



City of Las Vegas

Agenda Item No.: 78.

**AGENDA SUMMARY PAGE PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: APRIL 1, 2009**

DEPARTMENT: PLANNING & DEVELOPMENT
DIRECTOR: M. MARGO WHEELER

Consent Discussion

SUBJECT: UP-3249 ABEYANCE ITEM SPECIAL USE PERMIT - PUBLIC HEARING - APPLICATION OWNER: MICHAEL WIN PLAZA, LLC - Request for a Special Use Permit FOR A PROPOSED PACKAGE STORE OFF-SALE ESTABLISHMENT at 5100 West Charleston Boulevard, PNs 38-34302-008 and 011, C-1 (Limited Commercial) Zone, Ward 1 (Tarkanian). The Planning Commission (5-0 vote) and staff recommend APPROVAL

PROTESTS RECEIVED BEFORE:

APPROVALS RECEIVED BEFORE:

| | | | |
|--------------------------|---|--------------------------|---|
| Planning Commission Mtg. | 3 | Planning Commission Mtg. | 4 |
| City Council Meeting | 2 | City Council Meeting | 2 |

RECOMMENDATION:

The Planning Commission (5-0 vote) and staff recommend APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location, Aerial and Special Maps
2. Conditions and Staff Report
3. Supporting Documentation
4. Photos
5. Justification Letter
6. Protest/Support Postcards
7. Submitted after Meeting Recordation Notices of City Council Action and Conditions of Approval
8. Backup Referenced from the 01-22-2009 Planning Commission Meeting Item 59

Motion made by LOIS TARKANIAN to Approve subject to conditions and amending Condition 4 as read for the record:

4. All beer and wine coolers shall remain in their original manufacturer's shipping configuration of four or six packs.

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0
RICKI Y. BARLOW, LOIS TARKANIAN, STEVE WOLFSON, OSCAR B. GOODMAN,
GARY REESE, STEVEN D. ROSS, DAVID W. STEINMAN; (Against-None); (Abstain-None);
(Did Not Vote-None); (Excused-None)

Minutes:
MAYOR GOODMAN declared the Public Hearing open.

The applicant was not present.

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COUNCILWOMAN TARKANIAN stated that this application was heard at the last Council meeting, at which time discussion was held regarding the size of liquor bottles. The applicant could not attend this meeting because he was at a funeral, but the Councilwoman stated she conversed with the applicant and he agreed to a condition, which she read, that MARGO WHEELER, Director of Planning and Development, indicated would be an amendment to Condition 4. ASSISTANT CITY ATTORNEY SCOTT felt uncomfortable about not having the applicant present to agree to the condition change on the record. On the advice of MAYOR GOODMAN, COUNCILWOMAN TARKANIAN indicated she would contact the applicant and obtain a written letter agreeing to the condition.

MS. WHEELER stated a letter would not be necessary as her department has a standard form for the applicant to fill out and sign.

MAYOR GOODMAN declared the Public Hearing closed.

