

RESOLUTION NO. 2006-23

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
APPROVING A PUBLIC CONVENIENCE AND NECESSITY LETTER
ARCO AM/PM PNC LETTER, PROJECT #EG-05-926**

WHEREAS, BP West Coast Products, LLC (hereinafter referred to as Applicant) filed an application with the City of Elk Grove (hereinafter referred to as City) for a Public Convenience and Necessity Letter to obtain a Type 20 Off-sale (beer and wine) alcohol license (Assessor's Parcel Numbers 134-0520-023 and 134-0520-011); and

WHEREAS, Title 4, Chapter 4.60, of the City of Elk Grove Municipal Code establishes the City Council as the appropriate authority to hear and decide all Public Convenience and Necessity Letters; and

WHEREAS, the project is exempt under the California Environmental Quality Act (CEQA) Section 15061 (3); and

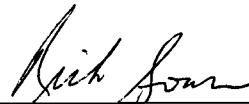
WHEREAS, a duly advertised public hearing notice; in accordance with Government Code Section 65090 et. al. and a public hearing was conducted by the City Council on January 25, 2006; and

WHEREAS, after careful consideration of all the written materials and testimony received, the City Council approved the project.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove hereby resolves as follows:

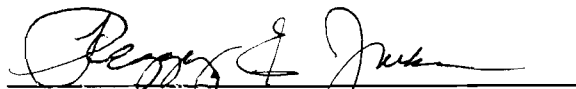
1. The public convenience and necessity is met by the transfer of the Type 20 Off-sale (beer and wine) alcohol license.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 25th day of January 2006.



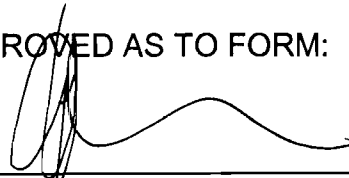
RICK SOARES, MAYOR of the
CITY OF ELK GROVE

ATTEST:



PEGGY E. JACKSON, CITY CLERK

APPROVED AS TO FORM:



ANTHONY B. MANZANETTI,
CITY ATTORNEY

**CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2006-23**

STATE OF CALIFORNIA)
COUNTY OF SACRAMENTO) ss
CITY OF ELK GROVE)

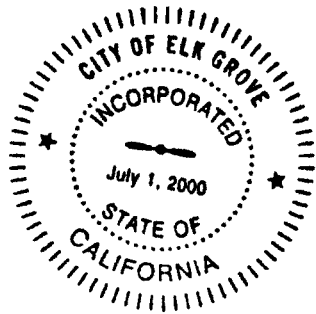
I, Peggy E. Jackson, City Clerk of the City of Elk Grove, California, do hereby certify that the foregoing resolution was duly introduced, approved, and adopted by the City Council of the City of Elk Grove at a regular meeting of said Council held on the 25th day of January, 2006 by the following vote:

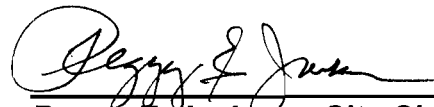
AYES 5: COUNCILMEMBERS: Scherman, Soares, Briggs, Cooper, Leary

NOES 0: COUNCILMEMBERS:

ABSTAIN 0: COUNCILMEMBERS:

ABSENT 0: COUNCILMEMBERS:





**Peggy E. Jackson, City Clerk
City of Elk Grove, California**