

Proof of Service by Mail

(Code of Civil Procedure § 1013a)

I, Hana Cesar, declare as follows:

1. I am over 18 years of age and not a party to the matter connected with this proof of service.
2. I am employed by the County of Fresno in the office of the Clerk of the Board of Supervisors, at 2281 Tulare Street, Room 301, in Fresno, California 93721. On October 20, 2023, I served the attached Notice of Hearing before the Board of Supervisors of the County of Fresno for the Determination for Public Convenience or Necessity on Application for Alcoholic Beverage License for Applicant Gurmej Singh.
3. I served the documents by enclosing them in an envelope and placing the envelope for collection and mailing following our ordinary business practices. I am readily familiar with this business's practice for collecting and processing correspondence for mailing. On the same day that correspondence is placed for collection and mailing, it is deposited in the ordinary course of business with the United States Postal Service in a sealed envelope with postage fully prepaid.
4. The envelopes were addressed and mailed to each of the owners at their addresses, as shown on the current Fresno County Assessment Roll and on the property list compiled from said rolls, as set forth on the attached.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed on this 20th day of October 2023 in Fresno, California.



Deputy, Clerk of the Board

The original proof of service, including the list of persons and their addresses to whom notice was mailed, is maintained by the County Administrative Office staff.



County of Fresno

BOARD OF SUPERVISORS

Chairman
Sal Quintero
District Three

Vice Chairman
Nathan Magsig
District Five

Brian Pacheco
District One

Steve Brandau
District Two

Buddy Mendes
District Four

Bernice E. Seidel
Clerk

REVISED PUBLIC NOTICE – HEARING RESCHEDULED FRESNO COUNTY BOARD OF SUPERVISORS

DETERMINATION OF PUBLIC CONVENIENCE OR NECESSITY ON APPLICATION FOR ALCOHOLIC BEVERAGE LICENSE

The California Department of Alcoholic Beverage Control (CDABC) has referred the application referenced below to the Fresno County Board of Supervisors, pursuant to Business and Professions Code Section 23958.4, requesting a determination of public convenience or necessity.

Notice is hereby given that the Board of Supervisors of the County of Fresno has **RESCHEDULED** this hearing from ~~Tuesday, the 10th day of October, 2023~~, to **TUESDAY, THE 7TH DAY OF NOVEMBER, 2023, at the hour of 9:30 A.M.**, or as soon thereafter as the matter may be called, in the Board Room of said Board of Supervisors, Room 301, Hall of Records, 2281 Tulare St., in the City of Fresno, as the time and place for holding a public hearing on the following application:

Applicant: Gurmej Singh
Type of License: #21 – Off-Sale General Beer, Wine, and Distilled Spirits
Location: Millerton Rd & Marina Dr, SWC, Friant, CA 93626

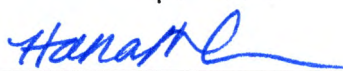
(Map on Reverse Side)

Individuals or organizations opposed to or in support of the approval of the request for a public convenience or necessity determination by the Board may testify. The Board will take action to approve or deny the request, and then forward its decision to CDABC; the issuance of a license is totally within the discretion of CDABC.

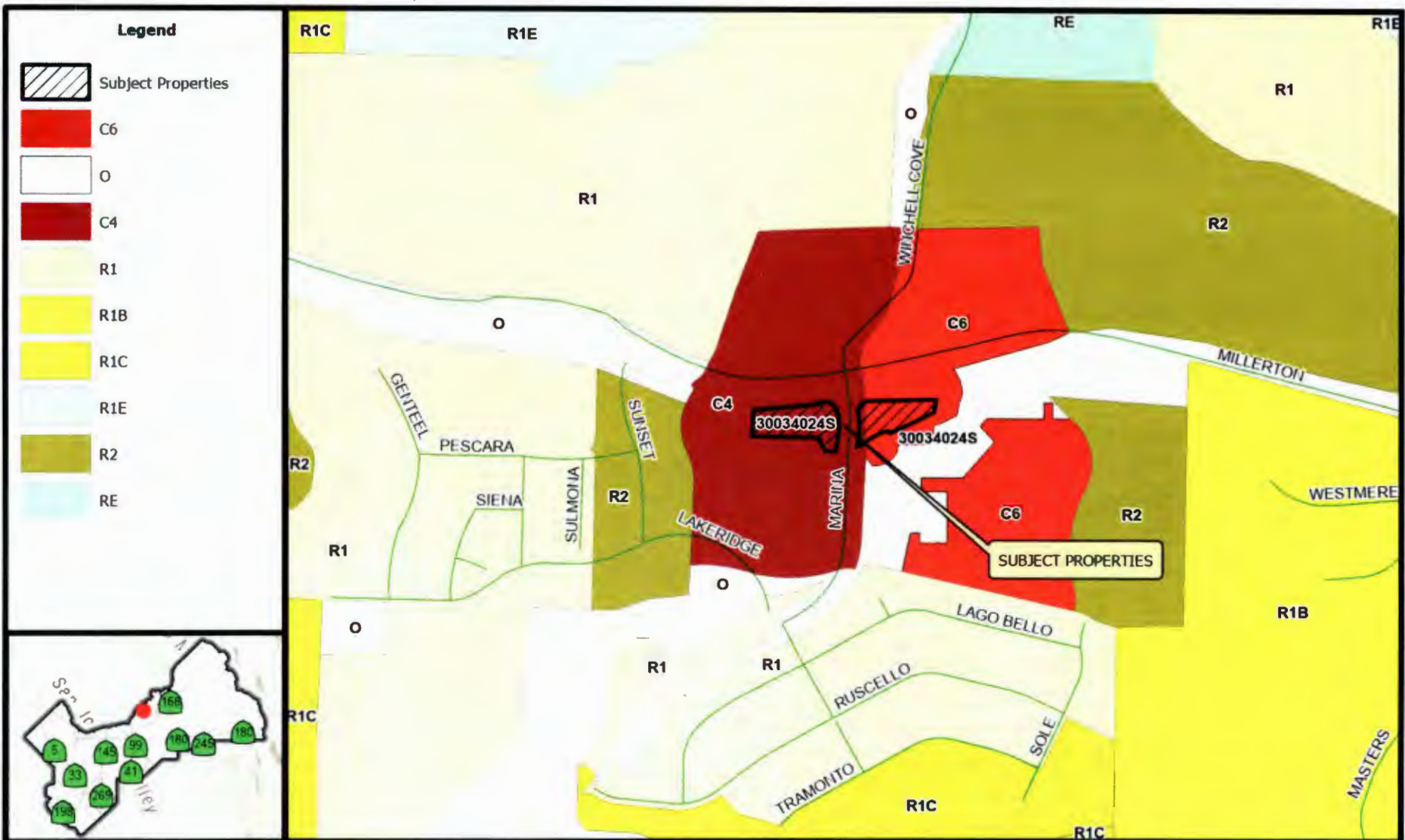
If you have any questions regarding this notice, please contact Ron Alexander, County Administrative Office at (559) 600-1710.

DATE: October 20, 2023

BERNICE E. SEIDEL
Clerk, Board of Supervisors

By: 
Deputy

NOTE: This will be the only notification you will receive on this process.

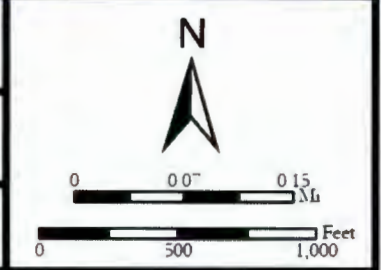


Existing Zoning Map

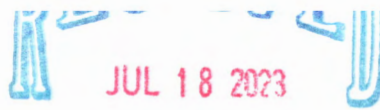
APN = 300-340-24S
STR 10 - 11S / 21E

2023

Prepared by : County of Fresno, Department of Public Works and Planning, Development Services Division
Person Prepared by : chuang
On Date : 9/7/2023



| | | | | | |
|--|---|---|---------------------------------|------------------------|------------------|
| GURMEJ SINGH / APN 300-340-245 / 19 SurPOs / 600 ft | | | | | |
| CANALES-SHRUM GUADALUPE TRS | | 20063 SUNSET | FRIANT CA 93626 | | |
| CHUKWU UZOMA & IROSHIMHE ORBIH-CHUKWU | | 20040 SUNSET | FRIANT CA 93626 | | |
| CLARKSFIELD COMPANY INC | EWELL GROUP | 735 W ALLUVIAL #103 | FRESNO CA 93711 | | |
| CROCKETT PHILIP JACOB TRUSTEE | CROCKETT MARY ELIZABETH TRUSTEE | 20026 SUNSET DR | FRIANT CA 93626 | | |
| DONOVAN TRAVIS JOHN | | 20046 SUNSET | FRIANT CA 93626 | | |
| DOUGLAS GERALD III | | 20068 SUNSET | FRIANT CA 93626 | | |
| ESPINOZA MARISOL | | 20086 SUNSET | FRIANT CA 93626 | | |
| GONZALEZ MARCOS & LINDA TRS | | 20032 SUNSET | FRIANT CA 93626 | | |
| JONES JUANITA N | | P O BOX 602 | FRIANT CA 93626 | | |
| KEVORKIAN ANDRE G | | 20056 PESCARA | FRIANT CA 93626 | | |
| LOCANS INVESTMENTS LLC | | 5260 N PALM #421 STOP A | FRESNO CA 93704 | | |
| MADARANG DARWIN & PATRICK ESCALANTE | | 20071 SUNSET | FRIANT CA 93626 | | |
| MARTINEZ ISSAC | | 20058 SUNSET | FRIANT CA 93626 | | |
| MILLERTON INVESTMENTS LLC | | 5260 N PALM #421 STOP A | FRESNO CA 93704 | | |
| MORENO ANDREW MICHAEL | RODRIGUEZ OSVALDO | 20080 SUNSET DR | FRIANT CA 93626 | | |
| SCHULTZ SAMUEL TEAGUE C/F DVA | | 20074 SUNSET | FRIANT CA 93626 | | |
| SIDHU GAGANDEEP SINGH & MINI HANSPAL | | 20052 SUNSET DR | FRIANT CA 93626 | | |
| TRACY ERIC BLAINE & MEGAN JEANNETTE | | 20096 SUNSET | FRIANT CA 93626 | | |
| WESTCAL INC | | 7030 N FRUIT #101 | FRESNO CA 93711 | | |
| BRIGHTON CREST HOA | C/O TIM MAZZELA | | 1875 E ALLUVIAL SUITE 101 | FRESNO, CA 93720 | Special Interest |
| BRIGHTON CREST HOMEOWNERS ASSOC. | BRIGHTON CREST HOMEOWNERS ASSOC. | PRES: STEPHEN J. JOLLY | 21886 EASTMERE LANE | FRIANT CA. 93626 | Special Interest |
| CALIFORNIA DEPT. OF PARKS & RECREATION | CALIFORNIA DEPT. OF PARKS & RECREATION | SAN JOAQUIN DISTRICT ATTN: SUPERINTENDENT | P.O. BOX 205 | FRIANT, CA. 93626 | Special Interest |
| CHRIS ACREE, DUMNA WO WAH | CHRIS ACREE | CULTURAL RESOURCES ANALYST | 262 N. GLENN AVENUE | FRESNO, CA 93701 | Special Interest |
| DAVID & BECKI JORDAN | DAVID & BECKI JORDAN | | P.O. BOX 356 | AUBERRY CA 93602 | Special Interest |
| DOWNEY BRAND LLP | C/O LUCIA RUIZ | | 621 CAPITOL MALL, 18TH FL | SACRAMENTO, CA 95814 | Special Interest |
| DUMNA WO WAH | ERIC SMITH | CULTURAL RESOURCES MANAGER | 2191 W. PICO AVENUE | FRESNO, CA 93705 | Special Interest |
| FRIENDS OF MILLERTON | FRIENDS OF MILLERTON | PRES: RICHARD ASADOORIAN | P.O. BOX 11 | FRIANT CA 93626 | Special Interest |
| HIGHWAY 168 FIRE SAFE COUNCIL | HIGHWAY 168 FIRE SAFE COUNCIL | PAT GALLEGOS, COORDINATOR | 28018 TERESA SPRINGS RD. | TOLLHOUSE CA. 93667 | Special Interest |
| LABORERS INTL UNION OF N. AMERICA, LOCAL UNION 294 | LOZEAU DRURY LLP | | 1939 HARRISON STREET, SUITE 150 | OAKLAND, CA 94612 | Special Interest |
| MILLERTON LAKE CHAMBER OF COMMERCE | MILLERTON LAKE CHAMBER OF COMMERCE | PRES: JEFFREY T. ROBERTS | P.O. BOX 430 | FRIANT, CA. 93626-0430 | Special Interest |
| MILLERTON LAKE SRA | JACQUELINE BALL | MILLERTON LAKE SRA | P.O. BOX 205 | FRIANT CA 93626 | Special Interest |
| MOTSCHIEDLER, MICHAELIDES & WISHON. LLP | MOTSCHIEDLER, MICHAELIDES & WISHON. LLP | | 1690 W. SHAW AVE. SUITE 200 | FRESNO CA 93711 | Special Interest |
| ROBERT LEDGER, DUMNA WO WAH | ROBERT LEDGER | TRIBAL CHARIMAN | 2191 W. PICO AVENUE | FRESNO, CA 93705 | Special Interest |
| SIERRA AND FOOTHILL CITIZENS ALLIANCE | SIERRA AND FOOTHILL CITIZENS ALLIANCE | GARY TEMPLE, PRESIDENT | P.O. BOX 904 | AUBERRY CA 93602-0904 | Special Interest |
| SIERRA AWARENESS & ADVISORY COMMITTEE | SIERRA AWARENESS & ADVISORY COMMITTEE | CHAIRMAN: MRS. LEE WALKER | 33495 LINSON RD | TOLLHOUSE CA 93667 | Special Interest |
| SWANSON | MARLA C. SWANSON | | P.O. BOX 207 | PIEDRA CA 93649 | Special Interest |
| TABLE MOUNTAIN RANCHERIA | TABLE MOUNTAIN RANCHERIA | ROBERT PENNELL, CULTURAL RESOURCE DIR. | P.O. BOX 410 | FRIANT, CA 93626 | Special Interest |
| THE LEAGUE OF WOMEN VOTERS OF FRESNO | THE LEAGUE OF WOMEN VOTERS OF FRESNO | CO PRES: NYLA ZENDER | 1345 BULLDOG LANE #4 | FRESNO, CA. 93710-7204 | Special Interest |
| VALERIE MEADOWS PROP OWNERS ASSOCIATION | VALERIE MEADOWS PROP OWNERS ASSOCIATION | | P.O. BOX 468 | PRATHER, CA. 93651 | Special Interest |



INFORMATION AND INSTRUCTIONS -

CLERK. BOARD OF SUPERVISORS

SECTION 23958.4 B&P

- Instructions This form is to be used for all applications for original issuance or premises to premises transfer of licenses.
- Part 1 is to be completed by an ABC employee, given to applicant with pre-application package, with copy retained in holding file or applicant's district file.
 - Part 2 is to be completed by the applicant, and returned to ABC.
 - Part 3 is to be completed by the local governing body or its designated subordinate officer or body, and returned to ABC.

PART 1 - TO BE COMPLETED BY ABC

1. APPLICANT'S NAME

SINGH, Gurmej

2. PREMISES ADDRESS (Street number and name, city, zip code)

Millerton Rd & Marina Dr, SWC, Friant, CA 93626

3. LICENSE TYPE

21 - off sale GEN

4. TYPE OF BUSINESS

- | | | | |
|---|--|--|--|
| <input type="checkbox"/> Full Service Restaurant | <input type="checkbox"/> Hofbrau/Cafeteria | <input type="checkbox"/> Cocktail Lounge | <input type="checkbox"/> Private Club |
| <input type="checkbox"/> Deli or Specialty Restaurant | <input type="checkbox"/> Comedy Club | <input type="checkbox"/> Night Club | <input type="checkbox"/> Veterans Club |
| <input type="checkbox"/> Cafe/Coffee Shop | <input type="checkbox"/> Brew Pub | <input type="checkbox"/> Tavern: Beer | <input type="checkbox"/> Fraternal Club |
| <input type="checkbox"/> Bed & Breakfast: | <input type="checkbox"/> Theater | <input type="checkbox"/> Tavern: Beer & Wine | <input type="checkbox"/> Wine Tasting Room |
| <input type="checkbox"/> Wine only | <input type="checkbox"/> All | | |

- | | | | |
|---|--|---|--|
| <input type="checkbox"/> Supermarket | <input type="checkbox"/> Membership Store | <input type="checkbox"/> Service Station | <input type="checkbox"/> Swap Meet/Flea Market |
| <input type="checkbox"/> Liquor Store | <input type="checkbox"/> Department Store | <input type="checkbox"/> Convenience Market | <input type="checkbox"/> Drive-in Dairy |
| <input type="checkbox"/> Drug/Variety Store | <input type="checkbox"/> Florist/Gift Shop | <input checked="" type="checkbox"/> Convenience Market w/Gasoline | |
| <input type="checkbox"/> Other - describe: | | | |

5. COUNTY POPULATION

1,023,358

6. TOTAL NUMBER OF LICENSES IN COUNTY

----- On-Sale Off-Sale

7. RATIO OF LICENSES TO POPULATION IN COUNTY

1,120 On-Sale Off-Sale

8. CENSUS TRACT NUMBER

64.05

9. NO. OF LICENSES ALLOWED IN CENSUS TRACT

4 On-Sale Off-Sale

10. NO. OF LICENSES EXISTING IN CENSUS TRACT

8 On-Sale Off-Sale

11. IS THE ABOVE CENSUS TRACT OVERCONCENTRATED WITH LICENSES? (i.e., does the ratio of licenses to population in the census tract exceed the ratio of licenses to population for the entire county?)

- Yes, the number of existing licenses exceeds the number allowed
- No, the number of existing licenses is lower than the number allowed

12. DOES LAW ENFORCEMENT AGENCY MAINTAIN CRIME STATISTICS?

- Yes (Go to Item #13)
- No (Go to Item #20)

13. CRIME REPORTING DISTRICT NUMBER

14. TOTAL NUMBER OF REPORTING DISTRICTS

15. TOTAL NUMBER OF OFFENSES IN ALL REPORTING DISTRICTS

16. AVERAGE NO. OF OFFENSES PER DISTRICT

17. 120% OF AVERAGE NUMBER OF OFFENSES

18. TOTAL NUMBER OF OFFENSES IN REPORTING DISTRICT

19. IS THE PREMISES LOCATED IN A HIGH CRIME REPORTING DISTRICT? (i.e., has a 20% greater number of reported crimes than the average number of reported crimes as determined from all crime reporting districts within the jurisdiction of the local law enforcement agency)

- Yes, the total number of offenses in the reporting district equals or exceeds the total number in item #17
- No, the total number of offenses in the reporting district is lower than the total number in item #17

20. CHECK THE BOX THAT APPLIES (check only one box)

- a. If "No" is checked in both item #11 and item #19, Section 23958.4 B&P does not apply to this application, and no additional information will be needed on this issue. Advise the applicant to bring this completed form to ABC when filing the application.
- b. If "Yes" is checked in either item #11 or item #19, and the applicant is applying for a non-retail license, a retail bona fide public eating place license, a retail license issued for a hotel, motel or other lodging establishment as defined in Section 25503.16(b) B&P, or a retail license issued in conjunction with a beer manufacturer's license, or winegrower's license, advise the applicant to complete Section 2 and bring the completed form to ABC when filing the application or as soon as possible thereafter.
- c. If "Yes" is checked in either item #11 or item #19, and the applicant is applying for an off-sale beer and wine license, an off-sale general license, an on-sale beer license, an on-sale beer and wine (public premises) license, or an on-sale general (public premises) license, advise the applicant to take this form to the local governing body, or its designated subordinate officer or body to have them complete Section 3. The completed form will need to be provided to ABC in order to process the application.

Governing Body/Designated Subordinate Name: FRESNO COUNTY BOARD OF SUPERVISORS

FOR DEPARTMENT USE ONLY

PREPARED BY (Name of Department Employee)

AR

PART 2 - TO BE COMPLETED BY THE APPLICANT (If box #20b is checked)

21. Based on the information on the reverse, the Department may approve your application if you can show that public convenience or necessity would be served by the issuance of the license. Please describe below the reasons why issuance of another license is justified in this area. You may attach a separate sheet or additional documentation, if desired. Do *not* proceed to Part 3.

Please see the attachment.

22. APPLICANT SIGNATURE

GURMEJ SINGH

23. DATE SIGNED

4/22/22

PART 3 - TO BE COMPLETED BY LOCAL OFFICIALS (If box #20c is checked)

The applicant named on the reverse is applying for a license to sell alcoholic beverages at a premises where undue concentration exists (i.e., an over-concentration of licenses and/or a higher than average crime rate as defined in Section 23958.4 of the Business and Professions Code). Sections 23958 and 23958.4 of the Business and Professions Code requires the Department to deny the application unless the local governing body of the area in which the applicant premises are located, or its designated subordinate officer or body, determines within 90 days of notification of a completed application that public convenience or necessity would be served by the issuance. Please complete items #24 to #30 below and certify or affix an official seal, or attach a copy of the Council or Board resolution or a signed letter on official letterhead stating whether or not the issuance of the applied for license would serve as a public convenience or necessity.

24. WILL PUBLIC CONVENIENCE OR NECESSITY BE SERVED BY ISSUANCE OF THIS ALCOHOLIC BEVERAGE LICENSE?

Yes No See Attached (i.e., letter, resolution, etc.)

25. ADDITIONAL COMMENTS, IF DESIRED (may include reasons for approval or denial of public convenience or necessity):

26. CITY/COUNTY OFFICIAL NAME

Sal Quintero

27. CITY/COUNTY OFFICIAL TITLE

Chairman, Board of Supervisors

28. CITY/COUNTY OFFICIAL PHONE NUMBER

(559) 600-3529

29. CITY/COUNTY OFFICIAL SIGNATURE

Sal Quintero

ATTEST:

BERNICE E. SEIDEL
Clerk of the Board of Supervisors
County of Fresno, State of California

30. DATE SIGNED

11/7/2023

ABC 245 REVERSE (rev. 01-11)

By *Alexandria Vieira* Deputy

From: Rush, Bret <brush@fresnocountyca.gov>
Sent: Friday, September 29, 2023 2:05 PM
To: Clerk/BOS <ClerkBOS@fresnocountyca.gov>
Subject: FW: 10/10/2023 ABC license request

A constituent called the District 5 office on Friday, September 19 to share her opposition to an item coming before the Board on 10/10/23

The Fauvers oppose the application for an ABC liquor license at the corner of Marina Drive and Millerton Road. “she will never buy gas from there, but will drive an extra 10 miles if needed”

Gerald and Kathleen Fauver
21267 Rochelle Lane
Friant CA 93626
209-833-0759

From: Rush, Bret <brush@fresnocountyca.gov>
Sent: Monday, October 2, 2023 1:29 PM
To: Clerk/BOS <ClerkBOS@fresnocountyca.gov>
Subject: Oct 10 agenda item re: against liquor store license

Rebecca Douglas
268 Sunset Drive
Friant CA 93626
559-321-6499

She is against the ABC license application for a proposed convenience store located at Marina Dr and Millerton Rd

Item # 12
11-7-23

From: Phillip Bryant <pbryant_00@yahoo.com>
Sent: Tuesday, November 07, 2023 9:10 AM
To: Alexander, Ronald
Subject: Liquor License G. Singh - Agenda No. 12

CAUTION!!! - EXTERNAL EMAIL - THINK BEFORE YOU CLICK

Hello Ron,

Per our conversation, here are my concerns with the potential approval of the liquor license for the Millerton Rd & Marina Dr location:

Millerton Rd is an incredibly dangerous road. We've been a resident of this community for 8 years. We have lost count of the fatal accidents on this road. In fact, someone died early this morning in an accident. Also consider the westbound boaters that frequent Millerton lake during spring and summer. How will they affect cross traffic trying access the liquor store, with a boat in tow, before going out on the lake?

Casino patrons coming and going at all hours of the night. Alcohol already plays a role in this activity. Making it more convenient (and cheaper) to consume alcohol before and after casino visits presents yet another danger to our community.

The Sky Harbor road has a long history of problems with illegal activity. Again, making alcohol more convenient increases risk to the residents of this area.

Impact of operating hours and road access to a proposed liquor store: How will the parking lot of the liquor store be accessed? Off the main road, or through our neighborhood entrance (Marina Dr)? Also, what hours of the night will people be stopping in to buy more liquor? Where will they go from there? We already have problems with suspicious individuals wandering through our neighborhood that have no business there. Myself and several neighbors have had to deal with this multiple times. Car break-ins and theft will only become a bigger problem.

The presence of law enforcement is already stretched thin. We have spoken to several deputies patrolling the area over the years. We are aware of the vast area they must patrol with only a couple on shift at any given time. Again, a liquor store will only strain resources further.

On behalf of Myself and several neighbors, please consider our concerns and the impact this will have on public safety and our immediate community. We already have 2 liquor stores in proximity, so why approve another one and add fuel to the fire. I will be happy to submit a neighborhood petition if necessary. Thanks again for your time.

Respectfully,
Phillip Bryant