



City of Las Vegas

Agenda Item No.: 86.

**AGENDA SUMMARY PAGE PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MARCH 5, 2008**

DEPARTMENT: PLANNING & DEVELOPMENT
DIRECTOR: M. MARGO WHEELER

Consent Discussion

SUBJECT:
REVIEW OF CONDITION

ROC-26440 PUBLIC HEARING - OWNER: OWENS STAR, LLC - APPLICANT:
CABANA FOOD MARKET - Request for a Review of Condition to remove Condition Number
7 of an approved Special Use Permit (SUP-8433) WHICH PROHIBITED THE SALE OF
INDIVIDUAL CONTAINERS OF ANY SIZE OF BEER, WINE COOLERS OR SCREW CAP
WINE, THAT ALL SUCH PRODUCTS SHALL REMAIN IN THEIR ORIGINAL
CONFIGURATION AS SHIPPED BY THE MANUFACTURER, AND THAT NO
REPACKAGING OF CONTAINERS INTO GROUPS SMALLER THAN THE ORIGINAL
SHIPPING CONTAINER SIZE SHALL BE PERMITTED at 3965 East Owens Avenue, Suite
#110 (APN 140-30-102-006), C-1 (Limited Commercial) Zone, Ward 3 (Reese). Staff
recommends DENIAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

0

Planning Commission Mtg.

0

City Council Meeting

17

City Council Meeting

1

RECOMMENDATION:

Staff recommends DENIAL.

BACKUP DOCUMENTATION:

1. Location and Aerial Maps
2. Conditions and Staff Report
3. Supporting Documentation
4. Justification Letter
5. City Council approval letter for SUP-8433
6. Submitted after final agenda Protest/support postcards and recordation notice of Council action and conditions of approval
7. Submitted after meeting Recordation notice of Council action and conditions of approval

Motion made by GARY REESE to Approve subject to conditions and adding the following condition as read for the record:

- A. There shall be a six-month administrative review.

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Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

RICKI Y. BARLOW, LOIS TARKANIAN, LARRY BROWN, OSCAR B. GOODMAN,
GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

ATTORNEY JAY BROWN, 520 South 4th Street, appeared on behalf of the applicant. Since there have not been any problems at this location, he asked that Condition 7 be removed to allow the sale of individual containers of beer and wine.

Although his office had received 14 protests and eight supports, COUNCILMAN REESE supported the request with an administrative six-month review. ATTORNEY BROWN concurred with the six-month review.

MAYOR GOODMAN declared the Public Hearing closed.

