



CITY OF SACRAMENTO

OFFICE OF THE CITY CLERK

915 I STREET
CITY HALL ROOM 203

SACRAMENTO, CALIFORNIA 95814
TELEPHONE (916) 449-5428

LORRAINE MAGANA
CITY CLERK

August 31, 1982

Mayor and City Council
City Hall
Sacramento, CA 95814

APPROVED
BY THE CITY COUNCIL

AUG 31 1982

OFFICE OF THE
CITY CLERK

Rec. 1
adopted

Members in Session:

SUBJECT: Appeal of Steve Martinez from the decision of the Chief of Police regarding denial of an Amusement Arcade Permit

SUMMARY

Attached is the appeal of Steve Martinez from the decision of the Chief of Police denying an amusement arcade permit for a convenience food store located at 3315 Julliard Drive, as required by Section 5.74 of the Sacramento City Code.

BACKGROUND

Under Sections 2.323 and 2.324 of the City Code, the Council may appoint a hearing examiner to hear the appeal if it finds that "the appeal may involve a lengthy factfinding process which would be more appropriately accommodated by a formal hearing before a hearing examiner."

FINANCIAL DATA

The estimated cost would be \$100.00 and would be available from the Chief of Police budget.

RECOMMENDATIONS

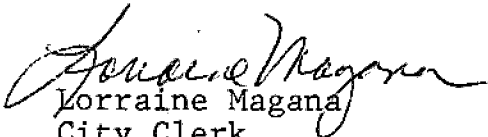
1. If the Council should decide to appoint a hearing examiner, it is recommended that the following motion be adopted: "The Council hereby determines pursuant to Section 2.324, City

City Council
August 31, 1982
Page 2

Code, that this appeal will involve a lengthy factfinding process which will be more appropriately accommodated by a formal hearing before a hearing examiner. Therefore, the Council appoints A. J. Weiglein as hearing examiner to hear the appeal on Tuesday, August 14, 1982, at the hour of 9:00 a.m., at 3287 Fifth Avenue, Sacramento, California."

- 2. If the Council should decide to consider the appeal itself, it is recommended that the hearing be set for September 14, 1982.

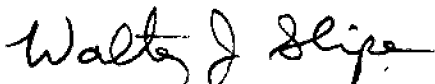
Respectfully submitted,


Lorraine Magana
City Clerk

LM/mm
Attachments

cc: Chief of Police
Steve Martinez
A. J. Weiglein

RECOMMENDATION APPROVED


Walter J. Slipe
City Manager

August 31, 1982
District 6

RECEIVED
CITY CLERKS OFFICE
CITY OF SACRAMENTO

NOTICE OF APPEAL

AUG 24 2 19 PM '82

DATE: 8-24-82

Pursuant to Section 2.320, City Code, I wish to appeal the decision FROM
THE SACRAMENTO POLICE DEPT. made on 8-16-82
regarding ARCADE LICENSE

as required by Section 5.74, City Code.

My reason for appealing is as follows: MY CONVENIENCE FOOD
STORE HAS PRESENTLY 3 VIDEO MACHINES
ALL I WANT TO DO IS ADD AN ADDITIONAL
3 MACHINES LIKE I USED TO HAVE PRIOR
TO THE NEW "ARCADE ORDINANCE"
I DO NOT WANT TO TURN MY STORE
INTO AN "ARCADE"!

PLEASE PRINT:

NAME: STEVE MARTINEZ

ADDRESS: 3315 JULLIARD DR.

CITY: SACRAMENTO CA STATE: _____ ZIP CODE: 95826 ?

TELEPHONE NUMBER: 383-2013

[Signature]
SIGNATURE

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CITY OF SACRAMENTO

CITY OF SACRAMENTO AUG 18 2 12 PM '82

DEPARTMENT OF POLICE
HALL OF JUSTICE SACRAMENTO, CALIFORNIA 95814
813 - 6TH STREET TELEPHONE (916) 449-5121

JOHN P. KEARNS
CHIEF OF POLICE

16 August 1982
REF: 8-44

Mr. Steve Martinez
5913 Brittany Way
Citrus Heights, Ca 95610

Dear Mr. Martinez:

Your application for a permit to operate an amusement arcade at 3315 Julliard Drive has been denied.

The denial is based solely upon the receipt by this department of a citizens' petition opposing the arcade. In the petition there are approximately 110 signatures which represents 81 separate households.

Pursuant to Section 5.74 of the Sacramento City Code, you have the right to appeal the decision of the Chief of Police. Your appeal, if any, must be filed with the City Clerk not later than twenty (20) days after the posting of the Notice of Decision.

Sincerely,
John P. Kearns,
CHIEF OF POLICE

BY:
Harry Hogan
Harry Hogan, Captain
Office of The Chief

cc: City Clerk
Rev. & Coll.
Carol Smith

HH:al