



# City of Calistoga

## Planning Commission

### Agenda Item Summary

**DATE** March 23, 2011

**APPLICATION No.** Conditional Use Permit (U 88-05(A))

**OWNER / APPLICANT** Bob Beck / Buster's Barbecue and Bakery

**REQUESTED ACTION**

Consideration of a Conditional Use Permit application requesting an amendment to Use Permit U 88-05 to allow live entertainment at Buster's Barbecue and Bakery, 1207 Foothill Boulevard (APN 011-317-007) within the "DC-DD" Downtown Commercial-Design District Overlay Zoning District. This proposed action is exempt from the California Environmental Quality Act (CEQA) under Section 15301 of the CEQA Guidelines.

**RECOMMENDATIONS**

ALTERNATIVE 1 *(If applicant agrees to revise proposal)*

- A. File a Notice of Exemption for the project pursuant to Section 15301 of the CEQA Guidelines.
- B. Waive the requirement for Design Review approval pursuant to Section 17.06.020(B)(2) of the Zoning Ordinance as there are no substantial design issues to be reviewed.
- C. Adopt a Resolution approving an amendment to Conditional Use Permit U 88-05 (U 88-05(A)) to allow live entertainment indoors at Buster's Barbecue and Bakery, 1207 Foothill Boulevard (APN 011-317-007) within the "DC-DD" Downtown Commercial-Design District Overlay Zoning District, subject to conditions of approval.

ALTERNATIVE 2 *(If applicant wants to proceed without any revision to proposal)*

- A. Continue the item to a date uncertain and authorize staff to conduct a publically noticed test live entertainment event.

**SUGGESTED MOTIONS FOR ALTERNATIVE 1**

Categorical Exemption

I move that the Planning Commission direct Staff to file a Notice of Exemption for the Project pursuant to Section 15301 of the CEQA Guidelines.

## Design Review

I move that the Planning Commission accept staff's recommendation to waive the requirement for Design Review approval pursuant to Section 17.06.020(B)(2) of the Calistoga Municipal Code.

## Conditional Use Permit

I move that the Planning Commission adopt Resolution PC 2011-09 approving an amendment to Conditional Use Permit U 88-05 (U 88-05(A)) to allow live entertainment indoors within Buster's Barbecue and Bakery, 1207 Foothill Boulevard (APN 011-317-007) within the "DC-DD" Downtown Commercial-Design District Overlay Zoning District, subject to conditions of approval.