMENTO, CA
95814-2671

FAX 916-264-7672

ADMINISTRATION
PH 916-264-5799

OPERATIONS SERVICES
PH 916-264-5427

SPECIALIZED SERVICES
PH 916-264-7200

BACKGROUND INFORMATION:

On April 17, 2000 the City Clerk determined the appeal may involve a lengthy fact finding process which would be more appropriately accommodated by a formal hearing before a hearing officer. The hearing for this appeal has been scheduled for May 15, 2000 at 9:30 a.m., at McGeorge School of Law, 3455 Fifth Avenue, Sacramento, California 95817.

FINANCIAL CONSIDERATIONS:

The estimated cost is \$450 and the funds are available from the Revenue Division budget.

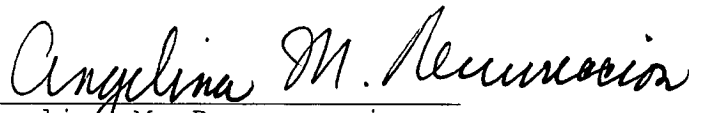
POLICY CONSIDERATIONS:

The current policy regarding administrative appeals is consistent with procedures specified in the Sacramento City Code.

ESBD:

Not applicable.

Respectfully submitted,



Angelina M. Resurreccion
Deputy City Clerk II



Valerie Burrowes
City Clerk

Attachment

cc: Hearing Officer, McGeorge School of Law
Deputy City Attorney Denae Lahann
Revenue Division



DEPARTMENT OF
FINANCE

REVENUE DIVISION

CITY OF SACRAMENTO
CALIFORNIA

April 2, 2000
RA00030:MLF:gwg

CITY HALL
ROOM 104
915 I STREET
SACRAMENTO, CA
95814-2696

REVENUE
ADMINISTRATION
916-264-5724

Mr. Robert Thomas
Bobby T's
6590 Stockton Boulevard
Sacramento, CA 95823

Re: DANCE PERMIT APPLICATION FOR BOBBY T'S

Dear Mr. Thomas:

This letter is your formal notification that your permit application to conduct public dancing at Bobby T's, 6590 Stockton Boulevard has been denied.

The permit requirements for Planning/Zoning City Code and Fire Code were met. The Building Department identified numerous building code violations that would need to be corrected. A copy of those building code violations should have been forwarded to you. The Police Department recommended denial of the dance permit based on their review of police calls for service and a neighborhood canvas.

The review of the Police Department identified that during the first three months of new ownership, the calls for service to the Police Department increased significantly. The Police Department states that a dance permit would generate more noise and crowds and thus increase the calls for service at this location even more.

Neighborhood and business associations have stated their opposition to the dance permit and feel the activity is not in the best interest of the redevelopment efforts of the Stockton Boulevard corridor. A neighborhood canvas indicated that six out of ten individuals contacted were in opposition to issuance of the permit due to the increase of trash, lack of parking and loitering.

In accordance with Sacramento City Code Section 13.05.115, you may appeal the decision to the City Council by filing a written notice with the City Clerk. The appeal must be filed with the City Clerk, 915 I Street, Room 304, accompanied by a \$250.00 appeal fee, no later than ten (10) days after the date of this letter. A copy of the applicable City Code is attached.

If you have any questions, you may contact me at 264-5724.

Sincerely,

Margaret L. Freeman
Revenue Manager

Attachments

c: Councilmember David Jones
Sherri Reitter, Sacramento Police Department
Valerie Burrows, City Clerk

BOBBY T'S
6590 STOCKTON BLVD
SACRAMENTO, CA 95823

April 7, 2000

Valerie Burrows
City Clerk
915 'I' Street, Room 304
Sacramento, CA 95814

Re: APPEAL OF DENIAL OF DANCE PERMIT APPLICATION FOR BOBBY T'S

In accordance with Sacramento City Code Section 13.05.115, I am appealing the denial of my Dance Permit Application for my business "Bobby T's". I have enclosed herewith the \$250.00 Appeal Fee.

Sincerely,



Robert Thomas
Owner



RECEIVED
CITY CLERKS OFFICE
CITY OF SACRAMENTO

APR 10 9 49 AM '00

NOTICE OF APPEAL
PLEASE PRINT

DATE: 4/10/2000

Pursuant to Section 2.320, City Code, I wish to appeal the decision of City of Sacramento
made on 4/2/2000 regarding Dance Permit application as required
by 13.05.115 City Code.

MY REASON FOR APPEALING IS AS FOLLOWS:

I feel I am being discriminated against.
The people in the Trailer park are harassing
me by making false calls to the police department

NAME: Robert Lee Thomas

ADDRESS: 6590 Stockton BL

CITY: Sac STATE CA ZIP 95823

TELEPHONE NUMBER: 916) 428-6517

SIGNATURE: Robert Lee Thomas



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PH 916-264-7200

CERTIFIED MAIL

April 17, 2000

Mr. Robert Thomas
Bobby T's
6590 Stockton Boulevard
Sacramento, CA 95823

SUBJECT: ADMINISTRATIVE APPEAL HEARING

Dear Mr. Thomas:

In accordance with Chapter 2.06.450 of the Sacramento City Code, it has been determined that your appeal from the decision of the Revenue Division, regarding denial of a dance permit application for Bobby T's will involve a lengthy fact finding process and has been scheduled for a formal hearing before a hearing officer.

A Hearing Officer will hear your appeal on May 15, 2000 at the hour of 9:00 a.m. at McGeorge School of Law, 3455 Fifth Avenue, Sacramento, California (in Room S-7, upstairs), You have the right to bring an attorney or other representative to assist you at the hearing.

Under Chapter 2.06.480 of the Sacramento City Code, the decision of the Hearing Officer is final and no appeal may be taken to the City Council.

If you have any questions on this matter, you may call me at 264-5799.

Sincerely,

Angelina M. Resurreccion
Angelina M. Resurreccion
Deputy City Clerk II

cc: McGeorge School of Law Hearing Officer
Deputy City Attorney Denae Lahann
Revenue Division