

CLERK'S OFFICE

APPROVED

Date: 6-9-98

Submitted by: Chairman of the
Assembly at the Request
of the Mayor
Prepared by: Community Planning and
Development
For reading: May 19, 1998

Anchorage, Alaska
AR 98- 135

A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY APPROVING
A CONDITIONAL USE FOR SALES OF ALCOHOLIC BEVERAGES
(RESTAURANT/EATING PLACE LIQUOR LICENSE) LOCATED ON W.D.
MCKINNEY 2ND ADD. LOT 7A GENERALLY LOCATED ON THE EAST SIDE OF
"C" STREET AND NORTH OF WEST FIREWEED LANE.

(Arturo R Esparza, d.b.a. Las Margaritas)(Case 98-079)

THE ANCHORAGE ASSEMBLY RESOLVES:

Section 1. The conditional use permit for a restaurant/eating place liquor license at
W.D. McKinney 2ND Add. Lot 7A is approved subject to the following conditions:

1. A notice of Zoning Action shall be filed with the District Recorders Office within 120 days of the Alcoholic Beverage Control Board's approval of the license.
2. All construction and uses shall conform with the plans and narrative submitted.
3. The property owner shall apply for nonconforming determination on the parking area in the R-3 district and building setbacks. If Code Enforcement finds no nonconforming rights to utilize the R-3 portion of the property for parking the property owner shall seek a conditional use for parking from the Planning and Zoning Commission.
4. Resolve with Building Safety the need for change of use and sign permits.
5. Revise the site plan to depict a van accessible handicapped parking space.
6. Resolve with Alaska Department of Transportation/Public Facilities(ADOTPF) the number and location of any driveway access points to C Street.
7. The use of the property by any person for the permitted purposes shall

2 comply with all current and future federal, state and local laws and
3 regulations including but not limited to laws and regulations pertaining to
4 the sale, dispensing, service and consumption of alcoholic beverages and
5 the storage, preparation, sale, service and consumption of food. The
6 owner of the property, the licensee under the Alcoholic Beverage Control
7 license and their officers, agents and employees shall not knowingly permit
8 or negligently fail to prevent the occurrence of illegal activity on the
property.

9 Section 2. Failure to comply with the conditions of this conditional use permit shall
10 constitute grounds for its revocation.

Section 3. This resolution shall become effective immediately upon passage and
12 approval by the Anchorage Assembly.

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14 PASSED AND APPROVED by the Anchorage Assembly this 9th
15 day of June, 1998

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ATTEST:


Chairman

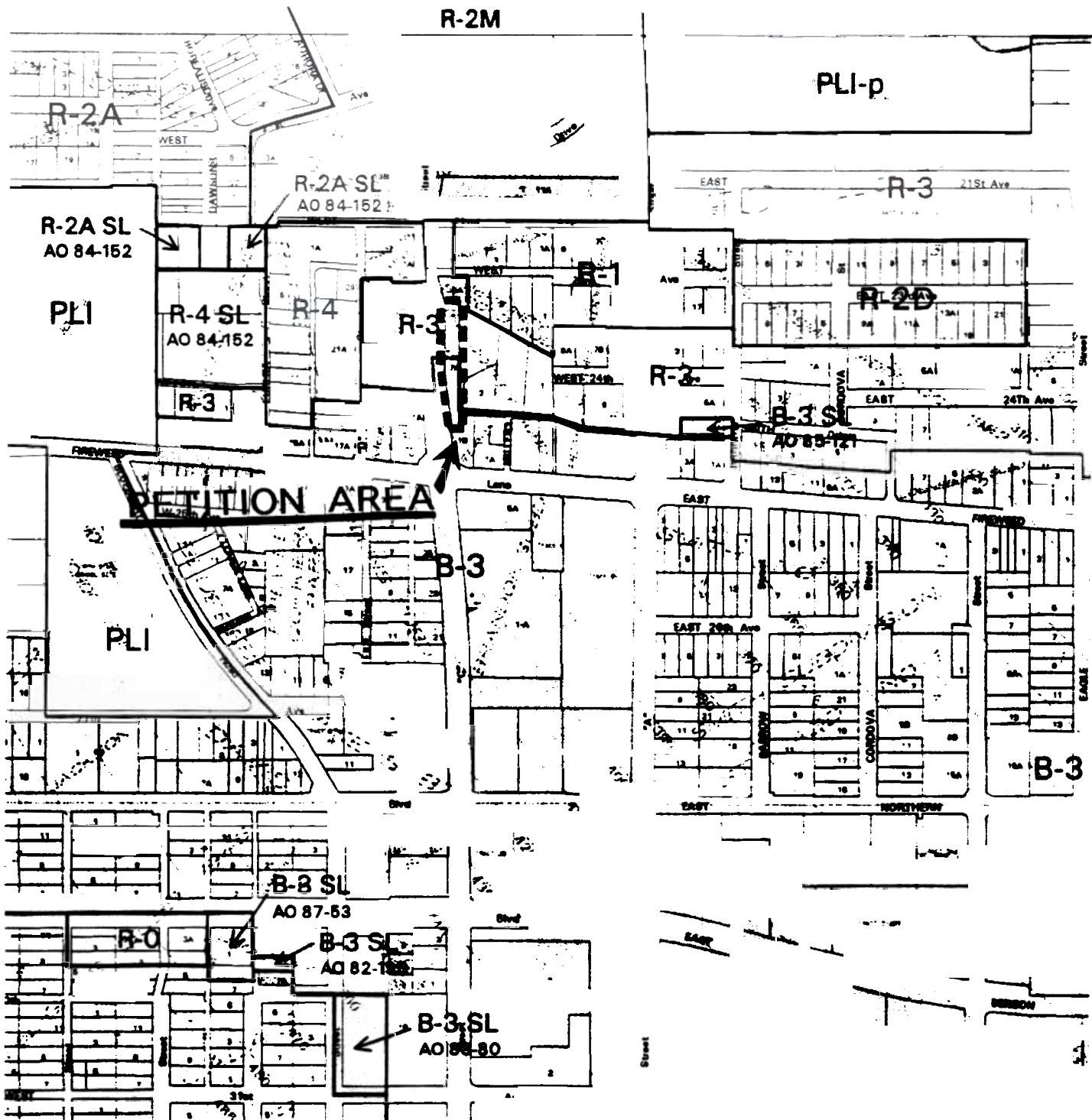

Municipal Clerk

(98-079)
(002-191-47)

98-079

CONDITIONAL USE

LIQUOR



0 500 1000
FEET

100 Year Floodplain

500 Year Floodplain