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**Date:** May 11, 2004  
**To:** Honorable Mayor and City Council  
**From:** Councilwoman Laura Richardson, Sixth District *by for LR*  
**Subject:** **AGENDA ITEM No. 9 (A): PERSON-TO-PERSON TRANSFER OF AN ON-SALE BEER AND WINE ALCOHOLIC BEVERAGE CONTROL LICENSE FOR POLLO FELIZ RESTAURANT, 1826 PACIFIC AVENUE.**

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**RECOMMENDED ACTION:**

City Council receive and file the subject application with the attached agreed upon conditions.

Attachment

cc: City Manager  
City Attorney  
City Clerk  
Chief of Police

**Pollo Feliz Restaurant  
1826 Pacific Avenue**

**ON-SALE BEER AND WINE LICENSE  
LIST OF CONDITIONS**

1. A bonafide restaurant must be maintained upon the premises.
2. There shall be no bar or lounge area upon the licensed premises maintained for the purpose of sales, service or consumption of alcoholic beverages directly to patrons for consumption.
3. At all times when the premises are open for business, the sale of alcoholic beverages shall be incidental to the sale of food.
4. Sales, service and consumption of alcoholic beverages shall be permitted only between the hours of 11:00 a.m. and 9:00 p.m. Sunday through Thursday and 11:00 a.m. and 10:00 p.m. Friday and Saturday.
5. Alcoholic beverages shall only be sold to and consumed by patrons while seated at tables in conjunction with meals.
6. Gross sales of alcoholic beverages shall not exceed gross sales of other commodities.
7. The sale of alcoholic beverages for consumption off the premises is strictly prohibited.
8. No alcoholic beverages shall be consumed on any property adjacent to the licensed premises under the control of the licensee.
9. There shall be no pool tables, video games or coin-operated amusement devices maintained upon the premises at any time.
10. There shall be no exterior advertising promoting or indicating the availability of alcoholic beverages.
11. There shall be no adult entertainment, as defined by Section 21.15.110 of the LBMC conducted on the premises.
12. There shall be no live entertainment, amplified music or dancing permitted on the premises at any time.
13. All trash for the premises shall be placed in a closed container and shall be picked up no less than 3 times per week.
14. The petitioner shall be responsible for maintaining free of litter the area adjacent to the premises over which he or she has control.

15. Any graffiti painted or marked upon the premises or on any adjacent area under control of the licensee shall be removed or painted over within 24 hours of being applied.
16. No pay phone will be maintained on the exterior of the premises.
17. The parking lot of the premises shall be equipped with lighting of sufficient power to illuminate and make easily discernable the appearance and conduct of all persons on or about the parking lot. Additionally, the position of such lighting shall not disturb the normal privacy and use of any neighboring residences.
18. Petitioner shall regularly police the area under his or her control in an effort to prevent the loitering of persons about the premises.
19. No noise from the establishment shall be audible beyond the area under control of the licensee.
20. There shall be no sale of "fortified" wine at any time.
21. No individual paper or plastic cups will be sold or given at any time.
22. Any license conditions issued shall be carried forward in any transfer of the applicant's premises.
23. The licensee(s) shall post and maintain a professional quality sign facing the premises parking lot(s) that reads as follows:

NO LOITERING, NO LITTERING,  
NO DRINKING OF ALCOHOLIC BEVERAGES  
VIOLATORS ARE SUBJECT TO ARREST

**I agree to the conditions outlined above.**

  
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Thomas A. Rah  
Pollo Feliz Incorporated

Date: 5-7-04