

ABC LICENSE APPLICATION: DETERMINATION OF PUBLIC CONVENIENCE OR NECESSITY

Beal Developments, LLC dba

Beal Chevron

5596 E. Kings Canyon Road

Fresno, CA 93727

January 9, 2018



BOARD OF SUPERVISORS MEETING

January 9, 2018

Presented before your Board today is an item to consider and take action on a request for determination of public convenience or necessity on application for Type 20 Alcoholic Beverage Control (ABC) License filed by Beal Developments, LLC dba Beal Chevron.

- * License Type 20 (Off-Sale Beer & Wine): Authorizes the sale of beer and wine for consumption off the premises where sold.

FRESNO COUNTY POLICY MANAGEMENT DIRECTIVE 2400

County policy requires the following criteria to be considered before a determination of public convenience or necessity can be met:

1. The issuance of a license would not tend to create a law enforcement problem and increase the level of crime activity.
2. The issuance of a license would provide a needed service to the community and that without this use there would be an inconvenience to the community.
3. The issuance of a license will have a positive impact on the local economy including the creation of new jobs.

The determination of public convenience and necessity alone does not guarantee the applicant will receive a license from CDABC. The issuance of a license is totally within the discretion of the CDABC, and the applicant must also comply with other requirements of CDABC and other applicable land use and health and safety code requirements.

RESPONSE

- * The applicant provided a written response, which is included within the agenda item. The applicant is available for questions.
- * The Department of Public Works was contacted. There are no zoning issues relating to this application.
- * The Fresno County Sheriff's Department was contacted and reviewed this application. Staff is available for questions.

STATISTICS

- * Applicant is in Census Tract 14.09
- * 1 off-sale license is allowed by ABC in this census tract
- * There are 2 existing off-sale licenses in this census tract
- * Given this undue concentration of licenses, ABC must deny the application unless your Board determines that public convenience or necessity would be served by the issuance
- * Additionally, there is a moratorium on the issuance of off-sale (Type 20) licenses for Fresno County where the ratio of licenses exceeds one for each 2,500 inhabitants.

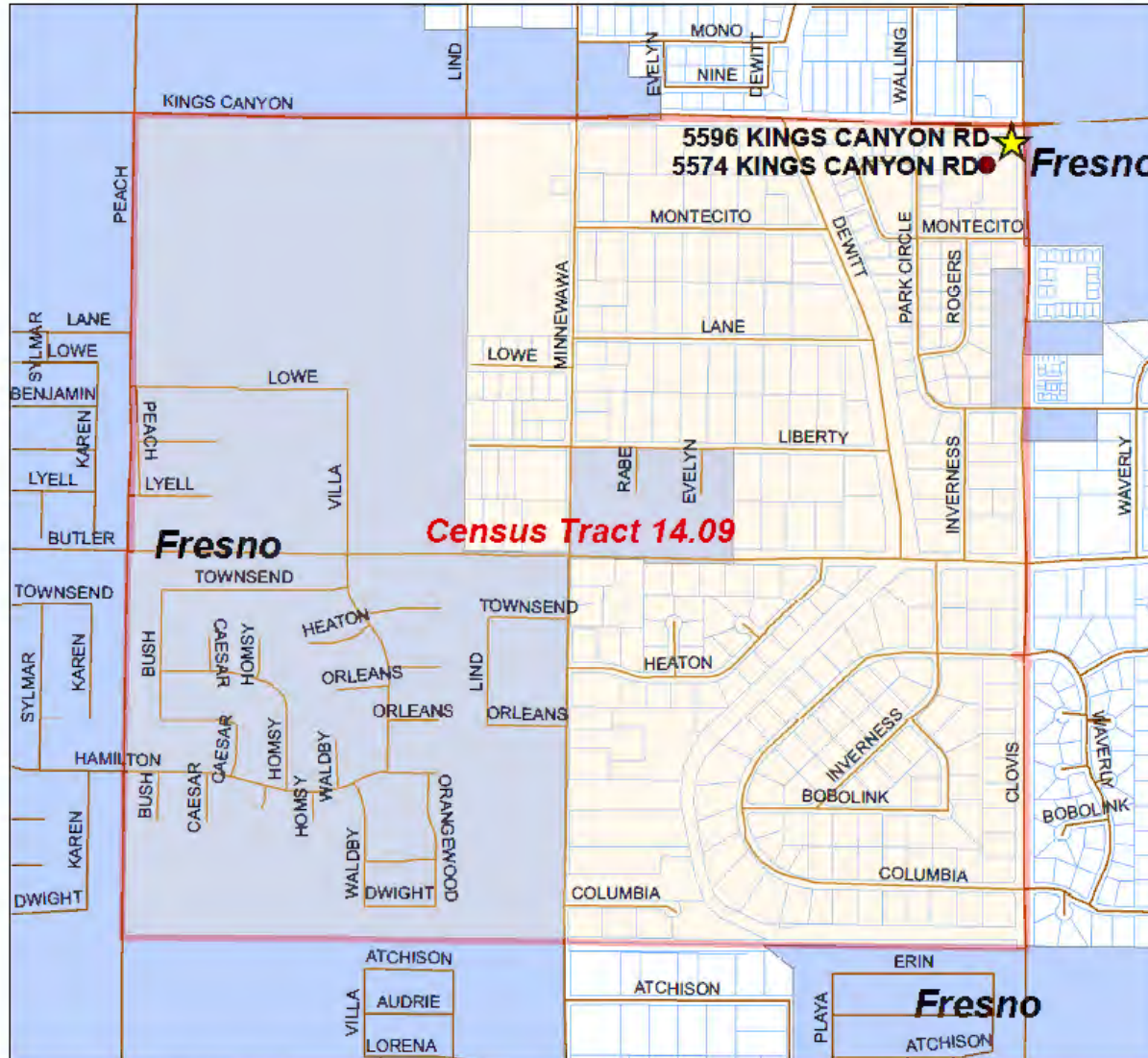


Fresno County Census Tract 14.09 Map

Active Off-Sale Licenses and New Applicant Address
Applicant Address: 5596 E KINGS CANYON RD



0 0.075 0.15 0.3 0.45 0.6 Miles



Legend

- ★ APPLICANT_ADDRESS
- ACTIVE OFF-SALE LICENSE
- CENSUS TRACT 14.09
- FRESNO COUNTY STREETS
- CITY OF FRESNO
- FRESNO COUNTY PARCELS

Type 20 & 21 Licenses Within Census Tract 14.09 and Their Proximity to the Applicant

Applicant: Beal Developments, LLC dba Beal Chevron
5596 E. Kings Canyon Road, Fresno, CA 93727
Census Tract 14.09

License Type	Business Name	Premises Address	City, State ZIP	Distance From Applicant	Travel Time
21	RITE AID 5872	5574 E KINGS CANYON RD	FRESNO, CA 93727	100 ft	1 MINUTE
20	MAGUIRES CHEVRON FOODMART	5596 E KINGS CANYON RD	FRESNO, CA 93727	(Applicant's Location)	N/A

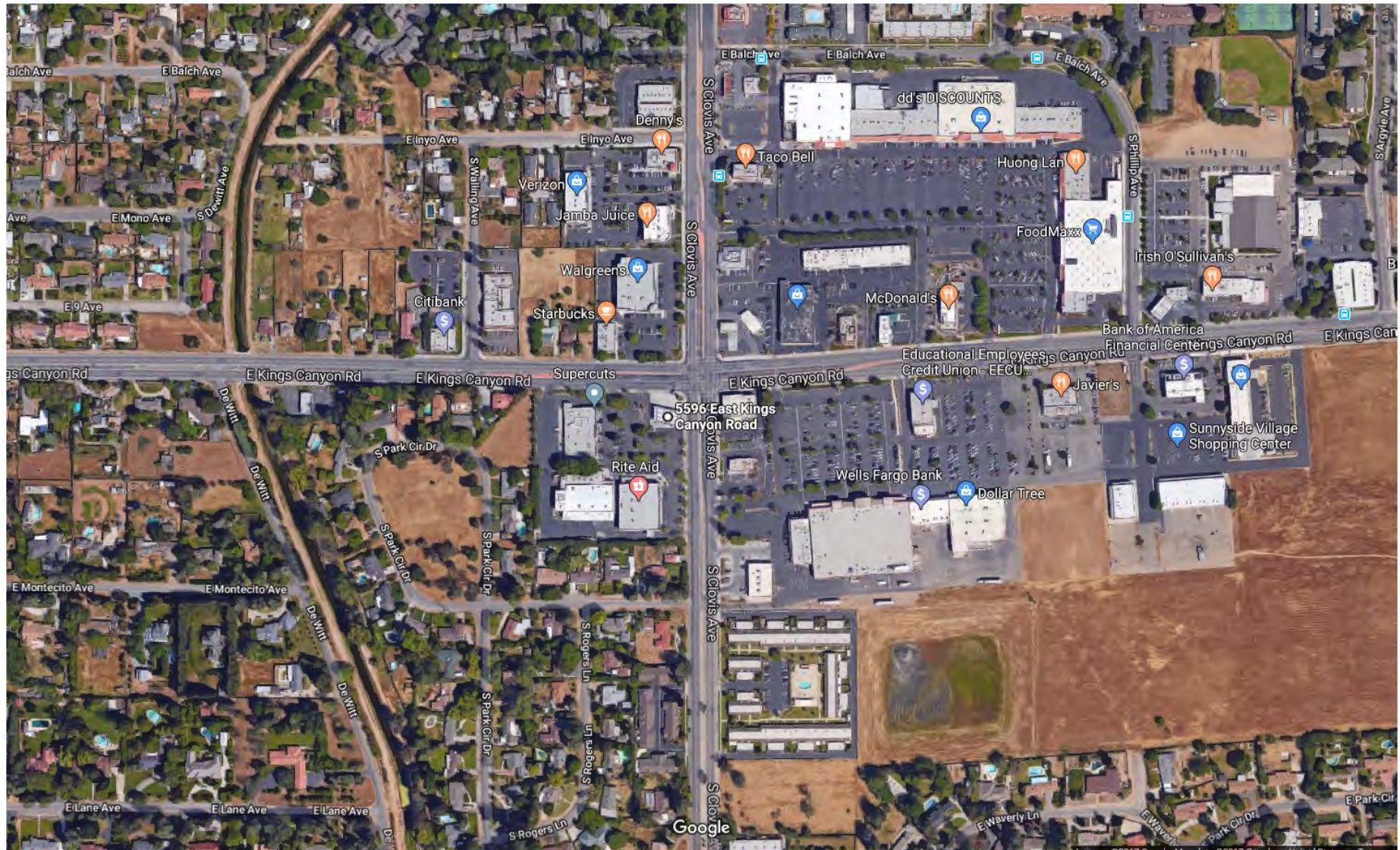
License Type

- 20 Off-Sale Beer and Wine
- 21 Off-Sale General

Sources

License Types: www.abc.ca.gov
Distances: www.google.com/maps

Aerial View of Applicant's Location



North View of Applicant's Site

5596 E. Kings Canyon Road, Fresno, CA 93727



East View of Applicant's Site



West View of Applicant's Site



South View of Applicant's Site



FRESNO COUNTY POLICY MANAGEMENT DIRECTIVE 2400

County policy requires the following criteria to be considered before a determination of public convenience or necessity can be met:

1. The issuance of a license would not tend to create a law enforcement problem and increase the level of crime activity.
2. The issuance of a license would provide a needed service to the community and that without this use there would be an inconvenience to the community.
3. The issuance of a license will have a positive impact on the local economy including the creation of new jobs.

The determination of public convenience and necessity alone does not guarantee the applicant will receive a license from CDABC. The issuance of a license is totally within the discretion of the CDABC, and the applicant must also comply with other requirements of CDABC and other applicable land use and health and safety code requirements.