

LEGISLATIVE DIGEST

[Planning Code – Castro Street Neighborhood Commercial District]

Ordinance amending the Planning Code to conditionally permit Bars in the Castro Street Neighborhood Commercial District; affirming the Planning Department’s determination under the California Environmental Quality Act; making findings of consistency with the General Plan, and the eight priority policies of Planning Code Section 101.1.; and making findings of public necessity, convenience, and welfare under Planning Code, Section 302.

Existing Law

Currently, bars (as defined in the Planning Code) are not permitted in the Castro Street Neighborhood Commercial District.

Amendments to Current Law

This ordinance would amend the zoning control table for the Castro Street Neighborhood Commercial District to conditionally permit bar uses on the first and second story. Bars would continue to be not permitted on the third story.

Background Information

The Planning Code defines Bar as “a Retail Sales and Service Use that provides on-site alcoholic beverage sales for drinking on the premises, including bars serving beer, wine, and/or liquor to the customer where no person under 21 years of age is admitted (with Alcoholic Beverage Control [ABC] license types 23, 42, 48, or 61), drinking establishments serving beer where minors are present (with ABC license types 40 or 60) in conjunction with other uses such as Movie Theaters and General Entertainment, and bars serving wine operated by licensed winegrowers (with ABC license type 02). . . . A non-profit theater that provides on-site alcoholic beverage sales only for consumption by ticket-holding patrons on the premises, with ABC license type 64, shall not be considered a Bar use.”

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