

RESOLUTION NO. 1985-01

RESOLUTION DENYING APPEAL FROM PLANNING COMMISSION  
DENIAL OF A CONDITIONAL USE PERMIT TO CONVERT  
THE SALESROOM OF AN EXISTING SERVICE STATION  
INTO A "SNACK SHOP"

(666 North Santa Cruz Avenue--Mobil Oil Company)

WHEREAS:

1. Thomas L. Bardet, Senior Real Estate Representative of Mobil Oil Corporation, has appealed a decision of the Planning Commission as follows: denial of Conditional Use Permit Application U-70-7A to convert the salesroom of an existing service station into a "snack shop" on property located at 666 North Santa Cruz Avenue;

2. A public hearing was held on April 15, 1985.

IT IS HEREBY RESOLVED:

1. The Town Council hereby finds that the findings of the Planning Commission were correct as follows:
  - a. The use is not desirable to the community because convenience service in connection with a gasoline station is not necessary in this community;
  - b. Granting the application may lead to similar applications throughout the Town for convenience services at gasoline stations including requests for mini-markets and sales of alcoholic beverages.
2. The Town Council further finds that the granting of the application may lead to increased litter on the streets and sidewalks, similar to the litter problem associated with convenience stores.
3. The Town Council further finds that the decision of the Planning Commission denying Conditional Use Permit Application U-70-7A was correct.

4. Based on the foregoing findings, the appeal is hereby denied.

Pursuant to Los Gatos Town Code Section 1-15, the time for seeking judicial review of the Town Council decision is governed by California Code of Civil Procedure Section 1094.6.

PASSED AND ADOPTED at a regular meeting of the Town Council of the Town of Los Gatos held on the 6th day of May, 1985 by the following vote:

AYES: COUNCILMEMBERS Eric D. Carlson, Terrence J. Daily, Thomas J. Ferrito, Brent N. Ventura,  
and Mayor Joanne Benjamin

NOES: COUNCILMEMBERS None

ABSTAIN: COUNCILMEMBERS None

ABSENT: COUNCILMEMBERS None

SIGNED: /s/ Joanne Benjamin  
MAYOR OF THE TOWN OF LOS GATOS

ATTEST:

/s/ Rose E. Aldag (seal)  
CLERK OF THE TOWN OF LOS GATOS