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SEP 16 2019

DARM - DEVELOPMENT SERVICES
CITY OF FRESNO

September 16, 2019
Hand Delivered

Jennifer K. Clark, AICP, Director
2600 Fresno Street, Room 3065
Fresno, CA 93721-3604

Re: A & M West Side Market
Conditional Use Permit # P19-01019

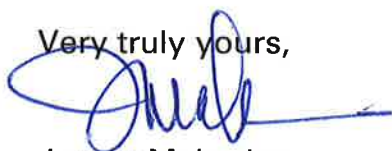
Dear Ms. Clark:

This will advise you that this office has been retained to represent A&M West Side Market of the Appeal of the denial of the above-referenced conditional use permit on August 27, 2019 sent via email to Amuth321@yahoo.com apparently the email account of Abdulaziz Muthana, a partner in the existing grocery market. No notice of any kind was given to Abdo Zamzami, the other partner who is the day to day manager of the store, of the denial and no mailing was made to the store.

Mr. Zamzami will be presenting this letter along with the Appeal for immediate filing and processing.

Though this is past the time set in the denial letter, based upon the lack of notice to the partnership nor Mr. Zamzami, we believe that the Planning commission should make every effort to entertain and decide this Appeal. My clients believe that the limited notices given is not sufficient amount to begin the commencement of the appeal time restraints.

Very truly yours,



James Makasian
Enc.

APPEAL

Abdo Zamzami and Abdulaziz Muthana, co-owners of A & M West Side Market hereby appeal the denial Conditional Use permit application number P19-01019 as follows:

1. (Finding a) This request to upgrade authorization to sell liquor does not interfere with the use and enjoyment of the surrounding properties, will offer no "affect" on the City's infrastructure, the surrounding environment, City's use of resources or ability to provide public services. This market has been in this same location for many decades and has sold beer and wine during that entire time. The market sits on a large lot with ample off-street parking. No changes in store hours, legal requirements to obtain identification (age) information or any other aspect of the operations of the market will change.
2. (Finding b) Appellants assert that this finding is not supported by the facts or circumstances of this location, property and business. This business is part of the neighborhood, having been frequented by neighbors for generations. Whitesbridge Avenue is a one-way thoroughfare that has many commercial businesses in that area. Much of the land is vacant. As set forth above, no damage whatsoever will impact the surrounding area.
3. (Finding c) See 1 above.
4. (Finding d) This store's design, location, size or operating characteristics have no bearing in the adding of liquor sales. The area has been and is well patrolled. No incidents have taken place at the premises that is relevant to these proceedings. No detrimental effects will accompany the granting of the CUP.
5. Finding e) This finding is unsupported by any facts. See 1-4 above.



Abdo Zamzami Co-owner A&M

West Side Market