



## Legislation Details (With Text)

**File #:** CUP-18-19    **Version:** 1    **Name:**  
**Type:** Action Item    **Status:** Passed  
**File created:** 5/29/2018    **In control:** Planning and Zoning Commission  
**On agenda:** 6/12/2018    **Final action:** 6/12/2018  
**Title:** CUP-18-19 (San Marcos BBQ) Hold a public hearing and consider a request by Justin Pearson for a new Conditional Use Permit to allow the sale of beer and wine for on premise consumption at 2601 Hunter Road. (W. Parrish)

**Sponsors:**

**Indexes:**

**Code sections:**

**Attachments:** 1. CUP-18-19 Notification Map, 2. CUP-18-19 Aerial Map, 3. CUP-18-19 Staff Report.pdf, 4. CUP-18-19 Application, 5. CUP-18-19 Presentation

Date	Ver.	Action By	Action	Result
6/12/2018	1	Planning and Zoning Commission	approved with conditions	Pass

### **AGENDA CAPTION:**

CUP-18-19 (San Marcos BBQ) Hold a public hearing and consider a request by Justin Pearson for a new Conditional Use Permit to allow the sale of beer and wine for on premise consumption at 2601 Hunter Road. (W. Parrish)

**Meeting date:** June 12, 2018

**Department:** Planning and Development Services

### **Amount & Source of Funding**

**Funds Required:** NA

**Account Number:** NA

**Funds Available:** NA

**Account Name:** NA

### **Fiscal Note:**

**Prior Council Action:** NA

**City Council Strategic Initiative:** [Please select from the dropdown menu below]

Choose an item.

Choose an item.

Choose an item.

**Comprehensive Plan Element (s):** [Please select the Plan element(s) and Goal # from dropdown menu]

below]

- ☐ 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:** *[Please select the corresponding Master Plan from the dropdown menu below (if applicable)]*

Choose an item.

**Background Information:**

In addition to the San Marcos BBQ, there are 10 mobile homes located on this property and one house, all are currently rented for residential use. The residential structures are existing and considered a legal nonconforming use within the Community Commercial (CC) Zoning District. As the proposed hours of operation are limited to no later than 8 p.m. Monday through Saturday, and no later than 6 p.m. on Sundays staff does not see this as a conflicting use.

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

Click or tap here to enter text.

**Alternatives:**

Click or tap here to enter text.

**Recommendation:**

Staff provides this request to the Commission for your consideration and recommends **approval** of the Conditional Use Permit with the following conditions:

- The Permit is valid for one (1) year provided, standards are met;
- Hours of operation are limited to no later than 8 p.m.;
- Alcohol consumption is limited to inside the restaurant; and
- The permit is posted in the same area and manner as the Certificate of Occupancy.