



Legislation Details (With Text)

**File #:** 18-1525      **Version:** 1      **Name:**

**Type:** Consent Calendar      **Status:** Agenda Ready

**File created:** 11/7/2018      **In control:** Planning Commission

**On agenda:** 12/12/2018      **Final action:** 12/12/2018

**Title:** Twelve-month Review of a Use Permit for the one-site sale and consumption of beer and wine for a corporate café (West Commons Café) located at 2515 Augustine Drive

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. Conditions of Approval

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**REPORT TO PLANNING COMMISSION**

**SUBJECT**

Twelve-month Review of a Use Permit for the one-site sale and consumption of beer and wine for a corporate café (West Commons Café) located at 2515 Augustine Drive

**BACKGROUND**

On October 25, 2017, the Planning Commission approved a Use Permit (PLN2017-12739) to allow the on-site sale and consumption of alcohol, Alcohol Beverage Control (ABC) License Type 41, for a corporate café (West Commons Café). As a condition of approval (P1) a twelve-month review of the Use Permit is required following the applicant obtaining an active ABC License. An ABC License Type 41 was issued to the applicant on December 4, 2017.

West Commons Café is located within a multi-tenant mixed use development commonly referred to as Santa Clara Square. The development is at the north side of Augustine Drive and directly adjacent to Highway 101.

**DISCUSSION**

This twelve-month review is required by the Use Permit’s conditions of approval (attached). The current Use Permit allows the sale of beer and wine with food service Monday through Friday from 7:30 a.m. to 9:00 p.m.

Since the issuance of the ABC license on December 4, 2017, there were no calls for service received by the City’s Police Department related to the subject use. No zoning code violations are pending related to the subject use. All conditions of approval have been satisfied.

**ENVIRONMENTAL REVIEW**

Use Permit review does not constitute a “project” within the meaning of the California Environmental Quality Act (“CEQA”) pursuant to CEQA Guidelines section 15378(a) as it has no potential for

resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.

### **FISCAL IMPACT**

There is no fiscal impact to sending the response other than administrative staff time and expense, typically covered by processing fees paid by the applicant.

### **COORDINATION**

This report has been coordinated with the City Attorney's Office.

### **PUBLIC CONTACT**

On November 30, 2018, the notice of public hearing for this item was posted in three conspicuous locations within 300 feet of the site and was mailed to property owners within 300 feet of the project site. At the time of preparation of this staff report no comments related to the proposal were received from the public.

### **RECOMMENDATION**

Note and file the twelve-month review of a Use Permit allowing the on-site sale and consumption of alcohol (ABC License Type 41) in a corporate cafe located at 2515 Augustine Drive.

Prepared by: Rebecca Bustos, Associate Planner

Reviewed by: Diana Fazely, Deputy City Attorney

Approved by: Reena Brilliot, Planning Manager

### **ATTACHMENTS**

1. Conditions of Approval