

## FRESNO CITY PLANNING COMMISSION RESOLUTION NO. 13893

The Fresno City Planning Commission, at its regular meeting on April 2, 2025, adopted the following resolution relating to Conditional Use Permit Application No. P24-01344.

WHEREAS, Conditional Use Permit Application No. P24-01344 was filed by Yeslam Haimed of A's Family Market and pertains to the 0.76 acres of property located at 2717 North Hughes Avenue, located on the west side of North Hughes Avenue between North Weber and West Shields Avenues; and,

WHEREAS, Conditional Use Permit Application No. P24-01344 requested to establish a State of California Alcoholic Beverage Control (ABC) Type 20 alcohol license (Off-sale – beer and wine for consumption off the premises where sold) for an existing ±3,290 square-foot general market; and,

WHEREAS, the Planning and Development Department Director denied Conditional Use Permit Application No. P24-01344 on February 6, 2025, as the proposed project did not satisfy the required findings of approval for Conditional Use Permits per Section 15-5306 and did not comply with the Responsible Neighborhood Market Act pursuant to Section 15-2706 of the Fresno Municipal Code; and,

WHEREAS, the Director's decision to deny Conditional Use Permit Application No. P24-01344 was appealed on February 15, 2025; and,

WHEREAS, pursuant to Section 15-5303 of the Fresno Municipal Code, the Fresno City Planning Commission conducted a noticed public hearing on April 2, 2025; received testimony and considered the Planning and Development Department's report recommending denial of the appeal and upholding the action of the Planning and Development Department Director to deny Conditional Use Permit Application No. P24-01344; and,

WHEREAS, the applicant, property owner, and five other individuals spoke in support of the proposed project; and,

WHEREAS, the Fresno City Planning Commission reviewed the subject conditional use permit application in accordance with the policies of the Fresno General Plan, Fresno High-Roeding Community Plan, and the Fresno Municipal Code; and,

NOW, THEREFORE, BE IT RESOLVED that a motion was made to uphold staff's recommendation to deny the appeal which resulted in a 4-0 vote. Now, therefore, be it further resolved, the appeal was denied in accordance with Section 15-5017-E of the Fresno Municipal Code and the Planning and Development Director's original denial of Conditional Use Permit Application No. P24-01344 stands.

The foregoing Resolution by the Fresno City Planning Commission was made upon a motion by Chair Vang, seconded by Commissioner Diaz.

VOTING: Ayes - Vang, Diaz, Bray, Shergill

Noes - None

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> Not Voting - Lyday (Recusal) Absent - Criner, Calandra

DATED: May 14, 2025

Jernijer Clark, Secretary

Fresno City Planning Commission

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Resolution No. 13893

Conditional Use Permit Application No. P24-01344 Filed by Yeslam Haimed of A's Family Market Action: Deny the appeal and Uphold Action of the Director to Deny the project