



CH-2  
4-6-10

## **Recommended Conditions of Operation**

**Gaslamp Partners LLC., DBA The Gaslamp Restaurant, 6251 E. Pacific Coast Hwy**  
**Application for Entertainment with Dancing**

In response to your request for a recommendation regarding the above named permit application for Entertainment with Dancing, the Department of Financial Management recommends **approval** of a **One-Year Short-Term Permit**, subject to the following twenty-six (26) conditions of operation:

The Gaslamp Restaurant is located on the northeast corner of Pacific Coast Highway and Loynes Avenue. The business has been in operation since October 2004 and has had an Entertainment with Dancing Permit since August 2005. Earlier this year, the business was sold. On October 23, 2009, the new owners applied for an Entertainment with Dancing Permit, requesting live amplified music, a disc jockey, and karaoke music. During the process of this investigation, it was determined that nearby residents would support the issuance of an entertainment permit for the new owners provided they maintain the same level of security and do not make changes to the hours of entertainment.

### **CONDITIONS OF OPERATION**

- 1) The operation of the establishment shall be limited to those activities and elements expressly indicated on the permit application and approved by the City Council. Any change in the operation, which exceeds the conditions of the approved permit, will require that a new permit application be submitted to the City Council for their review and approval. In the event the restaurant ceases operations, the entertainment permit becomes null and void.
- 2) Unless separately applied for, reviewed, and approved, no adult entertainment, as defined by section 5.72.115(B) LBMC shall be conducted on the permitted premises.
- 3) Entertainment activities indicated on page #7 of your **entertainment** application shall be restricted to no later than 10 p.m. Sunday through Wednesday nights, and 12:30 a.m. Thursday through Saturday nights, on Grand Prix weekend, Christmas, and New Years holidays.
- 4) Due to the proximity of residences, all door(s) and windows shall be kept closed at all times during any musical entertainment, except in cases of emergency and to permit deliveries. Said door(s) is not to consist solely of a screen or ventilated security door. **Sound shall not be audible within fifty feet (50') from the exterior of the premises in any direction.**

- 5) Patrons under twenty-one (21) years of age shall not be permitted to enter, nor to remain on the premises, after the restaurant (food services) portion of the establishment has closed. Private functions not open to the public are exempt from this condition.
- 6) The permittee shall not allow employees to discard trash or beer bottles into the outside dumpster between the hours of 10 p.m. and 10 a.m.
- 7) There shall be no "queue" allowed after 9 p.m. Sunday through Wednesday nights, and 11 p.m. Thursday through Saturday nights. Queue is defined as persons awaiting entry after the business is at capacity.
- 8) The permittee shall provide a minimum of one (1) uniformed security guard during all times that the entertainment activities are being conducted for crowds up to fifty people. For crowds over fifty people the permittee shall provide a minimum of one (1) additional uniformed security guard per fifty (50) people. Patrons awaiting entry in a defined queue shall be counted toward the calculation of required security staffing levels.

Security guards must be identifiable as "Gaslamp employees." Should the permittee's operations give rise to a substantial increase in complaint/calls for police service, or trash left in the parking lot, the permittee shall increase security staff, implement the use of electronic metal detection equipment, increase outside lighting, or make other changes to the premises or operation as the Chief of Police determines are necessary to protect the safety of the public.

- 9) **In addition to the above security requirements, the permittee shall staff three (3) additional uniformed security guards during hours when entertainment is provided, and ½ hour after closing. Parking lot security guards shall ensure that patrons do not loiter in the parking lot or the immediate area. They shall also ensure the patrons enter and leave the parking lot in a peaceful manner as not to disturb any nearby residents. Parking lot security guards must be identifiable as "Gaslamp employees." The Chief of Police may increase or relax this condition, based on calls for service related to problems in the parking lot.**
- 10) The permittee shall take reasonable measures to prohibit and prevent the loitering of persons immediately outside any of the entrance/exit doors and the parking lot, at all times while open for business. This should be done by use of security guards and signage indicating, words to the effect of, "Please respect our neighbors."
- 11) Current occupancy loads shall be posted at all times, and the permittee shall have an effective system to keep count of the number of occupants present at any given time and provide that information to public safety personnel upon request. (LBMC section 18.48.320)

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- 12) The permittee agrees to reimburse the City whenever excessive police services, as determined by the Chief of Police, are required as the result of any incident or nuisance arising out of or in connection with the permittee's operations.
- 13) The quarterly gross sales of alcoholic beverages shall not exceed the gross sales of food during the same period. The permittee shall keep separate records that reflect the sales of food, and alcohol. These records shall be kept for a minimum of 2 years and shall be made available to the City upon demand.
- 14) The Gaslamp, its promoters, or agents, shall not distribute any advertising matter, such as signs, posters, or promotional cards, in or upon any public property, or in or on any vehicle in any such place in the City. Distribution of any advertising matter upon private property shall adhere to the following guidelines: By placing the same matter in a receptacle, clip, or other device designed or intended to receive advertising matter. The permittee shall keep all promoter contracts, including names, addresses and phone numbers, on file at all times, and must be available for inspection at anytime.
- 15) The permittee shall maintain full compliance with all applicable laws, ABC laws, ordinances and stated conditions. In the event of a conflict with the requirements of this permit, the more stringent regulation shall apply.
- 16) This Entertainment Permit is accessory to the primary business, which is a restaurant. In the event the primary business ceases operations on a permanent basis, meaning meals are no longer offered at the location period, the entertainment permit becomes null and void.
- 17) The Gaslamp shall develop a plan to address neighborhood concerns, related to the operation of The Gaslamp. (i.e. newsletter, meetings, etc.)
- 18) The permittee must submit an application for the renewal of the entertainment with dancing permit in eight (8) months, four (4) months prior to the One-Year Short-Term permit expiration date.
- 19) The permittee shall install and maintain a video surveillance system to assist with monitoring the property. Contact the Long Beach Police Department for a copy of the Video Surveillance System Guidelines for guidance on camera location and equipment specifications. Recordings should be retained for no less than 10 days.
- 21) An identification card scanner shall be used for all patrons entering the establishment after 10:00 PM for the sole purposes of verifying patron age and/or authenticity of a patron's driver's license or identification card.
- 22) There shall be no exterior advertising or sign of any kind or type, including advertising

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directed to the exterior of the establishment from within the establishment, promoting or indicating the availability of alcoholic beverages.

- 23) Any graffiti painted or marked upon the premises or on any adjacent area under the control of the permittee shall be removed or painted over within 24 hours of being applied.
- 24) All independent contractors and promoters must have, or obtain a City of Long Beach Business License prior to conducting entertainment activities governed by this permit. The permittee shall be responsible for all entertainment activities at the location, including those conducted by promoters or independent contractors.
- 25) The permittee must provide all promoters and independent contractors hired to conduct entertainment activities at the property with a copy of the herein approved permit, which shall include a copy of the approved conditions of operation.
- 26) Petitioner(s) shall not require an admission charge or cover charge, nor shall there be a requirement to purchase a minimum number of drinks as defined by Alcoholic Beverage Control License 47-418545.

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