



## Legislation Text

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**File #:** 15-0805, **Version:** 1

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Recommendation to authorize City Manager to execute a Fitness Provider Permit with BAC Management, LLC, dba The Belmont Athletic Club, to use open space at City of Long Beach parks and beaches for group exercise classes and personal training sessions for a term of five years. (District 3)

On July 6, 2010, the City Council approved Use Permit No. 31794 with BAC Management, LLC, dba The Belmont Athletic Club (Belmont Athletic Club), a Long Beach-based business located at 4918 East 2<sup>nd</sup> Street, for use of open space for outdoor group exercise classes and personal training sessions at Livingston Drive Park (Attachment A) and a portion of the beach adjacent to Granada Avenue (Attachment B). Use Permit No. 31794 expired on June 10, 2015, and Belmont Athletic Club would like to continue its approved use of the aforementioned areas.

Belmont Athletic Club has been in business in Long Beach for 30 years and currently has a membership of approximately 2,800. The proposed use will benefit approximately 50-100 of its members that currently participate in small group exercise classes and/or personal training sessions. Personal training sessions will consist of one to two people per session, while small group exercise classes will consist of two to ten people. Belmont Athletic Club will be responsible for ensuring that any items brought and used pursuant to its permitted use are removed promptly at the conclusion of each class and/or session.

The continuation of the permitted activities is consistent with other Department of Parks, Recreation and Marine (PRM) permits for this type of use, and helps address the growing demand for outdoor fitness within City of Long Beach (City) parks and beaches.

The proposed Fitness Provider Permit contains the following major provisions:

- **Term:** Five years, June 1, 2015 through May 31, 2020, with no renewal options.
- **Permitted Use:** Provision and operation of outdoor group exercise classes and personal training sessions within City parks during posted use hours, while adhering to noise and impact abatement conditions consistent with the Long Beach Municipal Code, and/or as directed by the City Manager or his designee.
- **Permit Areas:** Livingston Drive Park and a portion of the beach adjacent to Granada Avenue. Belmont Athletic Club may request use of additional City parks and/or beach sites. Each additional site shall be subject to review and approval, and will be at the discretion of the City Manager or his designee.

- Permit Fee: Pursuant to the fee schedule, Belmont Athletic Club shall pay PRM an annual permit fee of \$350 for use of Livingston Drive Park, and \$350 for use of the beach adjacent to Granada Avenue. Additional approved sites shall increase the annual permit fee by \$350 per site, per year.
- Insurance/Program Liability: Belmont Athletic Club shall provide proof of insurance coverage and a copy of its participant liability waiver, as defined and/or accepted to sufficiency by the City's Risk Manager, on an annual basis or upon policy renewal and/or change.

This matter was reviewed by Deputy City Attorney Linda Vu and Budget Management Officer Victoria Bell on July 27, 2015.

City Council action is requested on August 18, 2015, in order to enable the execution of the Fitness Provider Permit.

Annual revenue in the amount of \$700 from the use of Livingstone Drive Park and City beaches will accrue to the Tidelands Operations Fund (TF 401) in the Parks, Recreation and Marine Department (PR). If additional sites are approved by the City Manager or his designee, annual revenue will increase by \$350 per site, per year. There is no impact to jobs associated with the recommended action.

Approve recommendation.

STEPHEN P. SCOTT  
INTERIM DIRECTOR OF PARKS, RECREATION AND MARINE

APPROVED:

PATRICK H. WEST  
CITY MANAGER