



**MEETING DATE:** April 8, 2024  
**PRESENTED BY:** Susana De Luna, Planning Director  
**AGENDA ITEM:** Conditional Use Permit Renewal: Restaurant in a C-2 Zone – Don Ponchitos Café #5, LLC, 800 E. 1<sup>st</sup> Street, Lots 88 & 89, Mayberry Plaza UT No. 3, C-2, Jenny Hernandez, and Adoption of Ordinance#\_\_\_\_\_ - De Luna

**NATURE OF REQUEST:**

On April 3, 2024 the Planning and Zoning Commission held a Public Hearing to consider the Conditional Use Permit request. The subject site is at the SE corner of Mayberry Road and E. 1<sup>st</sup> Street. There was no public opposition during the P&Z Meeting. The board unanimously recommended approval.

**BUGETED:** Yes / No / N/A **FUND:** \_\_\_\_\_ **ACCT. #:** \_\_\_\_\_

**BUDGET:** \$ \_\_\_\_\_ **EST. COST:** \$ \_\_\_\_\_ **CURRENT BUDGET BALANCE:** \$ \_\_\_\_\_

**BID AMOUNT:** \$ \_\_\_\_\_

**STAFF RECOMMENDATION:** Staff recommends approval subject to: 1) 3 year re-evaluation in order to assess this new operation; 2) Must comply with all City Codes (Building, Fire, etc.); and 3) CUP not transferable to others.

**Departmental Approval:** N/A

**Advisory Board Recommendation:** P&Z Approval

**City Manager’s Recommendation:** Approval *MP*

**RECORD OF VOTE:**                      **APPROVED:** \_\_\_\_\_

**DISAPPROVED:** \_\_\_\_\_

**TABLED:** \_\_\_\_\_

\_\_\_\_\_ AYES

\_\_\_\_\_ NAYS

\_\_\_\_\_ DISSENTING \_\_\_\_\_