



City of Las Vegas

Agenda Item No.: 33.

**AGENDA SUMMARY PAGE - PLANNING
PLANNING COMMISSION MEETING OF: AUGUST 9, 2011**

DEPARTMENT: PLANNING
DIRECTOR: FLINN BAGO

☐ Consent ☒ Discussion

SUBJECT: SUP-4225 - SPECIAL USE PERMIT PUBLIC HEARING - APPLICANT: DOG BITES BACK, LLC - OWNER: WINNER RECYCLES, LLC - For possible action on a request for a Special Use Permit FOR A 98 SQUARE-FOOT RETAIL ESTABLISHMENT WITH ACCESSORY AND AGE LIQUOR OFF-SALE USE WITH A WAIVER TO ALLOW A ZERO-FOOT DISTANCE SEPARATION FROM A RELIGIOUS FACILITY WHERE 400 FEET IS REQUIRED at 9500 West Sahara Avenue (APN 167-06-816-015), C-1 (Limited Commercial) Zone, Ward 2 (Wolfson). Staff recommends DENIAL.

C. C: 09/07/2011

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.	17
City Council Meeting	0

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.	1
City Council Meeting	0

RECOMMENDATION:

Staff recommends DENIAL.

BACKUP DOCUMENTATION:

1. Location, Aerial and Special Maps
2. Conditions and Staff Report
3. Supporting Documentation
4. Photo
5. Justification Letter
6. Protest/Support Postcards

Motion made by GUS FLANGAS to Approve

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

GUS FLANGAS, BYRON GOYNES, RICHARD TRUESDELL, GLENN TROWBRIDGE, VICKI QUINN, TODD L. MOODY, TRINITY SCHLOTTMAN; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

CHAIR TROWBRIDGE declared the Public Hearing open.

STEVE GEBEKE, Planning, stated the request includes an accessory package liquor off-sale use, operated in conjunction with an existing 1,428 square-foot deli. The proposed use does not comply with Title 19.12 requirements and cannot be conducted in a manner that is harmonious

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and compatible with the existing development and land uses. Therefore, staff recommended denial.

LORA DREJA, Brown, Brown and Premsrirut, 520 South Fourth Street, appeared on behalf of the applicant/owner of the property. The owner operates one building which houses both an existing supper club and an ethnic grocery store that imports food from Italy. The owner's property is within a C-2 (Commercial) subdivision. The property measures more than a 400 feet from a religious facility. However, the two uses are considered the same property and thus the request for the waiver.

CHAIR TROWBRIDGE remarked that the property is located in an area that is fast becoming a high-end restaurant row. Regarding the issue of its proximity to a religious facility, CHAIR TROWBRIDGE opined that alcohol sales have been there prior to the religious facility and have some grandfather rights.

CHAIR TROWBRIDGE declared the Public Hearing closed.

