



**AGENDA SUMMARY PAGE**  
**RECOMMENDING COMMITTEE MEETING OF: FEBRUARY 19, 2008**

DEPARTMENT: CITY ATTORNEY  
DIRECTOR: BRADFORD R. JEBBIC

Consent  Discussion

SUBJECT:  
NEW BILL

Bill No. 2008-12 Authorizes the City Council to grant distance separation waivers for taverns located in the Parkway Center District. Sponsored by Mayor Oscar B. Goodman

**Fiscal Impact**

- No Impact  Augmentation Required  
 Budget Funds Available

**Amount:**  
**Funding Source:**  
**Dept./Division:**

**PURPOSE/BACKGROUND:**

Current City zoning regulations do not expressly provide for distance separation waivers for taverns in the Parkway Center District. This bill will authorize the City Council to allow such waivers in appropriate cases.

**RECOMMENDATION:**

This bill should be submitted to a Recommending Committee for review, hearing and recommendation to the City Council for final action.

**BACKUP DOCUMENTATION:**

Bill No. 2008-12

Motion made by RICKI Y. BARLOW to Approve as Do Pass

Passed For: 2; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0  
LOIS TARKANIAN, RICKI Y. BARLOW; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

COUNCILWOMAN TARKANIAN declared the Public Hearing open.

FLINN FAGG, Planning and Development Department, explained that staff is requesting amendment to regulations on taverns, so that the waiver of distance separation requirements would also apply to the Parkway Center District, as it currently does to the Entertainment District and any C-V zoning. Parkway Center is unique because it is an isolated site surrounded by the railroad tracks and the freeway. There is currently a very limited area for taverns. Applicants would be required to file for a special use permit and request a waiver, which could only be granted by the Council.

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COUNCILMAN BARLOW asked how this would affect areas outside of Parkway Center, to which MR. FAGG answered that it would not because it would be specific to the Parkway Center District.

COUNCILMAN BARLOW further asked if it would be precedent setting. CHIEF DEPUTY CITY ATTORNEY STEED replied that any property owner outside of the encompassing area could make the argument, but it would be difficult to make a persuasive argument. Currently, applications for waivers outside the C-V District and the Downtown Casino Overlay District would be turned down at the counter. MR. FAGG added that the Municipal Code is very specific with regard to areas in which waivers could even be considered.

COUNCILWOMAN TARKENTIAN declared the Public Hearing closed.

