



City of Colusa California

STAFF REPORT

DATE: April 15, 2025
TO: Mayor and Members of the City Council
FROM: Jake Morley, Planning Consultant, through Jesse Cain, City Manager

AGENDA ITEM: Consideration of a Resolution of a Determination of Public Convenience or Necessity for Valencia's Market at 950 6th Street, Colusa, CA 95932

Recommendation: Council to adopt the Resolution making a determination of a public convenience or necessity for a type 20 Alcoholic beverage control License for Valencia's Market.

BACKGROUND ANALYSIS:

The Department of Alcoholic Beverage Control (ABC) has determined that Valencia's Market located at 950 6th Street (**Attachment 1**) has applied for a Type 20 off-site beer and wine license (**Attachment 2**). This location is within census tract 5 with an undue concentration of off-sale alcoholic beverage licenses (**Attachment 3**). The number of licenses allowed in the census tract is four and there are currently six. Pursuant to Business and Professional Code Section 23958.4 (**Attachment 4**), a City Council determination that public convenience or necessity would be served by the issuance of the Type 20 license is required. Valencia's Market is a convenience store, taqueria and manufacturer of tortillas. The property is located in the M-U-R Residential Mixed Use zoning district. Pursuant to Colusa Municipal Code (CMC) Appendix A – Zoning, Article 47, the purpose of the M-U-R zones are to accommodate a horizontally integrated mix of retail, residential, professional, and services uses while encouraging retail and service establishments that would be complementary to residences and provides for neighborhood convenience. Pursuant to the Mixed Land Use table of Article 48, Valencia's Market is considered as a Convenience Store and Restaurant which are both permitted by right land use in the M-U-R Residential Mixed Use zoning district.

Pursuant to CMC Chapter 9B – Alcohol Sales – Public Convenience or Necessity shall be received by the Planning Department and referred to the Police Department for comments.

The Police Chief shall determine whether there are no existing problems regarding criminal activity at the applicant's premises or in the areas surrounding the applicant's premises. Pursuant to CMC, if the chief determines that there are existing problems with criminal activities, they shall report to the Planning Department. In this case, no criminal activity is

known on the premises and no report has been submitted to the Planning Department.

The Chief of Police does not oppose the City Council making a determination of a Public Convenience or Necessity, concerning the issuance of a Type 20 Alcoholic Beverage Control License for Valencia's Market.

A Type 20 off-site beer and wine license are issued to retail stores. Authorizing the sale of beer and wine for consumption off the premise where sold. Minors are allowed on the premises.

The applicant will be required to comply with the Department of Alcoholic Beverage Control requirements to mail written notifications to every residence and owner of real property within a 500-foot radius of the premises for which the licensing is required.

BUDGET IMPACT:

None

STAFF RECOMMENDATION:

Approve Resolution 25-

ATTACHMENTS

1. Location Map
2. 950 6th Street ABC License Application Form 245
3. Type 20 Off-Site License in Census Tract 5
4. Business and Professional Code 23958.4