

From: Rich Malacoff
Sent: Monday, July 21, 2014
To: Steven Quintanilla External Email
Cc: Martin Magana
Subject: Liquor Store

The PC had asked for information in the Staff Report with regard to taverns and liquor stores:

Any sale of liquor requires a CUP in DHS and taverns and liquor stores require a CUP also but there are no additional requirements. A convenience store does have the safety requirements the PC was referring to so I have attached them below for you.

17.12.050 Alcohol beverage control "ABC" license.

A business or establishment requiring issuance of an "ABC" license is subject to a Conditional Use Permit, and shall comply with the following standard(s), in addition to conditions imposed by the Commission:

- A. Establishments subject to an off-site "ABC" license shall not be located within 500 feet of any religious institution, school, or public park within the City; and shall not be located in such close proximity to another similar use to cause over-saturation of the neighborhood. The license application shall be reviewed by the Police Department prior to City approval.
- B. Sit down restaurants whose predominant function is the service of food where the on-site sale of alcoholic beverages is incidental or secondary are exempt from the requirement for a Conditional Use Permit; an incidental bar or lounge shall be allowed for the convenience of dining patrons. (Establishments which are primarily a bar or lounge or have a bar or lounge area as a principal or independent activity are not included in this exemption.) (Prior code § 159.06.030(2)(A))

17.12.080 Convenience stores.

The retail sale of groceries, staples, sundry items and/or alcoholic beverages where the gross floor area is less than 5,000 square feet is subject to Development Permit review, and shall be constructed and operated in the following manner:

- A. The minimum site area shall be 10,000 square feet.
- B. The site shall have direct frontage along a major or secondary street. The site shall not have primary access on a local residential street.
- C. One access drive may be permitted for each street frontage. The design and location of the access drive(s) shall be subject to the approval of the City Engineer and the Commission. Access drives may not be permitted on limited access roadways (including Mission Lakes Boulevard, Pierson Boulevard, Two Bunch Palm Trail, Indian Avenue, Little Morongo and Palm Drive).
- D. No convenience store shall be located less than 1,000 feet from an existing or previously approved convenience store, or an existing elementary, junior high school, or high school, as measured from one property line to another.
- E. All on-site lighting shall be energy efficient, stationary and directed away from adjoining properties and public rights-of-way.
- F. All on-site signage shall comply with the provisions of Chapter 17.44 (Sign Standards).
- G All landscaping shall be installed and permanently maintained pursuant to the provisions of Chapter 17.56 (Landscaping Standards).
- H. All on-site parking shall comply with the provisions of Chapter 17.48 (Off-Street Parking Standards). A parking plan shall be developed as part of the permit review process.
- I. The premises shall be kept in a neat and orderly condition at all times.

J. Every parcel with a structure shall have a trash receptacle on the premises. The trash receptacle shall comply with adopted Public Works Department standards and be of sufficient size to accommodate the trash generated. The receptacle(s) shall be screened from public view on at least 3 sides by a solid wall 6 feet in height and on the fourth side by a solid gate not less than 5 feet in height. The gate shall be maintained in working order and shall remain closed except when in use. The wall and gate shall be architecturally compatible with the surrounding structures. Recycling facilities and programs shall be incorporated into refuse storage/disposal areas for all new development projects and all new construction in existing projects.

K. If on-site dispensing of automotive fuels is provided, the design, location and operation of these facilities shall be consistent with the provisions of Section 17.12.170 (Service stations standards). Additionally, the cashier location shall be provided with direct visual access to the pump islands and the vehicles parked adjacent to the islands.

L. A bicycle rack shall be installed in a convenient location visible from the inside of the store.

M. Each convenience store shall provide a public restroom located within the store.

N. Public pay telephones provided on-site shall not be set up for incoming calls. Public telephones shall be featured with call out service only.

O. On-site video games may not be installed or operated on the premises.

P. A convenience store adjacent to any residentially designated district shall have a 6-foot-high decorative masonry wall along property lines adjacent to such districts.

Q. All parking, loading, circulation aisles, and pump island bay areas shall be constructed with (PCC) concrete. (Prior code § 159.06.030(2)(D))