

**CITY OF SOUTH GATE
LOS ANGELES COUNTY, CALIFORNIA**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF SOUTH GATE FINDING OF PUBLIC CONVENIENCE
OR NECESSITY FOR THE SALE OF BEER AND WINE FOR
OFF-SITE CONSUMPTION FOR 7-ELEVEN, INC
LOCATED AT 10840 GARFIELD AVENUE**

WHEREAS, on June 16, 2015, the Planning Commission of the City of South Gate approved Conditional Use Permit No. 817 allowing the sale of beer and wine for off-site consumption for a proposed 7-Eleven to be located at 10840 Garfield Avenue; and

WHEREAS, the South Gate Police Department had no objection to granting this request; and

WHEREAS, the Alcoholic Beverage Control Board (ABC) requires that the City Council declare a Public Convenience or Necessity prior to the ABC Board's approval and issuance of a liquor license pursuant to Section 23958.4 of the Business and Professions Code; and

WHEREAS, studies and investigations were made and a staff report with recommendations was submitted; and

WHEREAS, the City Council determined that the facts of this matter are as follows:

1. On January 7, 2015, the Department of Community Development received an application from 7-Eleven, Inc. for Conditional Use Permit No. 817 to allow the operation of a Type 20 Off-Sale Beer and Wine license.
2. On June 16, 2015, the Planning Commission of the City of South Gate conducted a public hearing, as required by law, to consider the approval of Conditional Use Permit No. 817 for the sale of beer and wine at a new 7-Eleven being proposed at 10840 Garfield Avenue. The City Planning Commission approved the Conditional Use Permit on a 5/0 vote.
3. The subject property is located at 10840 Garfield Avenue, north-east corner of Garfield Avenue and Imperial Highway. The General Plan designation for this property is Imperial District Sub-Area 2 and the Zoning designation is Corridor 2. The subject property measures approximately 13,500 square feet.
4. The property is currently developed with a 1,169 square feet auto repair bay and office building and has been utilized as an auto repair center since the 1970's, as indicated by City records. The property owner proposes to demolish the existing building in order to facilitate the development of a new 3,750 square foot commercial building with two tenant spaces measuring 2,510 and 1,240 square feet respectively. Site improvements also include 17 standard parking stalls and approximately 2,000 square feet of drought tolerate landscaping covering approximately 14% of the subject property.

5. The 7-Eleven will operate 24/7 and alcohol sales will be in accordance with the provisions of a type-20 liquor license as adopted by the State Alcohol Beverage Control Board (ABC) from 6:00am to 2:00am. Deliveries will occur between the hours of 7:00am to 10:00pm.

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SOUTH GATE DOES HEREBY RESOLVE AS FOLLOWS:

SECTION 1. The City Council does hereby determine that the issuance of a liquor license to 7-Eleven at 10840 Garfield Avenue will serve the "Public Convenience or Necessity" and will not create a law enforcement problem.

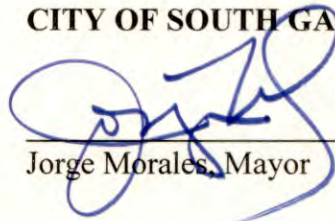
SECTION 2. The City Council does hereby grant the request for Determination of "Public Convenience or Necessity" for the sale of alcoholic beverages for off-site consumption at 10840 Garfield Avenue.

SECTION 3. The City Council does hereby instruct the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required findings under Business and Professions Code Section 23958.4.

SECTION 4. The City Clerk shall certify to the adoption of this Resolution, which shall be effective upon its adoption.

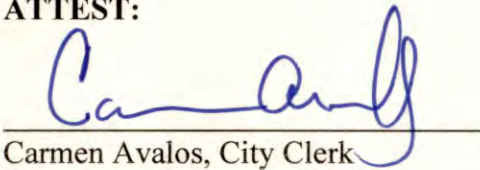
PASSED, APPROVED and ADOPTED this 14 day of July 2015.

CITY OF SOUTH GATE:



Jorge Morales, Mayor

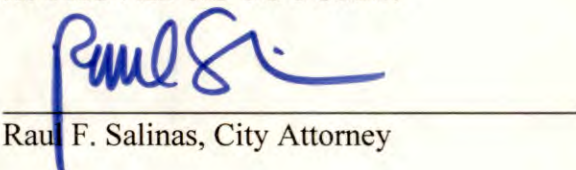
ATTEST:



Carmen Avalos, City Clerk

(Seal)

APPROVED AS TO FORM:



Raul F. Salinas, City Attorney

RESOLUTION CERTIFICATION PAGE

STATE OF CALIFORNIA)

COUNTY OF LOS ANGELES) SS

CITY OF SOUTH GATE)

I, Carmen Avalos, City Clerk of the City of South Gate, California, hereby certify that the whole number of Members of the City Council of said City is five; that Resolution No. 7669 was adopted by the City Council at their Regular Meeting held on July 14, 2015, by the following vote:

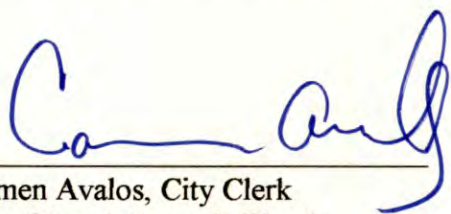
Ayes: Council Members: **Morales, De Witt, Davila, Bernal and Hurtado**

Noes: Council Members: None

Absent: Council Members: None

Abstain: Council Members: None

Witness my hand and the seal of said City on July 16, 2015.



Carmen Avalos, City Clerk
City of South Gate, California