



City of Long Beach

Working Together to Serve

Office of the City Attorney

DATE: April 7, 2015

To: Larry Herrera, City Clerk

FROM: Michael J. Mais, Assistant City Attorney *MJM*

SUBJECT: Revised Ordinance - Alcoholic Beverage Manufacturing

The ordinance has been revised to correct typographical errors, specifically, changing Table 41-C to Table 41-1C in the Title, and using 21.15.055 for the definition of "Accessory Tasting Room" to properly place it in alphabetical order in the section (rather than 21.15.2985). A redlined version is provided per City Council's request.

Please contact me if you have any questions. My extension is 82230.

MJM:kjm

Attach.

A15-00050

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ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AMENDING THE LONG BEACH MUNICIPAL CODE BY AMENDING TABLE 32-1 OF CHAPTER 21.32, TABLE 33-2 OF CHAPTER 21.33, AND TABLE 41-1C OF CHAPTER 21.41; AND BY ADDING SECTIONS 21.15.055, 21.15.135, AND 21.45.114, ALL RELATING TO ALCOHOLIC BEVERAGE MANUFACTURING AND ACCESSORY TASTING ROOMS

The City Council of the City of Long Beach ordains as follows:

Section 1. Table 32-1 of Chapter 21.32 of the Long Beach Municipal Code is amended by adding Alcoholic Beverage Manufacturing and Accessory Tasting Room to read as follows:

**TABLE 32-1
Uses in All Other Commercial Zoning Districts**

	Neighborhood			Community				Regional	Other	
Alcoholic Beverage Manufacturing and Accessory Tasting Room	CNP	CNA	CNR	CCA	CCP	CCR	CCN	CHW	CS	
Alcohol Beverage Manufacturing*	Y	Y	Y	Y	Y	Y	Y	Y	Y	*Subject to special development standards (see Section 21.45.114). Alcoholic Beverage Manufacturing and
Accessory Tasting Room*	A	A	A	A	A	A	A	A	A	

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CHARLES PARKIN, City Attorney
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ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LONG BEACH AMENDING THE LONG BEACH MUNICIPAL CODE BY AMENDING TABLE 32-1 OF CHAPTER 21.32, TABLE 33-2 OF CHAPTER 21.33, AND TABLE 41-1C OF CHAPTER 21.41; AND BY ADDING SECTIONS 21.15.055, 21.15.135, AND 21.45.114, ALL RELATING TO ALCOHOLIC BEVERAGE MANUFACTURING AND ACCESSORY TASTING ROOMS

The City Council of the City of Long Beach ordains as follows:

Section 1. Table 32-1 of Chapter 21.32 of the Long Beach Municipal Code is amended by adding Alcoholic Beverage Manufacturing and Accessory Tasting Room to read as follows:

TABLE 32-1 Uses in All Other Commercial Zoning Districts										
	Neighborhood			Community				Regional	Other	
Alcoholic Beverage Manufacturing and Accessory Tasting Room	CNP	CNA	CNR	CCA	CCP	CCR	CCN	CHW	CS	
Alcohol Beverage Manufacturing*	Y	Y	Y	Y	Y	Y	Y	Y	Y	*Subject to special development standards (see Section 21.45.114). Alcoholic Beverage Manufacturing and Accessory
Accessory Tasting Room*	A	A	A	A	A	A	A	A	A	

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										tasting room uses shall be permitted in all Planned Development (PD) Districts allowing commercial uses, subject to Section 21.45.114.
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Section 2. Table 33-2 of Chapter 21.33 of the Long Beach Municipal Code is amended by adding Alcoholic Beverage Manufacturing and Accessory Tasting Room to read as follows:

Table 33-2 Uses In Industrial Districts					
Use	IL	IM	IG	IP	*Notes and Exceptions
15. Alcoholic Beverage Manufacturing* (SIC code 208)*	Y	Y	Y	N	*Subject to special development standards (see Section 21.45.114). Alcoholic Beverage Manufacturing and Accessory tasting room uses shall be permitted in all Planned Development (PD) Districts allowing Commercial uses, subject to Section 21.45.114.
15.1 Accessory Tasting Room*	A	A	A	N	

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1 Section 3. Table 41-1C of Chapter 21.41 of the Long Beach Municipal
2 Code is amended to add Alcoholic Beverage Manufacturing and accessory Tasting Room
3 to read as follows:

4

5 **TABLE 41-1C**

6 **Required Number of Parking Spaces for**

7 **Commercial, Industrial/Manufacturing and All Other Uses**

8 Use	Required Number of Spaces
9 Alcoholic Beverage Manufacturing and	
10 Accessory Tasting Room	
11 1. Manufacturing/Brewing area	2 spaces per 1,000 SF GFA
12 2. Accessory Tasting Room area	15 spaces per 1,000 SF GFA
13 3. Office space	If greater than 25% of total GFA 4 spaces per 1,000 SF GFA; if less than 25% total GFA, the area shall be included in the manufacturing/brewing area calculation.

14 Section 4. Section 21.15.055 is added to the Long Beach Municipal
15 Code to read as follows:

16 21.15.055 Accessory Tasting Room

17 Accessory Tasting Room means an accessory use associated with
18 an Alcoholic Beverage Manufacturing (ABM) facility use that is devoted to
19 the purchase, consumption and tasting of beer, wine or distilled spirits
20 produced on site. Consumption, tasting and purchase of alcoholic
21 beverages shall be limited to product produced on site. An accessory
22 tasting room may also include ancillary retail sales directly associated with
23 the primary ABM use. An accessory tasting room may not exceed thirty
24 percent (30%) of the gross floor area (GFA) of the ABM facility, not
25 including restrooms serving the accessory tasting room or ABM facility.
26 Food may be sold in a form that is ready to eat at the time of sale; a full
27 service kitchen is not permitted in an accessory tasting room.

28 //

1 Section 5. Section 21.15.135 is added to the Long Beach Municipal
2 Code to read as follows:

3 21.15.135 Alcoholic Beverage Manufacturing

4 Alcoholic Beverage Manufacturing (ABM) means a facility that is
5 used for the production of alcoholic beverages including beer, wine and
6 distilled spirits in accordance with a valid alcohol production license from
7 the State of California. An ABM use may include an accessory tasting
8 room as an accessory use. The accessory tasting room may not exceed
9 thirty percent (30%) of the gross floor area (GFA) of the ABM facility, not
10 including restrooms serving the accessory tasting room or ABM facility.
11 Food may be sold in a form that is ready to eat at the time of sale; a full
12 service kitchen is not permitted in ABM facilities or accessory tasting
13 rooms.

15 Section 6. Section 21.45.114 is added to the Long Beach Municipal
16 Code to read as follows:

17 21.45.114 Alcohol Beverage Manufacturing and Accessory Tasting
18 Rooms

19 The following special development standards shall apply to Alcohol
20 Beverage Manufacturing (ABM) uses and Accessory Tasting Rooms:

- 21 1. An ABM and accessory tasting room use shall comply with
22 all federal, state and local laws and regulations, including a valid license
23 from the California Alcohol Beverage Control (ABC) Board for the specific
24 type of alcoholic beverage manufacturing occurring on site.
- 25 2. An ABM and accessory tasting room use located in a
26 commercial zone shall not exceed six thousand (6,000) square feet of
27 gross floor area (GFA), unless otherwise permitted by a Conditional Use
28 Permit (CUP).

1 3. An ABM use located in a commercial zone may not exceed
2 production of fifteen thousand (15,000) barrels per year.

3 4. An ABM use located in a commercial zone must include an
4 accessory tasting room.

5 5. An ABM and accessory tasting room may not be located
6 within five hundred (500) feet of the nearest property line of any preschool,
7 kindergarten, elementary, secondary, or high school, as measured from
8 the nearest property line of the site on which the alcohol manufacturing
9 use is located.

10 6. All production activities shall be located completely within the
11 ABM facility. All on-site storage shall be located within the ABM facility.
12 Off-site storage is permitted in those zoning districts where storage and
13 warehousing is permitted.

14 7. The display of alcoholic beverages shall not be located
15 outside of an ABM and accessory tasting room facility.

16 8. The ABM and accessory tasting room use shall not be open
17 to the public, except for the following hours:

18 Manufacturing & Production: 7:00 a.m. – 7:00 p.m. Monday – Saturday; and
19 Accessory Tasting Room: 12:00 p.m. – 9:00 p.m. Sunday – Thursday and
20 11:00 a.m. – 10:00 p.m. Friday – Saturday.

21 9. Service trucks used for the purposes of loading and
22 unloading materials, ingredients, products, and equipment shall be
23 restricted to the hours of 8:00 a.m. – 6:00 p.m. Monday – Friday and 11:00
24 a.m. – 6:00 p.m. on Saturday; the use of service trucks for the purposes of
25 loading and unloading materials, ingredients, equipment and finished
26 product shall be prohibited on Sunday.

27 10. To the greatest extent feasible, access and loading bays are
28 discouraged from facing toward a street.

1 11. The purchase, consumption, tasting and sales of alcoholic
2 beverages shall be limited to only those products produced on site.

3 12. Ancillary retail sales shall be limited to only those retail items
4 directly associated with the on-site ABM facility and accessory tasting
5 room.

6 13. The ABM use or accessory tasting room shall not charge an
7 admission fee, cover charge or require a minimum purchase.

8 14. A sewage plan and all on site infrastructure shall be
9 approved by the appropriate City departments.

10 15. The ABM and accessory tasting room use shall comply with
11 Chapter 8.80 "Noise" of the Long Beach Municipal Code.

12 16. A security plan, including a video surveillance system and
13 exterior lighting plan, satisfactory to the Chief of Police shall be submitted
14 to and approved by the Police Department prior to the issuing of a
15 Certificate of Occupancy. The video surveillance system shall be installed
16 to assist with monitoring the property on both the interior and exterior. A
17 Digital Video Recorder (DVR), capable of exporting images in TIFF, BMP,
18 or JPG format shall be used. Recording shall be retained for no less than
19 thirty (30) days. Exterior lighting shall clearly illuminate the common areas
20 surrounding the building including, but not limited to, the entrance and exit
21 doors, as well as the business address.

22 17. No more than ten percent (10%) of the square footage of the
23 windows and transparent doors of the premises shall be allowed to bear
24 advertising, signs or any other obstructions. All advertising, signage or
25 other obstructions shall be placed and maintained to ensure a clear and
26 unobstructed view of the establishment's interior. Window signs
27 displaying prices shall be prohibited. No advertising or signage shall be
28 placed in the area above three (3) feet or below six (6) feet in height of all

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windows measured from grade.

18. No publicly accessible exterior pay telephones shall be located on the ABM and accessory tasting room use premises.

19. Tours of the ABM and accessory tasting room use shall occur on regularly scheduled days and times. The operator shall ensure that tours do not negatively impact adjacent businesses or property owners.

20. ABM and accessory tasting room uses located adjacent to or across from residential areas shall be restricted from utilizing natural ventilation practices that may negatively impact neighboring residences and may be required to install mechanical air filtration systems to the satisfaction of the Director of Development Services.

Section 7. The City Clerk shall certify to the passage of this ordinance by the City Council and cause it to be posted in three (3) conspicuous places in the City of Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the Mayor.

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OFFICE OF THE CITY ATTORNEY
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I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of _____, 20____, by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

City Clerk

Approved: _____
(Date)

Mayor

ALCOHOLIC BEVERAGE MANUFACTURING ORDINANCE

REDLINED VERSION

Section 1. Table 32-1 of Chapter 21.32 of the Long Beach Municipal Code is amended by adding Alcoholic Beverage Manufacturing and Accessory Tasting Room to read as follows:

TABLE 32-1 Uses in All Other Commercial Zoning Districts										
	Neighborhood			Community				Regional	Other	
Alcoholic Beverage Manufacturing and Accessory Tasting Room	CNP	CNA	CNR	CCA	CCP	CCR	CCN	CHW	CS	
<u>Alcohol Beverage Manufacturing*</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	*Subject to special development standards (see Section 21.45.114). Alcoholic Beverage Manufacturing and Accessory tasting room uses shall be permitted in all Planned Development (PD) Districts allowing commercial uses, subject to Section 21.45.114.
<u>Accessory Tasting Room*</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>A</u>	

Section 2. Table 33-2 of Chapter 21.33 of the Long Beach Municipal Code is amended by adding Alcoholic Beverage Manufacturing and Accessory Tasting Room to read as follows:

Table 33-2					
Uses In Industrial Districts					
Use	IL	IM	IG	IP	*Notes and Exceptions
<u>15. Alcoholic Beverage Manufacturing*</u> <u>(SIC code 208)*</u>	<u>Y</u>	<u>Y</u>	<u>Y</u>	<u>N</u>	<u>*Subject to special development standards (see Section 21.45.114). Alcoholic Beverage Manufacturing and Accessory tasting room uses shall be permitted in all Planned Development (PD) Districts allowing Commercial uses, subject to Section 21.45.114.</u>
<u>15.1 Accessory Tasting Room*</u>	<u>A</u>	<u>A</u>	<u>A</u>	<u>N</u>	

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Section 3. Table 41-1C of Chapter 21.41 of the Long Beach Municipal Code is amended to add Alcoholic Beverage Manufacturing and accessory Tasting Room to read as follows:

TABLE 41-1C	
Required Number of Parking Spaces for Commercial, Industrial/Manufacturing and All Other Uses	
Use	Required Number of Spaces
<u>Alcoholic Beverage Manufacturing and Accessory Tasting Room</u>	
<u>1. Manufacturing/Brewing area</u>	<u>2 spaces per 1,000 SF GFA</u>
<u>2. Tasting Room area</u>	<u>15 spaces per 1,000 SF GFA</u>
<u>3. Office space</u>	<u>If greater than 25% of total GFA 4 spaces per 1,000 SF GFA; if less than 25% total GFA, the area shall be included in the manufacturing/brewing area calculation.</u>

Section 4. Section 21.15.2985 is added to the Long Beach Municipal Code to read as follows:

21.15.2985 Accessory Tasting Room

Accessory Tasting Room means an accessory use associated with an Alcoholic Beverage Manufacturing (ABM) facility use that is devoted to the purchase, consumption and tasting of beer, wine or distilled spirits produced on site. Consumption, tasting and purchase of alcoholic beverages shall be limited to product produced on site. An accessory tasting room may also include ancillary retail sales directly associated with the primary ABM use. An accessory tasting room may not exceed thirty percent (30%) of the gross floor area (GFA) of the ABM facility, not including restrooms serving the accessory tasting room or ABM facility. Food may be sold in a form that is ready to eat at the time

of sale; a full service kitchen is not permitted in an accessory tasting room.

Section 5. Section 21.15.135 is added to the Long Beach Municipal Code to read as follows:

21.15.135 Alcoholic Beverage Manufacturing

Alcoholic Beverage Manufacturing (ABM) means a facility that is used for the production of alcoholic beverages including beer, wine and distilled spirits in accordance with a valid alcohol production license from the State of California. An ABM use may include an accessory tasting room as an accessory use. The accessory tasting room may not exceed thirty percent (30%) of the gross floor area (GFA) of the ABM facility, not including restrooms serving the accessory tasting room or ABM facility. Food may be sold in a form that is ready to eat at the time of sale; a full service kitchen is not permitted in ABM facilities or accessory tasting rooms.

Section 6. Section 21.45.114 is added to the Long Beach Municipal Code to read as follows:

21.45.114 Alcohol Beverage Manufacturing and Accessory Tasting Rooms

The following special development standards shall apply to Alcohol Beverage Manufacturing (ABM) uses and Accessory Tasting Rooms:

1. An ABM and accessory tasting room use shall comply with all federal, state and local laws and regulations, including a valid license from the California Alcohol Beverage Control (ABC) Board for the specific type of alcoholic beverage manufacturing occurring on site.

2. An ABM and accessory tasting room use located in a commercial zone shall not exceed 6,000 square feet of gross floor area (GFA), unless otherwise permitted by a Conditional Use Permit (CUP).

3. An ABM use located in a commercial zone may not exceed production of 15,000 barrels per year.

4. An ABM use located in a commercial zone must include an accessory tasting room.

5. An ABM and accessory tasting room use may not be located within five hundred (500) feet of the nearest property line of any preschool, kindergarten, elementary, secondary or high school, as measured from the nearest property line of the site on which the alcohol manufacturing use is located.

6. All production activities shall be located completely within the ABM facility. All on-site storage shall be located within the ABM facility. Off-site storage is permitted in those zoning districts where storage and warehousing is permitted.

7. The display of alcoholic beverages shall not be located outside of an ABM and accessory tasting room facility.

8. The ABM and accessory tasting room use shall not be open to the public, except for the following hours:

Manufacturing & Production: 7:00 a.m. – 7:00 p.m. Monday – Saturday; and

Accessory Tasting Room: 12:00 p.m. – 9:00 p.m. Sunday – Thursday and 11:00 a.m. – 10:00 p.m. Friday – Saturday.

9. Service trucks used for the purposes of loading and unloading materials, ingredients, products, and equipment shall be restricted to the hours of 8:00 a.m. – 6:00 p.m. Monday – Friday and 11:00 a.m. – 6:00 p.m. on Saturday; the use of service trucks for the purposes of loading and unloading materials, ingredients, equipment and finished product shall be prohibited on Sunday.

10. To the greatest extent feasible, access and loading bays are discouraged from facing toward a street.

11. The purchase, consumption, tasting and sales of alcoholic beverages shall be limited to only those products produced on site.

12. Ancillary retail sales shall be limited to only those retail items directly associated with the on-site ABM facility and accessory tasting room.

13. The ABM use or accessory tasting room shall not charge an admission fee, cover charge or require a minimum purchase.

14. A sewage plan and all on site infrastructure shall be approved by the appropriate City departments.

15. The ABM use shall comply with Chapter 8.80 "Noise" of the Long Beach Municipal Code.

16. A security plan, including a video surveillance and exterior lighting plan, satisfactory to the Chief of Police shall be submitted to and approved by the Police Department prior to the issuing of a Certificate of Occupancy. The video surveillance system shall be installed to assist with monitoring the property on both the interior and exterior. A Digital Video Recorder (DVR), capable of exporting images in TIFF, BMP, or JPG format shall be used. Recording shall be retained for no less than thirty (30) days. Exterior lighting shall clearly illuminate the common areas surrounding the building including, but not limited to, the entrance and exit doors, as well as the business address.

17. No more than ten percent (10%) of the square footage of the windows and transparent doors of the premises shall be allowed to bear advertising, signs or any other obstructions. All advertising, signage or other obstructions shall be placed and maintained to ensure a clear and unobstructed view of the establishment's interior. Window signs displaying prices shall be prohibited. No advertising or signage shall be placed in the area above three (3) feet or below six (6) feet in height of all windows measured from grade.

18. No publicly accessible exterior pay telephones shall be located on the ABM and accessory tasting room use premises.

19. Tours of the ABM and accessory tasting room use shall occur on regularly scheduled days and times. The operator shall ensure that tours do not negatively impact adjacent businesses or property owners.

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										Accessory tasting room uses shall be permitted in all Planned Development (PD) Districts allowing commercial uses, subject to Section 21.45.114.
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Section 2. Table 33-2 of Chapter 21.33 of the Long Beach Municipal Code is amended by adding Alcoholic Beverage Manufacturing and Accessory Tasting Room to read as follows:

Table 33-2 Uses In Industrial Districts						
Use	IL	IM	IG	IP	*Notes and Exceptions	
15. Alcoholic Beverage Manufacturing* (SIC code 208)*	Y	Y	Y	N	*Subject to special development standards (see Section 21.45.114). Alcoholic Beverage Manufacturing and Accessory tasting room uses shall be permitted in all Planned Development (PD) Districts allowing Commercial uses, subject to Section 21.45.114.	
15.1 Accessory Tasting Room*	A	A	A	N		

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1 Section 3. Table 41-1C of Chapter 21.41 of the Long Beach Municipal
2 Code is amended to add Alcoholic Beverage Manufacturing and accessory Tasting Room
3 to read as follows:

4

5 **TABLE 41-1C**

6 **Required Number of Parking Spaces for**

7 **Commercial, Industrial/Manufacturing and All Other Uses**

Use	Required Number of Spaces
Alcoholic Beverage Manufacturing and Accessory Tasting Room	
1. Manufacturing/Brewing area	2 spaces per 1,000 SF GFA
2. Accessory Tasting Room area	15 spaces per 1,000 SF GFA
3. Office space	If greater than 25% of total GFA 4 spaces per 1,000 SF GFA; if less than 25% total GFA, the area shall be included in the manufacturing/brewing area calculation.

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14 Section 4. Section 21.15.055 is added to the Long Beach Municipal
15 Code to read as follows:

16 21.15.055 Accessory Tasting Room

17 Accessory Tasting Room means an accessory use associated with
18 an Alcoholic Beverage Manufacturing (ABM) facility use that is devoted to
19 the purchase, consumption and tasting of beer, wine or distilled spirits
20 produced on site. Consumption, tasting and purchase of alcoholic
21 beverages shall be limited to product produced on site. An accessory
22 tasting room may also include ancillary retail sales directly associated with
23 the primary ABM use. An accessory tasting room may not exceed thirty
24 percent (30%) of the gross floor area (GFA) of the ABM facility, not
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26 Food may be sold in a form that is ready to eat at the time of sale; a full
27 service kitchen is not permitted in an accessory tasting room.

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2 Section 5. Section 21.15.135 is added to the Long Beach Municipal
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8 the State of California. An ABM use may include an accessory tasting
9 room as an accessory use. The accessory tasting room may not exceed
10 thirty percent (30%) of the gross floor area (GFA) of the ABM facility, not
11 including restrooms serving the accessory tasting room or ABM facility.
12 Food may be sold in a form that is ready to eat at the time of sale; a full
13 service kitchen is not permitted in ABM facilities or accessory tasting
14 rooms.

15
16 Section 6. Section 21.45.114 is added to the Long Beach Municipal
17 Code to read as follows:

18 21.45.114 Alcohol Beverage Manufacturing and Accessory Tasting
19 Rooms

20 The following special development standards shall apply to Alcohol
21 Beverage Manufacturing (ABM) uses and Accessory Tasting Rooms:

22 1. An ABM and accessory tasting room use shall comply with
23 all federal, state and local laws and regulations, including a valid license
24 from the California Alcohol Beverage Control (ABC) Board for the specific
25 type of alcoholic beverage manufacturing occurring on site.

26 2. An ABM and accessory tasting room use located in a
27 commercial zone shall not exceed six thousand (6,000) square feet of
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1 gross floor area (GFA), unless otherwise permitted by a Conditional Use
2 Permit (CUP).

3 3. An ABM use located in a commercial zone may not exceed
4 production of fifteen thousand (15,000) barrels per year.

5 4. An ABM use located in a commercial zone must include an
6 accessory tasting room.

7 5. An ABM and accessory tasting room may not be located
8 within five hundred (500) feet of the nearest property line of any preschool,
9 kindergarten, elementary, secondary, or high school, as measured from
10 the nearest property line of the site on which the alcohol manufacturing
11 use is located.

12 6. All production activities shall be located completely within the
13 ABM facility. All on-site storage shall be located within the ABM facility.
14 Off-site storage is permitted in those zoning districts where storage and
15 warehousing is permitted.

16 7. The display of alcoholic beverages shall not be located
17 outside of an ABM and accessory tasting room facility.

18 8. The ABM and accessory tasting room use shall not be open
19 to the public, except for the following hours:
20 Manufacturing & Production: 7:00 a.m. – 7:00 p.m. Monday – Saturday; and
21 Accessory Tasting Room: 12:00 p.m. – 9:00 p.m. Sunday – Thursday and
22 11:00 a.m. – 10:00 p.m. Friday – Saturday.

23 9. Service trucks used for the purposes of loading and
24 unloading materials, ingredients, products, and equipment shall be
25 restricted to the hours of 8:00 a.m. – 6:00 p.m. Monday – Friday and 11:00
26 a.m. – 6:00 p.m. on Saturday; the use of service trucks for the purposes of
27 loading and unloading materials, ingredients, equipment and finished
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product shall be prohibited on Sunday.

10. To the greatest extent feasible, access and loading bays are discouraged from facing toward a street.

11. The purchase, consumption, tasting and sales of alcoholic beverages shall be limited to only those products produced on site.

12. Ancillary retail sales shall be limited to only those retail items directly associated with the on-site ABM facility and accessory tasting room.

13. The ABM use or accessory tasting room shall not charge an admission fee, cover charge or require a minimum purchase.

14. A sewage plan and all on site infrastructure shall be approved by the appropriate City departments.

15. The ABM and accessory tasting room use shall comply with Chapter 8.80 "Noise" of the Long Beach Municipal Code.

16. A security plan, including a video surveillance system and exterior lighting plan, satisfactory to the Chief of Police shall be submitted to and approved by the Police Department prior to the issuing of a Certificate of Occupancy. The video surveillance system shall be installed to assist with monitoring the property on both the interior and exterior. A Digital Video Recorder (DVR), capable of exporting images in TIFF, BMP, or JPG format shall be used. Recording shall be retained for no less than thirty (30) days. Exterior lighting shall clearly illuminate the common areas surrounding the building including, but not limited to, the entrance and exit doors, as well as the business address.

17. No more than ten percent (10%) of the square footage of the windows and transparent doors of the premises shall be allowed to bear advertising, signs or any other obstructions. All advertising, signage or

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other obstructions shall be placed and maintained to ensure a clear and unobstructed view of the establishment's interior. Window signs displaying prices shall be prohibited. No advertising or signage shall be placed in the area above three (3) feet or below six (6) feet in height of all windows measured from grade.

18. No publicly accessible exterior pay telephones shall be located on the ABM and accessory tasting room use premises.

19. Tours of the ABM and accessory tasting room use shall occur on regularly scheduled days and times. The operator shall ensure that tours do not negatively impact adjacent businesses or property owners.

20. ABM and accessory tasting room uses located adjacent to or across from residential areas shall be restricted from utilizing natural ventilation practices that may negatively impact neighboring residences and may be required to install mechanical air filtration systems to the satisfaction of the Director of Development Services.

Section 7. The City Clerk shall certify to the passage of this ordinance by the City Council and cause it to be posted in three (3) conspicuous places in the City of Long Beach, and it shall take effect on the thirty-first (31st) day after it is approved by the Mayor.

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OFFICE OF THE CITY ATTORNEY
CHARLES PARKIN, City Attorney
333 West Ocean Boulevard, 11th Floor
Long Beach, CA 90802-4664

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I hereby certify that the foregoing ordinance was adopted by the City Council of the City of Long Beach at its meeting of _____, 20____, by the following vote:

Ayes: Councilmembers: _____

Noes: Councilmembers: _____

Absent: Councilmembers: _____

_____ City Clerk

Approved: _____
(Date)

_____ Mayor