

P.C. RESOLUTION 07-15

A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF HERMOSA BEACH, CALIFORNIA, TO REVOKE A CONDITIONAL USE PERMIT FOR ON-SALE BEER AND WINE IN CONJUNCTION WITH A RESTAURANT AT 844 HERMOSA AVENUE LEGALLY DESCRIBED AS LOTS 23 AND 24 OF TRACT NO. 1564

Section 1. At the initiation of the Community Development Department, the Planning Commission conducted a duly noticed public hearing to consider the revocation or modification of the Conditional Use Permit for on-sale beer and wine in conjunction with a restaurant governing the use of the building at 844 Hermosa Avenue, approved February 20, 1996 (P.C. Resolution 96-13), and sustained on appeal by the City Council on April 9, 1996 (Resolution 96-5801), pursuant to Section 17.70.010 of the Zoning Ordinance on April 17, 2007, at which testimony and evidence, both written and oral, was presented to and considered by the Planning Commission.

Section 2. Based on evidence received at the public hearing, the Planning Commission makes the following findings to revoke the Conditional Use Permit, pursuant to Section 17.70.010 of the Municipal Code:

1. The use for which such approval was granted has ceased to exist or has been suspended for one year or more, since the restaurant with on-sale beer and wine has not been in operation on the property since November 2005.

Section 3. Based on the foregoing, and pursuant to Section 17.70.010 of the Zoning Ordinance, the Planning Commission hereby revokes the Conditional Use Permit for on-sale beer and wine.

Section 4. Pursuant to the Code of Civil Procedure Section 1094.6, any legal challenge to the decision of the Planning Commission, after a formal appeal to the City Council, must be made within 90 days after the final decision by the City Council.

VOTE:	AYES:	Chmn.Allen,Comms.Hoffman,Kersenboom,Perrotti,Pizer
	NOES:	None
	ABSTAIN:	None
	ABSENT:	None

CERTIFICATION

I hereby certify the foregoing Resolution P.C. No. 07-15 is a true and complete record of the action taken by the Planning Commission of the City of Hermosa Beach, California at their regular meeting of April 17, 2007.



Kent Allen, Chairman



Ken Robertson, Secretary

MAY 15, 2007
April 17, 2007

Date

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