

CITY of CARPINTERIA, CALIFORNIA



CITY OF CARPINTERIA ENTERTAINMENT LICENSE ADDITIONAL CONDITIONS OF APPROVAL

These conditions of approval and application materials are incorporated into this Entertainment License. These conditions of approval are part of the Entertainment License issued pursuant to Carpinteria Municipal Code (CMC) Section 5.40.080 (License Conditions). The conditions of approval specified herein are established under CMC Section 5.40.080(I) as written or as it may be amended from time to time. In the case of conflict between the application and these conditions of approval, these conditions of approval shall take precedence and are enforceable.

1. Live Entertainment presently is allowed outdoors pursuant to the City of Carpinteria's COVID-19 Outdoor Business Permit Program through December 31, 2023 at 11:59 p.m. (See Ordinance No. 744, 746, 749, 754, 761 & 767). Following the expiration of the COVID-19 Outdoor Business Permit Program, all Live Entertainment shall be conducted indoors consistent with CMC Section 5.40.010.
2. Live Entertainment shall occur for a cumulative maximum of two (2) hours on weekdays (Monday –Thursday) and for a cumulative maximum of six (6) hours on weekends (Friday – Sunday). Live Entertainment shall occur no more than eight (8) hours total in a given week.
3. Live Entertainment involving amplifying equipment shall end by 9:00 p.m. Monday through Thursday and Sundays, and 10:00 p.m. on Friday and Saturday. Live Entertainment outdoors under the COVID-19 Outdoor Business Permit Program shall end 8:00 p.m. on Monday through Thursday and Sundays, and 9:00 p.m. on Friday and Saturday. Live Entertainment shall not start before 9:00 a.m. any day.
4. Live Entertainment conducted indoors shall not be audible farther than 300 feet from the property line. Live Entertainment under the COVID-19 Outdoor Business Permit Program (1) shall not cause a disturbance 500 feet from the property line to persons of normal sensitivity and (2) shall not be audible farther than 750 feet from the property line. Audible means capable of being heard for a duration in excess of ten minutes. If feasible, Live Entertainment should face away from the nearest residential location(s) and avoid unreasonable noise impacts to residential locations.
5. Sound levels shall be reduced or eliminated upon request by law enforcement or code compliance staff, whose instructions shall supersede the CMC and any provision of this Entertainment License.
6. The business owner and manager shall be responsible to comply with the conditions placed on the Entertainment License.

7. The Entertainment License shall be available at the business and made available to law or code compliance staff upon request. The business owner and manager shall maintain records of the number and duration of Live Entertainment events and make those records available to law enforcement or code compliance staff upon request.
8. Within any license year, more than three (3) warnings and citations, in combination, issued by law enforcement or code compliance staff for disorderly conduct, unreasonable noise, a violation of the CMC or permit conditions, or other acts that interfere with public health, welfare and safety, may warrant suspension or revocation of this Entertainment License. Regardless of the above, any one violation (e.g., blatant disregard to law enforcement or code compliance staff instructions or other egregious conduct) may also warrant suspension or revocation of this Entertainment License.
9. Entertainment Licensees also may host live entertainment under a Special Event Permit, Temporary Use Permit or special promotional event, in which cases the conditions imposed on the permit or special promotional event shall govern said live entertainment.
10. At such time that the management or owner changes from those individuals specified in the original application, a revised application shall be submitted to the City for review and approval.
11. Entertainment Licenses are not transferrable to another person, entity or location.
12. The application and Entertainment License do not confer an entitlement or vested right to receive a subsequent Entertainment License.
13. Entertainment Licensees shall abide by all conditions of their ABC license, if applicable.

_____ I acknowledge and agree that City may amend CMC Chapter 5.40 (“Live Entertainment”), and as such, City reserves the right to unilaterally amend (including add or delete) any standard condition or special condition at any time. City may further temporarily suspend live entertainment at any or all location(s) in furtherance of public health, welfare or safety, or to accommodate competing uses in an area (e.g., pandemic health order, or citywide festivals and events).

_____ I have read and understand the requirements listed above. If I have any questions regarding these requirements, I understand that I may contact the Community Development Department about any questions or concerns I might have regarding my Entertainment License.

Signature

Printed Name

Date