



Legislation Text

File #: CUP-20-20, **Version:** 1

AGENDA CAPTION:

CUP-20-20 (Patio Dolcetto) Hold a public hearing and consider a request by Dolcetto, L.L.C. on behalf of Hilldale Ventures, L.L.C. for a renewal of a Conditional Use Permit to allow the sale of Beer and Wine for on premise consumption 322 Cheatham Street, Ste. A. (W. Parrish)

Meeting date: October 27, 2020

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: Click or tap here to enter text.

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.
- ☐ Core Services

☐ Not Applicable

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

Choose an item.

Background Information:

Patio Dolcetto's initial Conditional Use Permit became effective after receiving their Certificate of Occupancy in 2015. The permit was renewed by the Planning & Zoning Commission in 2016 for a period of three (3) years with the following conditions:

- There shall be no amplified live music outdoors; and
- There shall be no live music outdoors after 10:00 pm.

In 2019 Patio Dolcetto received a renewal permit for a period of one (1) year with the following conditions:

- Permit is valid for the one (1) year, provided standards are met;
- The permit is posted in the same area and manner as the Certificate of Occupancy;
- Any amplified live music outdoors or in other unconditioned areas shall only be allowed on Fridays and Saturdays before 10:00 pm.; and
- There shall be no live music outdoors or in other unconditioned areas after 10:00 pm

Council Committee, Board/Commission Action:

Click or tap here to enter text.

Alternatives:

Click or tap here to enter text.

Recommendation:

Staff has reviewed the request for compliance with criteria in Sections 2.8.3.4 and 5.1.5.5 of the San Marcos Development Code and recommend **approval** of the request with the following conditions:

1. Permit is valid for the three (3) year, provided standards are met;
2. The permit is posted in the same area and manner as the Certificate of Occupancy;
3. Any amplified live music outdoors or in other unconditioned areas shall only be allowed on Fridays and Saturdays before 10:00 pm.; and
4. There shall be no live music outdoors or in other unconditioned areas after 10:00 pm

