



Legislation Text

File #: RES 18-0074, **Version:** 1

TO:

Honorable Mayor and Members of the City Council

THROUGH:

Bruce Moe, City Manager

FROM:

Anne McIntosh, Community Development Director

SUBJECT:

Resolution No. 18-0074 Approving a Master Use Permit Amendment and Ground Lease Amendment to Allow the Conversion of One Restaurant Space Into Two Restaurants and Allow Personal Improvement Services (Metlox) (Community Development Director McIntosh).

ADOPT RESOLUTION NO. 18-0074

RECOMMENDATION:

Staff recommends that the City Council adopt Resolution No. 18-0074 consistent with the City Council direction on April 3, 2018.

FISCAL IMPLICATIONS:

The recommended action has no associated fiscal implications.

BACKGROUND AND DISCUSSION:

At the City Council meeting of April 3, 2018, the City Council opened a public hearing, and took public testimony. After the public hearing was closed, the City Council directed staff to prepare a resolution approving two of the requests made by Metlox, LLC c/o Tolkin Group (the "Applicant") to amend the Master Use Permit for Metlox, and deferring a decision regarding the remaining requests.

Specifically, the City Council approved the request to allow the restaurant space currently occupied by Nick's to be divided into two smaller restaurants in the future, and to allow personal service in the current Waterleaf and Beehive retail space. The City Council did not approve the request for future conversion of retail/service uses to restaurant space in the absence of information regarding specific restaurant types, operator and operations. The property owner can resubmit the request in the event one or more specific restaurants (and accompanying operation plan) is/are being considered for specific lease space(s).

A draft resolution and third amendment to the disposition and development agreement and ground lease consistent with City Council direction has been prepared for City Council consideration.

PUBLIC OUTREACH/INTEREST:

A legally noticed public hearing was conducted on April 3, 2018, at which time public testimony was received and considered.

LEGAL REVIEW:

The City Attorney has reviewed this report and the draft resolution.

Attachment:

1. Resolution No. 18-0074
2. Third Amendment to the Disposition and Development Agreement and Ground Lease