

RESOLUTION NO. _____

A RESOLUTION OF THE COUNCIL OF THE CITY OF
FRESNO, CALIFORNIA, AMENDING RESOLUTION 2021-
225 RELATING TO CARD ROOM PERMIT HELD BY CLUB
ONE CASINO BY INCREASING THE NUMBER OF CARD
ROOM TABLES FROM 31 TO 51

WHEREAS, on March 30, 2021, Club One Casino, Inc. (Applicant), filed a card room permit application seeking 51 card room tables pursuant to Fresno Municipal Code (FMC) Section 9-2110; and

WHEREAS, on August 20, 2021, by Resolution No. 2021-225, Council approved in-part and denied in-part (without prejudice) Applicant's request by granting a Card Room Permit for 31 card room tables only; and

WHEREAS, by Resolution No. 2021-225, Council directed the City Manager to bring back the denied portion of Applicant's original request (20 card room tables) for reconsideration no sooner than 90 days from that date; and

WHEREAS, following a hearing to reconsider the denied tables and a presentation by the City Manager, the City Council now wishes to modify Applicant's Card Room Permit.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Fresno as follows:

1. The above recitals are true and correct.
2. Based upon the hearing and evidence presented, Council hereby makes the following findings as to the 20 additional tables being reconsidered:
 - a. The proposed card room use will not result in the substantial



aggravation of crime problems or make law enforcement unduly difficult.

b. The proposed card room use is not detrimental to the public peace, health, safety, and welfare.

c. The proposed card room use is in compliance with all laws, including but not limited to the city's zoning, fire, building or other ordinance; and

d. The proposed card room use would be consistent with the purposes and provisions of this article and is not contrary to public interest.

3. Accordingly, Council amends Resolution No. 2021-225 issuing a Card Room Permit to Applicant to increase the number of card room tables authorized from 31 to 51. For City administrative purposes only, a separate card room permit number shall be assigned to the authorization for the additional 20 card room tables approved by this resolution.

4. The additional 20 card room tables approved by this resolution shall be subject to the Card Room Ordinance in effect as of the date of this resolution, including the amendments made by Ordinance No. 2021-041, which provides, in part, that the permit for the 20 additional tables shall be subject to up to four administrative renewals, whereupon the applicant must reapply for a new permit for the 20 additional tables.

a. Should the Applicant reapply for a new permit prior to the expiration of a current permit, it shall pay the Card Room Annual Permit Fee in lieu of the Card Room Application Fee, as set forth in the City's Master Fee Schedule.

b. The fee substitution set forth in Section 5.a. shall apply to all reapplications of the permit issued hereunder, so long as such reapplication is submitted prior to the expiration of the previously issued permit.

5. The changes made to the Card Room Ordinance via Ordinance No. 2021-041 shall not apply to the original 31 card room tables authorized via Resolution No. 2021-225.

6. This resolution shall be effective upon final approval.

STATE OF CALIFORNIA)
COUNTY OF FRESNO) ss.
CITY OF FRESNO)

I, BRIANA PARRA, Interim City Clerk of the City of Fresno, certify that the foregoing resolution was adopted by the Council of the City of Fresno, at a regular meeting held on the _____ day of _____ 2021.

AYES :
NOES :
ABSENT :
ABSTAIN :

BRIANA PARRA, CMC
Interim City Clerk

By: _____
Deputy Date

APPROVED AS TO FORM:
DOUGLAS T. SLOAN
City Attorney

By: _____
Raj Singh Badhesha Date
Assistant City Attorney