



Legislation Details (With Text)

**File #:** CUP-18-23    **Version:** 1    **Name:**

**Type:** Action Item    **Status:** Passed

**File created:** 7/9/2018    **In control:** Planning and Zoning Commission

**On agenda:** 7/24/2018    **Final action:** 7/24/2018

**Title:** CUP-18-23 (Blue Dahlia Bistro) Hold a public hearing and consider a request from Blue Dahlia Bistro to renew a Restaurant Conditional Use Permit to allow the continued sale of beer and wine for on premise consumption at 107 East Hopkins Street (A. Brake)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. CUP-18-23 Notification Map, 2. CUP-18-23 Aerial Map, 3. CUP-18-23 Staff Report, 4. CUP-18-23 Menu, 5. CUP-18-23 Floor Plan, 6. CUP-18-23 Application, 7. CUP-18-23 Presentation

Date	Ver.	Action By	Action	Result
7/24/2018	1	Planning and Zoning Commission	approved with conditions	Pass

**AGENDA CAPTION:**

CUP-18-23 (Blue Dahlia Bistro) Hold a public hearing and consider a request from Blue Dahlia Bistro to renew a Restaurant Conditional Use Permit to allow the continued sale of beer and wine for on premise consumption at 107 East Hopkins Street (A. Brake)

**Meeting date:** July 17, 2018

**Department:** Planning and Development Services

**Amount & Source of Funding**

**Funds Required:** N/A

**Account Number:** N/A

**Funds Available:** N/A

**Account Name:** N/A

**Fiscal Note:**

**Prior Council Action:** N/A

**City Council Strategic Initiative:** N/A

**Comprehensive Plan Element (s):** N/A

- Economic Development - Choose an item.
- Environment & Resource Protection - Choose an item.
- Land Use - Choose an item.
- Neighborhoods & Housing - Choose an item.

- Parks, Public Spaces & Facilities - Choose an item.
- Transportation - Choose an item.
- Not Applicable

**Master Plan:** N/A

**Background Information:**

The subject property is located on the west side of the Courthouse Square and has been the location for a restaurant for almost a year; a menu has been included as an attachment. Blue Dahlia was granted a one (1) year CUP for beer and wine in June of 2016 which became effective upon the issuance of the Certificate of Occupancy on July 12, 2017.

The Development Code allows for Administrative Approval of renewals to Restaurant Conditional Use Permits for a period not to exceed 3 years. If there are not issues with the request in the future, staff may pursue Administrative Approval, subject to the requirements of the Development Code and the conditions in place from previous approvals.

Staff has reviewed the request and determined the requirements of Section 2.8.3.4 and Section 5.1.5.5 of the San Marcos Development Code have been met.

**Council Committee, Board/Commission Action:**

N/A

**Alternatives:**

N/A

**Recommendation:**

Staff recommends **approval** with the following conditions:

- 1. Permit shall be valid for three (3) years, provided standards are met; and**
- 2. The permit shall be posted in the same area and manner as the Certificate of Occupancy.**