

**RESOLUTION NO. 2023-13**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COACHELLA, CALIFORNIA APPROVING ENTERTAINMENT ESTABLISHMENT PERMIT NO. 23-01 TO ALLOW LIMITED ENTERTAINMENT EVENTS WHERE ON-SALE BEER, WINE, AND DISTILLED SPIRITS SERVICE IS PROVIDED IN A 2,756 SQUARE FOOT TENANT SPACE FOR THE TACO SHOP 760 RESTAURANT, IN AN EXISTING COMMERCIAL BUILDING LOCATED AT 48975 GRAPEFRUIT BLVD, SUITE 3 (APN 603-250-012); ALEJANDRA BARCELO, APPLICANT.**

**WHEREAS**, Alejandra Barcelo filed an application for Entertainment Permit No. 23-01 to allow a 2,756 square foot restaurant with service of beer, wine, and distilled spirits (ABC License Type 47 – On Sale Beer, Wine and Distilled Spirits) to utilize recorded music, karaoke on Thursday, and live performances by a musical group of 3-4 persons Fridays through Saturday in an existing commercial building located at 48975 Grapefruit Blvd; Assessor’s Parcel No. 603-250-012 (“Project”); and,

**WHEREAS**, the Planning Commission conducted a duly noticed public hearing on CUP No. 360 on January 4, 2023 at 1515 6<sup>th</sup> Street, Coachella, California regarding the proposed Project and approved CUP No. 260; and,

**WHEREAS**, the Planning Commission conducted a duly noticed public hearing for a modification to CUP No. 360 on February 15, 2023 at 1515 6<sup>th</sup> Street, Coachella, California regarding expanded hours of operation and consideration of Entertainment Permit No. 23-01 recorded music, karaoke on Thursday, and live performances by a musical group of 3-4 persons Fridays through Saturday recommending approval to the City Council; and,

**WHEREAS**, the City Council conducted a duly noticed public hearing for a modification to CUP No. 360 and Entertainment Permit No. 23-01 on March 8, 2023 at 1515 6<sup>th</sup> Street, Coachella, California; and,

**WHEREAS**, at the City Council hearing, the Applicant and members of the public were present and were afforded an opportunity to testify regarding the Project; and,

**WHEREAS**, the Project is permitted pursuant to Chapter 15.24 of the Coachella Municipal Code.

**WHEREAS**, the proposed use is necessary or desirable for the development of the community, is consistent with the objectives of the City’s General Plan, and is not detrimental to the existing uses or the uses specifically permitted in the zone in which the proposed use is to be located; and,

**WHEREAS**, the proposed site is adequate in size and shape to accommodate the proposed outdoor entertainment venue with where alcohol is served; and,

**WHEREAS**, the site for proposed use relates properly to streets which are designed to carry the type and quantity of traffic to be generated by the proposed use; and,

**WHEREAS**, the proposed project is exempt from the California Environmental Quality Act, as amended; and,

**WHEREAS**, the conditions as stipulated by the City are necessary to protect the public health, safety and welfare of the community

**NOW, THEREFORE, BE IT RESOLVED**, that the City Council of the City of Coachella, California does hereby recommend approval of Entertainment Permit No. 23-01, subject to the findings and conditions of approval listed below:

**Section 1.** Incorporation of Recitals

The City Council hereby finds that all of the facts in the Recitals are true and correct and are incorporated and adopted as findings of the City Council as fully set forth in this resolution.

**Section 2.** CEQA Findings

Based upon its review of the entire record, including the Staff Report, any public comments or testimony presented to the City Council and the facts outlined below, the City Council hereby finds and determines that the proposed project is categorically exempt from environmental review pursuant to the guidelines of the California Environmental Quality Act as an “Existing Facilities” project (CEQA Guidelines, Section 15301a) as the proposed on sale service of liquor will occur in conjunction with an existing business in an existing commercial building

**Section 4.** Entertainment Establishment Permit Findings

With respect to Entertainment Permit No. 23-01, the City Council finds as follows for the proposed entertainment permit request:

1. The information provided in the application is accurate, complete and truthful, as evidenced by staff and there are no known violations of any laws, ordinances, or regulations related to the applicant's fitness to manage or operate the proposed entertainment venue.
2. The applicant possesses the required moral character to comply with the requirements of Chapter 5.24 and the conditions of approval imposed herein. As conditioned, the proposed added security measures will ensure that the public safety for the business will be maintained to the satisfaction of the Chief of Police.

3. The applicant has sufficient resources and expertise to operate the proposed entertainment venue in a safe, professional and effective manner in accordance with the City's Municipal Code. The owner has successfully operated Taco Shop 760 establishment in other location and the Riverside County Sherriff reported minimal complaints or calls for services at these establishments.
4. The proposed use will not be in conflict with, but will be in harmony with and in accordance with the objectives of the general plan because the proposed restaurant use with alcohol sales is within the Suburban Retail District land use designation according to the General Plan 2035, which allows the intended physical character to provide convenient access and parking for motorists while also providing an attractive shopping environment. Taco Shop 760 will provide a unique service to the Suburban Retail District and citywide that accomplished the goals of the General Plan.
5. The City of Coachella has determined that the proposed project is categorically exempt from environmental review pursuant to the guidelines of the California Environmental Quality Act as an "Existing Facilities" project (CEQA Guidelines, Section 15301a) as the proposed entertainment uses ancillary to and in conjunction with an existing restaurant business in an existing commercial building.

**Section 5.** City Council Approval

Based on the foregoing recitals and findings above, and the written and oral comments, facts and evidence presented, the City of Coachella City Council hereby approves Entertainment Permit No. 23-01 subject to conditions of approval in "Exhibit A."

**PASSED APPROVED and ADOPTED** this 8<sup>th</sup> day of March 2023 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Steven A. Hernandez  
Mayor

**ATTEST:**

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Angela M. Zepeda  
City Clerk

**APPROVED AS TO FORM:**

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Carlos Campos  
City Attorney

STATE OF CALIFORNIA            )  
COUNTY OF RIVERSIDE        ) ss.  
CITY OF COACHELLA            )

**I HEREBY CERTIFY** that the foregoing Resolution No. 2023-13 was duly adopted by the City Council of the City of Coachella at a regular meeting thereof, held on this 8<sup>th</sup> day of March 2023 by the following vote of Council:

AYES:

NOES:

ABSENT:

ABSTAIN:

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Andrea J. Carranza  
Deputy City Clerk