



AGENDA MEMO - PLANNING

CITY COUNCIL MEETING DATE: MAY 4, 2011

DEPARTMENT: PLANNING

ITEM DESCRIPTION: APPLICANT: WALGREEN CO. - OWNER: THREE BS, INC.

**** STAFF RECOMMENDATION(S) ****

<i>CASE NUMBER</i>	<i>RECOMMENDATION</i>	<i>REQUIRED FOR APPROVAL</i>
EOT-41170	Staff recommends APPROVAL, subject to conditions:	None

**** CONDITIONS ****

EOT-41170 CONDITIONS

Planning

1. This Special Use Permit (SUP-37377) shall expire on April 21, 2012 unless another Extension of Time request is approved by the City council.
2. Conformance to the conditions of approval of the Special Use Permit (SUP-37377) and all other site related actions as required by the Department of Planning and Department of Public Works.

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**** STAFF REPORT ****

PROJECT DESCRIPTION

The subject site is currently occupied by a drug store with previous approval for a Special Use Permit (SUP-37377) for accessory package liquor off-sale within an existing retail establishment located at 8633 West Charleston Boulevard. The applicant is requesting an Extension of Time for the Special Use Permit (SUP-37377) to complete and submit the required paperwork for the business license.

BACKGROUND INFORMATION

<i>Related Relevant City Actions by P&D, Fire, Bldg., etc</i>	
04/21/10	The City Council approved a request for a Special Use Permit (SUP-37377) for a 47 square-foot Accessory Package Liquor Off-Sale within an existing 14,715 square-foot retail establishment at 8633 West Charleston Boulevard. The Planning Commission and staff recommended approval.

<i>Most Recent Change of Ownership</i>	
03/26/96	A deed was recorded for a change in ownership.

<i>Related Building Permits/Business Licenses</i>	
10/05/99	Business licenses (C05-01918 and D11-00159) were issued for Tobacco Sales and a Drug Store at 8633 West Charleston Boulevard. The licenses are still active.
07/18/08	A business license (Q04-00077) was issued for a Pharmacy at 8633 West Charleston Boulevard. The license is still active.
03/22/10	A business license (V02-01910) was issued for a DVD Rental Kiosk at 8633 West Charleston Boulevard. The license is still active.

<i>Pre-Application Meeting</i>	
A pre-application meeting was not required, nor was one held.	

<i>Neighborhood Meeting</i>	
A neighborhood meeting was not required, nor was one held.	

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<i>Details of Application Request</i>	
<i>Site Area</i>	
Gross Acres	1.49

<i>Surrounding Property</i>	<i>Existing Land Use Per Title 19.04</i>	<i>Planned or Special Land Use Designation</i>	<i>Existing Zoning District</i>
Subject Property	Retail Establishment with Accessory Packaged Liquor Off-Sale	SC (Service Commercial)	C-1 (Limited Commercial)
North	Multi-Family Units	M (Medium Density Residential)	R-3 (Medium Density Residential)
South	Retail Establishment/Shopping Center	SC (Service Commercial)	C-1 (Limited Commercial)
East	Retail Establishment	SC (Service Commercial)	C-1 (Limited Commercial)
West	Restaurant	SC (Service Commercial)	C-1 (Limited Commercial)

<i>Master Plan Areas</i>	<i>Yes</i>	<i>No</i>	<i>Compliance</i>
Master Plan Area		X	N/A
<i>Special Purpose and Overlay Districts</i>	<i>Yes</i>	<i>No</i>	<i>Compliance</i>
Special Purpose and Overlay Districts		X	N/A
Trails		X	N/A
Rural Preservation Overlay District		X	N/A
Las Vegas Redevelopment Plan Area		X	N/A
Development Impact Notification Assessment		X	N/A
Project of Regional Significance		X	N/A

ANALYSIS

This is the first request for an Extension of Time of a previously approved Special Use Permit (SUP-37377) for a 47 square-foot accessory package liquor off-sale within an existing 14,715 square-foot retail establishment. There have not been any recent building permits issued for the site. Title 19.16.110 of the Unified Development Code deems a Special Use Permit exercised within an existing structure upon the issuance of a business license to conduct the activity.

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FINDINGS

The Special Use Permit has not met the requirements of Title 19.16.110 of the Unified Development Code to exercise the entitlement as a business license has not yet been issued. The applicant is requesting an Extension of Time to complete and submit the required paperwork for the business license. Staff is recommending approval of this request with a one-year time limit. Conformance to the conditions of approval of the Special Use Permit (SUP-37377) shall be required.

NOTICES MAILED N/A

APPROVALS 0

PROTESTS 0