



January 11, 2012

Ms. Elizabeth Fretwell
City of Las Vegas
400 Stewart Avenue
Las Vegas, Nevada 89101

**RE: SUP-43927 - SPECIAL USE PERMIT RELATED TO SDR-43929
PLANNING COMMISSION MEETING OF JANUARY 10, 2012**

LAS VEGAS CITY COUNCIL

CAROLYN G. GOODMAN
MAYOR

STAVROS S. ANTHONY
MAYOR PRO TEM

STEVE WOLFSON
LOIS TARKANIAN
STEVEN D. ROSS
RICKI Y. BARLOW
BOB COFFIN

ELIZABETH N. FRETWELL
CITY MANAGER

Dear Ms. Fretwell:

Your request for a Special Use Permit FOR AN ACCESSORY PACKAGE LIQUOR OFF-SALE USE WITHIN A PROPOSED 20,700 SQUARE-FOOT GROCERY STORE WITH WAIVERS TO ALLOW A DISTANCE SEPARATION OF 270 FEET FROM A SCHOOL AND 100 FEET FROM A CHURCH WHERE 400 FEET IS REQUIRED on the south side of Lake Mead Boulevard, approximately 315 feet west of Martin Luther King Boulevard (a portion of APN 139-21-313-009), C-1 (Limited Commercial) Zone, Ward 5 (Barlow), was considered by the Planning Commission on January 10, 2012.

The Planning Commission voted to **APPROVE** your request, subject to the following:

Planning

1. Conformance to all Minimum Requirements under LVMC Title 19.12 for a Retail Establishment with Package Liquor Off-Sale use.
2. Approval of and conformance to the approved conditions for Site Development Plan Review (SDR-43929).
3. This approval shall be void two years from the date of final approval, unless exercised pursuant to the provisions of LVMC Title 19.16. An Extension of Time may be filed for consideration by the City of Las Vegas.
4. Prior to occupancy, all necessary building permits shall be obtained and final inspections shall be completed in compliance with Title 19 and all codes as required by the Department of Building and Safety.
5. These Conditions of Approval shall be affixed to the cover sheet of any plan set submitted for building permit.

CITY OF LAS VEGAS
DEPARTMENT OF PLANNING
DEVELOPMENT SERVICES CENTER
333 NORTH RANCHO DRIVE
3RD FLOOR
LAS VEGAS, NEVADA 89106

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FM-0073-07-11



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6. Approval of this Special Use Permit does not constitute approval of a liquor license.
 7. This business shall operate in conformance to Chapter 6.50 of the City of Las Vegas Municipal Code.
 8. All beer and wine coolers shall remain in the original manufacturer's configuration intended for off-sale resale.
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9. All City Code requirements and design standards of all City departments must be satisfied, except as modified herein.

This action by the Planning Commission on **January 10, 2012** is final unless a written appeal is filed with the City Clerk within ten days of the date of the Planning Commission's decision as allowed by code or there is a review action filed by the City Council within the same time period. For additional information on appeals or review requests please access <http://www.lasvegasnevada.gov/CheckStatus/DevelopmentApp.htm>, or contact the Department of Planning and Development at 702.229.6301 after **January 23, 2012**. No building permits or business licenses related to these items shall be issued prior to the expiration of the required ten day waiting period, or until any filed appeal is resolved pursuant to LVMC Title 19.18.

Sincerely,



Steve Gebeke, AICP
Planning Supervisor
Case Planning Division

SG:clb

cc: Mr. Damon Porter
Dynamic Development Company, LLC
1725 21st Street
Santa Monica, California 90404

Ms. Jody Belsick
Walker Engineering, LLC
5765 South Rainbow Boulevard, Suite #101
Las Vegas, Nevada 89118