

**CITY OF HERMOSA BEACH**  
**P.C. RESOLUTION NO. 23-XX**

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF HERMOSA BEACH,  
CALIFORNIA APPROVING A TIME EXTENSION REQUEST FOR PREVIOUSLY APPROVED  
CONDITIONAL USE PERMIT AMENDMENT (CUP 18-3) AND PARKING PLAN  
AMENDMENT (PARK 18-2) AT AN EXISTING LATE-NIGHT ON-SALE ALCOHOL  
ESTABLISHMENT (VISTA RESTAURANT) AT 11 PIER AVENUE.**

The Planning Commission of the City of Hermosa Beach does hereby resolve and order as follows:

**WHEREAS**, the Planning Commission held a duly noticed public hearing on August 15, 2023 to consider the time extension request for a previously approved Conditional Use Permit amendment (CUP 18-3) and Parking Plan Amendment (PARK 18-2) at an existing late-night on-sale alcohol establishment (Vista Restaurant) at 11 Pier Avenue.

**WHEREAS**, the Planning Commission, at its public meeting of August 15, 2023, considered all testimony and evidence, both oral and written, that was presented to the Planning Commission.

**WHEREAS**, the Planning Commission conducted a fully noticed public hearing to consider the application on May 21, 2019, at which time testimony and evidence, both oral and written, was presented to and considered by the Planning Commission. The Planning Commission approved CUP 18-3 and PARK 18-2.

**WHEREAS**, the City Council initiated review of the Planning Commission meeting pursuant to Hermosa Beach Municipal Code Section 2.52.040 on May 28, 2019.

**WHEREAS**, the City Council, conducted a fully noticed public hearing to review the Planning Commission's decision, at which time testimony and evidence, written and oral, and the records of the decision of the Planning Commission was presented to and considered by the Council. The City Council upheld the Planning Commission decision and approved CUP 18-3 and PARK 18-2.

**WHEREAS**, the Planning Commission held a fully noticed public hearing on August 17, 2021 to consider a time extension request for CUP-18 and PARK 18-2. The Planning Commission approved a one-year time extension request.

**WHEREAS**, the Planning Commission held a fully noticed public hearing on July 19, 2022 to consider an extension request for CUP 18-3 and PARK 18-2. The Planning Commission approved a one-year time extension request.

**NOW, THEREFORE, THE PLANNING COMMISSION OF THE CITY OF HERMOSA BEACH, CALIFORNIA, DOES HEREBY RESOLVE AS FOLLOWS:**

**Section 1.** Based on the foregoing, the Planning Commission hereby upholds all Conditions of Approval set for in Resolution 19-7197 (CUP 18-3) and Resolution 19-7198 (PARK 18-2) except amend the following Conditions of Approval:

- Resolution 19-7197 (CUP 18-3) Condition of Approval Number 35.

Approval of this permit shall expire twelve (12) months from the date of approval by the Planning Commission (July 9, 2024), unless significant construction or improvements or the use authorized hereby has commenced. One or more extensions of time may be requested. No extension shall be considered unless requested, in writing to the Community Development Director including the reason therefore, at least 60 days prior to the expiration date. No additional notice of expiration will be provided.

- Resolution 19-7198 (PARK 18-2) Condition of Approval Number 12.

Approval of this permit shall expire twelve (12) months from the date of approval by the Planning Commission (July 9, 2024), unless significant construction or improvements or the use authorized hereby has commenced. One or more extensions of time may be requested. No extension shall be considered unless requested, in writing to the Community Development Director including the reason therefore, at least 60 days prior to the expiration date. No additional notice of expiration will be provided.

**Section 2.** Pursuant to the Code of Civil Procedure Section 1094.6, and legal challenge to the decision of the Planning Commission, after exhaustion of any available administrative remedies, must be made within 90 days after the final decision by the City. The Hermosa Beach City Council may on its own initiative review all actions of the Planning Commission. If the City Council does not initiate review of this decision as set forth in Hermosa Beach Municipal Code Section 2.52.040, this decision will become final.

**PASSED, APPROVED** and **ADOPTED** on this 15<sup>th</sup> day of August, 2023.

Votes:

AYES:

NOES:

ABSTAIN:

ABSENT:

#### CERTIFICATION

I hereby certify the foregoing Resolution P.C. 23-XX is true and complete record of the action taken by the Planning Commission of the City of Hermosa Beach, California, at its regular meeting of August 15, 2023.

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Stephen Izant, Chair

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Carrie Tai, Secretary

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Date