



City of Las Vegas

Agenda Item No.: 88.

**AGENDA SUMMARY PAGE - PLANNING
CITY COUNCIL MEETING OF NOVEMBER 19, 2014**

**DEPARTMENT: PLANNING
DIRECTOR: TOM PERRIGO, ACTING**

☐ Consent ☒ Discussion

SUBJECT: SUP-5548 - SPECIAL USE PERMIT PUBLIC HEARING - APPLICANT: MR. N & S BONANZA LLC - OWNER: WATER WHEEL, LLC - For possible action on a request for a Special Use Permit FOR A PACKAGE SMOKER OFF-SALE USE WITHIN A PROPOSED 1,82 SQUARE FEET GENERAL RETAIL ESTABLISHMENT at 3595 East Bonanza Road, Suite #140 (APN 121-007), C-1 (Limited Commercial) Zone, Ward 3 (Coffin). The Planning Commission (6-1 vote) recommends DENIAL. Staff recommends APPROVAL.

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

RECOMMENDATION:

The Planning Commission (6-1 vote) recommends DENIAL. Staff recommends 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. Submitted after Final Agenda - Protest/Support Postcards
7. Backup Referenced from the October 14, 2014 Planning Commission Meeting

Motion made by BOB COFFIN to Hold in abeyance to 12/17/2014

Passed For: 5; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 2

BOB COFFIN, RICKI Y. BARLOW, CAROLYN G. GOODMAN, STEVEN D. ROSS, BOB BEERS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-LOIS TARKANIAN, STAVROS S. ANTHONY)

Minutes:

MAYOR GOODMAN declared the Public Hearing open.

DAVE EDER, representing the applicant, and LUIS GUTIERREZ, landlord, appeared to answer questions regarding the project.

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TOM PERRIGO, Acting Planning Director, reported that this item meets the distance separation requirements and recommended approval. The Planning Commission recommended denial due to concerns regarding protected uses; however, those are outside of the distance separation requirements.

COUNCILMAN COFFIN wondered if the representative had visited with his office staff and MR. EDER replied that they attempted to make an appointment but there were schedule conflicts. In response to COUNCILMAN COFFIN's inquiry, MR. GUTIERREZ stated that one of the tenants would be running this business. MR. EDER added that the tenant's name is NIBRAS ADMON, he owns a convenience store in the Clark County, along with a couple of other businesses, and wished to expand into the city. MR. ADMON has been cleared with the Las Vegas Metropolitan Police Department and the State of Nevada for gaming applications.

COUNCILMAN COFFIN mentioned the concerns of the Planning Commission regarding the surrounding schools and businesses. MR. EDER replied that those are outside of the protected use area. He pointed out that this would be a liquor store, which is a less intense use than a convenience store, and nobody under the age of 21 would be permitted to enter.

COUNCILMAN COFFIN wished to deny this item and have a meeting with the representatives and the prospective tenant. MR. EDER and MR. GUTIERREZ were in agreement.

MAYOR GOODMAN declared the Public Hearing closed.

