

RESOLUTION NO. 11-2015

RESOLUTION OF THE COUNTY PLANNING COMMISSION OF THE COUNTY OF CONTRA COSTA, STATE OF CALIFORNIA RECOMMENDATION ON THE COUNTY INITIATED ZONING TEXT AMENDMENT THAT REVISES CHAPTER 82-38, THE ACOHOLIC BEVERAGE SALES COMMERCIAL ACTIVITIES ORDINANCE. (COUNTY FILE ZT15-0001)

WHEREAS, Contra Costa County proposes a revision to the County Code, Chapter 82-38—Alcoholic Beverage Sales Commercial Activities Ordinance (“Deemed Approved Ordinance”). The proposed revision would add language to Section 82-38.814(d)(9) that would authorize the County to prohibit the sale of alcopops at any establishment not in compliance with the Deemed Approved Ordinance, and also add text to Section 82-38.810 regarding the posting requirements of the Deemed Approved Performance Standards notice, and requiring the posted performance standards notice to be a 11"x17" in size and the font size on the notice to be 20-point type. Along with the proposed code changes, various policy revisions are also being recommended in order to better coordinate the efforts of the Department of Conservation and Development with other County departments and agencies for implementation and enforcement of the Deemed Approved Ordinance. Such policy revisions would include establishing protocols with the Office of the Sheriff, the Tax Collector, and the Health Services Department for improved information and data sharing concerning Deemed Approved alcohol establishments in the unincorporated areas of Contra Costa County; and

WHEREAS, for purposes of compliance with the provisions of the California Environmental Quality Act (CEQA), and State and County CEQA Guidelines, staff has determined that the proposed action is not subject to the California Environmental Quality ACT (CEQA), pursuant to CEQA Guidelines 15061(b)(3). It can be seen with certainty that there is no possibility that the proposed ordinance amendment will have a significant impact on the environment. The proposal will only serve to clarify and make enforcement and administration of the Deemed Approved Ordinance more efficient; and

WHEREAS, after notice having been fully given, a public hearing was scheduled before the County Planning Commission on March 24, 2015, during which hearing the County Planning Commission fully reviewed, considered and evaluated all testimony and evidence submitted on this matter.

NOW, THEREFORE, BE IT RESOLVED that the County Planning Commission recommends adoption by the Board of Supervisors of the County of Contra Costa the proposed text amendment to Chapter 82-38 and the Public Protection Committee

recommendations as described in the March 24, 2015 staff report to the Planning Commission.

NOW, BE IT FURTHER RESOLVED that the secretary of this Commission will sign and attest the certified copy of this resolution and deliver the same to the Board of Supervisors, all in accordance with the Government Code of the State of California.

This Resolution was approved upon motion of the County Planning Commission on Tuesday, March 24, 2015 by the following vote:

AYES: Commissioners Wright, Terrell, Stewart, Steele, Clark, Swenson, and Snyder

NOES: None

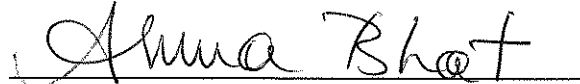
ABSENT: None

ABSTENTIONS: None

Don Snyder

Chair of the County Planning Commission
County of Contra Costa, State of California

ATTEST:

A handwritten signature in black ink, appearing to read "Aruna Bhat", written over a horizontal line.

Aruna Bhat, Secretary
County of Contra Costa
State of California