



## Legislation Text

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**File #:** CUP-17-24, **Version:** 1

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**AGENDA CAPTION:**

CUP-17-24 (Pinky's Wine Bar) Hold a public hearing and consider a request by Dahlia Woods Gallery, LLC, on behalf of Pinky's Wine Bar, for a renewal of an Unrestricted Conditional Use Permit to allow the continued sale of beer and wine for on-premise consumption at 232 N LBJ Drive, Ste 101. (A. Villalobos)

**Meeting date:** September 12, 2017

**Department:** Planning and Development Services

**Funds Required:** n/a

**Account Number:** n/a

**Funds Available:** n/a

**Account Name:** n/a

**CITY COUNCIL GOAL:** n/a

**COMPREHENSIVE PLAN ELEMENT(s):** n/a

**BACKGROUND:**

Dahlia Woods Gallery is an art gallery and book store located at 232 North LBJ Drive within the Central Business Area (CBA). Dahlia Woods Gallery opened in March of 2016 and primarily functions as an art gallery. The gallery received an Unrestricted CUP in 2016 to allow on-premise consumption of beer and wine known as "Pinky's Wine Bar" (located within the gallery). The building also includes 3 residential apartments on the second floor.

The total gross floor area of the space is 2,000 square feet with 30 indoor fixed seats and no outdoor seating. The gallery hosts occasional live music during gallery events. The application indicates hours of operation from 12 p.m. to 12 a.m. Wednesday - Saturday. Per the SmartCode, retail businesses located within the Central Business Area (CBA) are not required to provide off-street parking. However, parking spaces are required and provided for the residential units above the gallery.

The request for the renewal of the CUP will allow for beer and wine to be served and sold to accompany the art gallery and exhibition events. Staff recommends **approval** of the CUP with the following conditions:

1. The permit shall be valid for three (3) years, provided standards are met, subject to the point system;
2. The permit shall be limited to apply only to the first floor of the building; and
3. The permit shall be posted in the same area and manner as the Certificate of Occupancy.