

RESOLUTION NO. 7698

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

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY
OF SOUTH GATE MAKING A DETERMINATION OF
PUBLIC CONVENIENCE OR NECESSITY FOR THE
SALE OF BEER AND WINE FOR OFF-SITE
CONSUMPTION AT ALDI GROCERY STORE
LOCATED AT 5830 FIRESTONE BOULEVARD**

WHEREAS, on March 1, 2016, the Planning Commission of the City of South Gate approved Conditional Use Permit No. 823 allowing the sale of beer and wine for off-site consumption for a proposed Aldi grocery store to be located at 5830 Firestone Boulevard; 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 5, 2016, the Department of Community Development received an application from Aldi, Inc., for Conditional Use Permit No. 823 to allow the operation of a grocery store with a Type-20 (Off-Sale Beer and Wine) alcohol license.
2. On March 1, 2016, 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. 823 for the sale of beer and wine at a new Aldi being developed at 5830 Firestone Boulevard. The City Planning Commission approved the Conditional Use Permit on a 5/0 vote.
3. The subject property is located at 5830 Firestone Boulevard, south-east corner of Firestone Boulevard and Garfield Avenue. The General Plan designation for the subject property is El Paseo/South Gate Town Center (Sub-Area 3) and the Zoning designation is Regional Commercial (RC).
4. The Aldi store will measure approximately 17,000 square feet and it is the anchor tenant at the newly constructed 53,356 square foot Crossroads at Firestone shopping center.
5. Aldi is a leading global discount supermarket chain with nearly 10,000 stores in 18 countries. Aldi specializes in staple items, such as food, beverages, toilet paper, sanitary articles, and other inexpensive household items. Many of its products are self-branded, with the number of other brands usually limited to a maximum of two for a given item. This increases sales for each product, and allows Aldi stores to be smaller than stores with more brand choices.

6. In addition, Aldi also offers a variety of craft beers and wine at a discounted price. Beer and wine sales at this store will occupy roughly about 84 square feet of the gross floor area.
7. The South Gate store will operate Monday thru Sunday from 9:00am to 9:00pm and alcohol sales will be in accordance with the provisions of a Type-20 (Off-Sale Beer and Wine) alcohol license as adopted by the State Alcoholic Beverage Control Board (ABC).

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 ALDI at 5830 Firestone Boulevard 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 (beer and wine) for off-site consumption at 5830 Firestone Boulevard.

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.

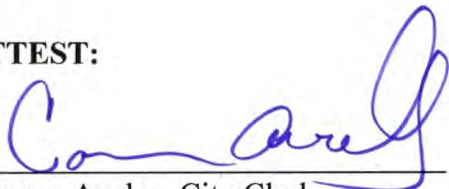
PASSED, APPROVED and ADOPTED this 22nd day of March 2016.

CITY OF SOUTH GATE:



Jorge Morales, Mayor

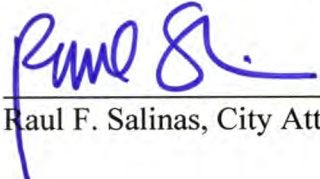
ATTEST:



Carmen Avalos, City Clerk

(Seal)

APPROVED AS TO FORM:



Raul F. Salinas, City Attorney

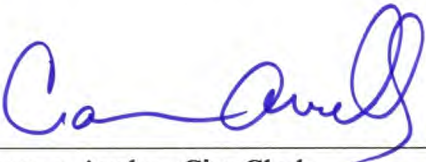
RESOLUTION CERTIFICATION PAGE

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. 7698 was adopted by the City Council at their Regular Meeting held on March 22, 2016, 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 March 29, 2016.



Carmen Avalos, City Clerk
City of South Gate, California