



## Development Services Department

Alcoholic Beverage Waiver Request

Snarf's South First LLC

dba Snarf's Sandwiches

6266 1404 S 1<sup>st</sup> St



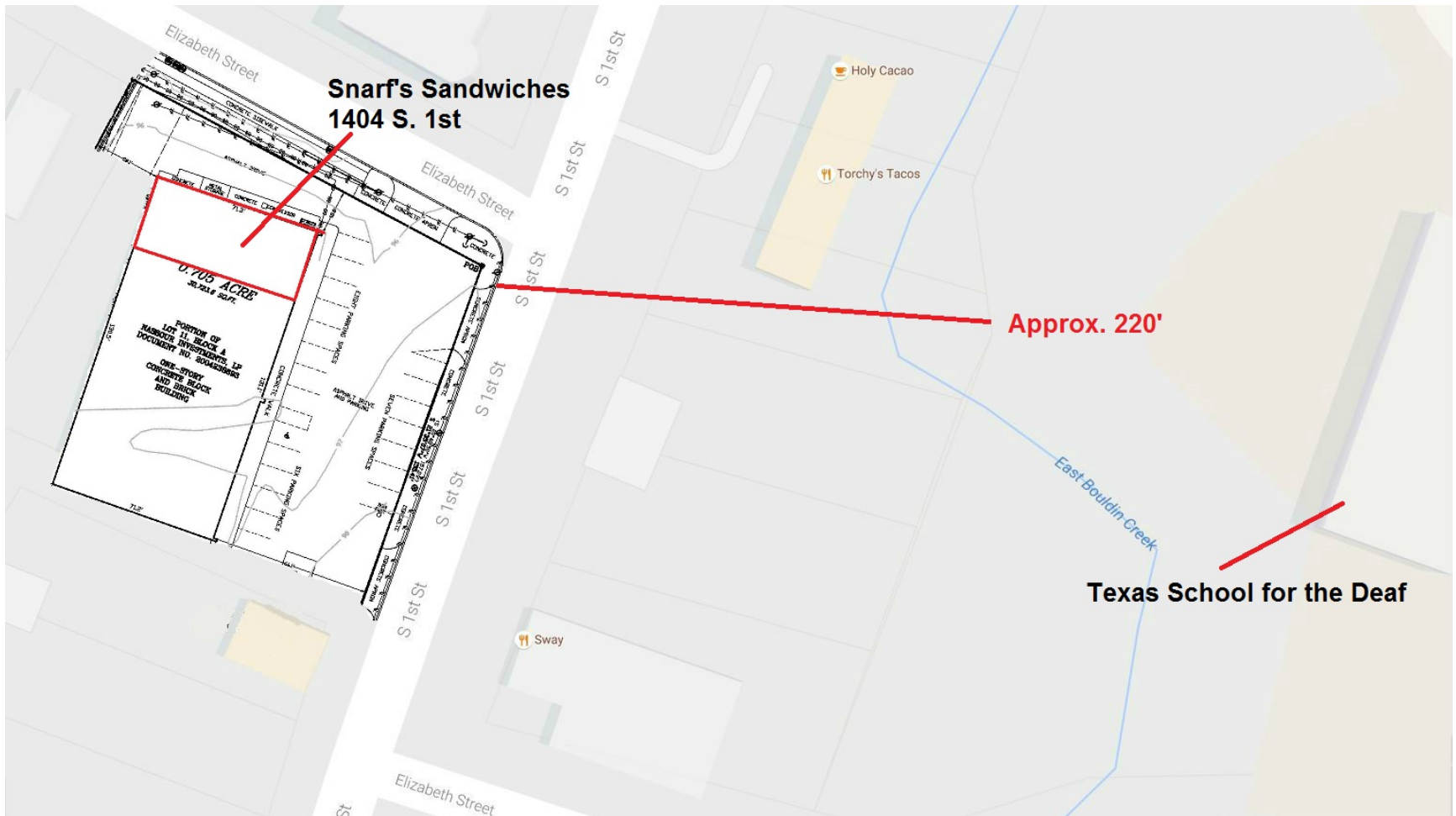


# Applicant Request

- Snarf's Sandwiches seeks to sell alcoholic beverages at 1404 S 1<sup>st</sup> St which is to the west of the Texas School for the Deaf. The measured property-line to property-line distance is 220 feet.
- The owner requests a waiver of the prohibition under Section 4-9-5 (A).

# Site Location

The Snarf's Sandwiches site is to the west of the Texas School for the Deaf. The property line to property line measurement is approximately 220 feet.





# Site Photos

Image in the direction of the Snarf's Sandwiches site from the Texas School for the Deaf property



# Site Photos

Image in the direction of the Texas School for the Deaf from the Snarf's Sandwiches site



# LDC §4-9-5 Waiver Requirements

**§4-9-5(A) states:** City Council may consider the waiver of the 300 foot distance requirement if it is determined that the enforcement in a particular instance:

- 1) is not in the best interest of the public;
- 2) constitutes waste or inefficient use of land or other resources;
- 3) creates undue hardship on the applicant;
- 4) does not serve its intended purpose;
- 5) is not effective or necessary; or
- 6) for any other reason the council, after consideration of the health, safety, and welfare of the public and the equities of the situation, determines is in the best interest of the community.”



## **LDC §4-9-5 Waiver Requirements (cont.)**

- Under §4-9-5(B), the City Council may consider the written consent to a waiver from a public school located within 300 feet from the applicant's proposed place of business to be sufficient justification for approval of a waiver.



## **Staff Recommendation**

- No written letter of support or opposition has been received from the Texas School for the Deaf as of this hearing. Staff recommends approval of waiver unless the school takes a position otherwise.