

# City of Jurupa Valley

## COMMUNITY DEVELOPMENT DEPARTMENT SUMMARY OF “DEEMED APPROVED” PROCESS

1. Applies to any existing, permitted, conditionally permitted or legal nonconforming on- and off-sale establishments and alcoholic beverage establishments exempt from obtaining a CUP (and that are lawfully operating on or before December 4, 2021).
2. Imposes performance standards on Deemed Approved establishments aimed at controlling dangerous and/or objectionable environmental effects of alcoholic beverage sales activities.
3. Deemed Approved establishments will receive notice of their status and the required performance standards.
4. The Deemed Approved process is initiated when the business owner applies for a business registration renewal permit or when a complaint is submitted regarding an existing establishment that sells alcohol.
5. Upon submittal of an application for an annual business registration renewal, a Code Enforcement Officer schedules an on-site inspection to determine compliance with performance standards.
6. After conducting the inspection, the Code Enforcement Officer provides a letter to the owner of the business indicating whether or not the business satisfies the requirements for a Deemed Approved status.
7. If the business does not satisfy the requirements for the Deemed Approved status, a Code Enforcement Officer will identify the reasons why and issue a notice to the business owner with direction for the timely correction of violations.
8. If compliance is not achieved through the violation/correction/penalty provisions of the new code, the City will require approval of a Conditional Use Permit (CUP).
9. If a business owner does not obtain a CUP, or contests their citation, a public hearing will be conducted by the Planning Commission to determine if there are grounds for revocation of any approval from the City and if the business should be suspended or terminated.
10. If compliance is achieved through the Code Enforcement process, the business will be allowed to continue but only if it remains in compliance with performance standards.

It should be noted that the new Ordinance includes a provision that if the City Manager determines that it's not possible for Code Enforcement to correct a violation and the business presents a serious threat to the community, he or she may refer the matter directly to the Planning Commission.