



CITY OF SUNNYVALE ADMINISTRATIVE HEARING

MINUTES
Wednesday, March 11, 2009

2009-0084 – Neil Enterprises [Applicant] **Dhanus Technologies, Inc.** [Owner]: Application for a Use Permit to allow beer and wine service at an existing restaurant (iChaat Café). The property is located at **1208 East Arques Avenue, Unit 103** (at N. Lawrence Expwy.) in an M-S/POA (Industrial & Service/Place of Assembly) Zoning District. (APN: 216-56-002) SL

In attendance: Nari Ramarapu, Applicant; Metin Ozen, Neighbor; Andrew Miner, Administrative Hearing Officer; Steve Lynch, Project Planner; Luis Uribe, Staff Office Assistant.

Mr. Andrew Miner, Administrative Hearing Officer, on behalf of the Director of Community Development, explained the format that would be observed during the public hearing.

Mr. Miner announced the subject application.

Steve Lynch, Project Planner, stated that the applicant is proposing to serve beer and wine with meals at an existing restaurant. There currently are no alcohol sales at this restaurant. Other uses in this commercial condominium center include restaurants, office, medical office, and retail. The site is zoned with a Places of Assembly Combining District so may include business and community serving assembly uses in the future, such as instructional centers, martial art centers, or places of worship. The surrounding uses on Lawrence Expressway are generally the same uses as found in this commercial center.

Mr. Miner opened the public hearing.

Nari Ramarapu, Applicant, received and reviewed a copy of the staff report. Mr. Ramarapu stated that there is no bar area in the building and that they would be mainly serving wine. He also stated that there is a patio area that is used during lunch hours but will be closed during dinner hours. The applicant also stated that there are 12 tables located inside and that there will be no entertainment at this location. He also mentioned that his clientele during the day is primarily business professionals and at night consists of family's.

Metin Ozen, Neighbor, stated that he is concerned with a restaurant being located in this area and does not believe that a liquor license should be granted. He also mentioned that there have been a few break-ins around this location and feels that alcohol may increase loitering.

Mr. Miner had questions of staff regarding restrictions on the original permit in regards to alcohol. Staff stated that there were none.

Mr. Miner closed the public hearing.

Mr. Miner approved the application subject to the findings and conditions of approval and added condition #4 stating no live entertainment allowed.

Mr. Miner stated that the decision is final unless appealed to the Planning Commission with payment of the appeal fee within the 15-day appeal period.

The meeting was adjourned at 2:37 p.m.

Minutes approved by:

Andrew Miner

Principal Planner