



Legislation Text

File #: 21-49, **Version:** 1

STRATEGIC PRIORITY: Government Performance and Financial Management

AGENDA DATE: January 27, 2021

COUNCIL DISTRICT(S): 7

DEPARTMENT: Mayor and City Council Office

EXECUTIVE: Kimberly Bizer Tolbert

SUBJECT

A resolution requesting the Board of Adjustment to authorize compliance proceedings for Big D Cut Rate Beer and Wine located at 1405 Martin Luther King, Jr. Boulevard, Dallas, Texas - Financing: No cost consideration to the City (via Councilmembers Bazaldua, West, Arnold, Mayor Pro Tem Medrano, and Resendez)

BACKGROUND

Big D Cut Rate Beer and Wine is located at 1405 Martin Luther King, Jr. Boulevard, Dallas Texas. Big D Cut Rate Beer and Wine operates under a certificate of occupancy for a beer and wine retail use. The property at 1405 Martin Luther King, Jr. Boulevard is zoned a WMU-3 Walkable Urban Mixed Use Subdistrict within Planned Development District No. 595 (South Dallas/Fair Park Special Purpose District). A beer and wine retail use is not a permitted use in a WMU-3 Walkable Urban Mixed Use Subdistrict. Big D Cut Rate Beer and Wine is operating as a nonconforming use because the use was established prior to the creation of PD 595. Section 51A-4.704(a)(1) allows City Council to request that the Board of Adjustment consider establishing a compliance date for a nonconforming use.

PRIOR ACTION/REVIEW (COUNCIL, BOARDS, COMMISSIONS)

Information about this item was provided to the Quality of Life, Arts and Culture Committee on January 19, 2021.

FISCAL INFORMATION

No cost consideration to the City.