

RESOLUTION NO. 2025-052

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ELK GROVE
APPROVING A DETERMINATION OF PUBLIC CONVENIENCE OR NECESSITY
FOR THE GRAB N GO CONVENIENCE STORE LOCATED AT 9630 E. STOCKTON
BOULEVARD, SUITE 140 (CEQA EXEMPT)
ASSESSOR PARCEL NUMBER: 125-0030-050
PROJECT NO. PCN24-003**

WHEREAS, the Community Development/Development Services Department of the City of Elk Grove received an application on January 2, 2025, requesting a Determination of Public Convenience or Necessity (PCN) to allow the Grab N Go Convenience Store to obtain a Type 20 alcohol license from the California Department of Alcoholic Beverage Control (ABC) in order to sell beer and wine for off-site consumption; and

WHEREAS, the proposed Project is located on real property in the incorporated portions of the City of Elk Grove more particularly described as APN: 125-0030-050; and

WHEREAS, Chapter 4.54, Article V of the Elk Grove Municipal Code (EGMC) establishes the City Council as the approving authority to hear and decide on all Determination of Public Convenience or Necessity requests; and

WHEREAS, the City Council held a duly-noticed public hearing on March 26, 2025, as required by law to consider all information presented by staff, information presented by the Project proponent, and public testimony presented in writing and at the meeting.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Elk Grove, hereby finds the Grab N Go Convenience Store Project, PCN24-003, exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15061(b)(3) of the State CEQA Guidelines based upon the following finding:

California Environmental Quality Act (CEQA)

Finding: The Project is exempt from CEQA review.

Evidence: The California Environmental Quality Act (Section 21000, et seq., of the California Public Resources Code - hereafter CEQA) requires analysis of agency approvals of discretionary “projects.” A “project,” under CEQA, is defined as “the whole of an action, which has a potential for resulting in either a direct physical change in the environment, or a reasonably foreseeable indirect physical change in the environment.” The proposed Project is a “project” under CEQA.

Staff has reviewed the Project to determine the required level of review under CEQA. The proposed Project is exempt from CEQA under State CEQA Guidelines Section 15061(b)(3) (Common Sense Exemption). Section 15061(b)(3) of the CEQA Guidelines states that an activity is covered by the principle that CEQA only applies to projects that have the potential for causing a significant effect on the environment. Where it can be seen with certainty that there is no possibility that the activity in question may have a significant effect on the environment, the activity is not subject to CEQA review. Granting this PCN will expand services at the new convenience store but will not bring about any physical change to the environment and will not have any potential for causing a significant effect on the environment.

AND, BE IT FURTHER RESOLVED that the City Council of the City of Elk Grove hereby approves the Determination of Public Convenience or Necessity for the Grab N Go Convenience Store Project (PCN24-003) as described in Exhibit A, based on the following findings:

Public Convenience or Necessity

Finding #1: The proposed use is compatible with neighborhood character.

Evidence #1: The retail outlets selling alcohol within proximity of the Project site include the Elk Grove Chevron Extra Mile Convenience Store (9603 E. Stockton Boulevard), Loop Neighborhood Market (8607 Elk Grove Boulevard) and CVS Pharmacy (8585 Elk Grove Boulevard). The nearest facility serving young people is approximately 800 feet away (Code Ninjas – 8641 Elk Grove Boulevard). The nearest public school to the Project site is more than half a mile away (Joseph Kerr Middle School). The nearest park is Baker Park, which is approximately 2,500 feet east of the Project site. The nearest residential neighborhood (Elk Creek Meadows subdivision) is approximately 600 feet to the east. Finally, the approved use of the property allows customers to fill their vehicles up with fuel and purchase essential grocery items while reducing the number of trips they might otherwise need to make. Grab N Go Convenience Store will primarily sell snacks, non-alcoholic beverages and serve as a small format grocery for the immediate community. So, a unique type of goods and services are being provided. Based on the reviewed data, the location of the proposed business, and the operating guidelines that have been presented by the business, the approval of this license will likely not result in increased calls for police service. The Elk Grove Police Department has determined that there is no public safety reason to oppose either the finding of Public Convenience or Necessity or the associated ABC license application.

Finding #2: The proposed use will be of benefit to the neighborhood.

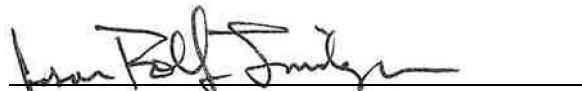
Evidence #2: The PCN determination will increase convenience to residents. The use will offer customers the convenience of filling their vehicles with fuel while purchasing a limited selection of beer and wine, along with other groceries and in a one-stop shop atmosphere without the need to travel elsewhere to purchase alcohol beverage products.

PASSED AND ADOPTED by the City Council of the City of Elk Grove this 26th day of March 2025.



BOBBIE SINGH-ALLEN, MAYOR of the
CITY OF ELK GROVE

ATTEST:



JASON LINDGREN, CITY CLERK

APPROVED AS TO FORM:



JONATHAN P. HOBBS,
CITY ATTORNEY

**EXHIBIT A
GRAB N GO CONVENIENCE STORE
PCN24-003**

PROJECT DESCRIPTION

The Project consists of a request for a Determination of Public Convenience or Necessity (PCN) pursuant to Elk Grove Municipal Code 5.54.500 in order for Grab N Go Convenience Store to obtain a Type 20 (Off-Sale Beer & Wine) alcohol license from the California Department of Alcoholic Beverage Control (ABC). The Type 20 license allows for the sale of beer and wine for consumption off the premises.

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CERTIFICATION
ELK GROVE CITY COUNCIL RESOLUTION NO. 2025-052

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

I, Jason Lindgren, 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 March 26, 2025 by the following vote:

AYES: **COUNCILMEMBERS:** *Singh-Allen, Robles, Brewer, Spease, Suen*

NOES: **COUNCILMEMBERS:** *None*

ABSTAIN: **COUNCILMEMBERS:** *None*

ABSENT: **COUNCILMEMBERS:** *None*


Jason Lindgren, City Clerk
City of Elk Grove, California