

CITY of CARPINTERIA, CALIFORNIA



CITY OF CARPINTERIA ENTERTAINMENT LICENSE ADDITIONAL CONDITIONS OF APPROVALⁱ

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) and 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 involving Amplifying Equipmentⁱⁱ or performed Outdoorsⁱⁱⁱ shall occur for a cumulative maximum of six (6) hours on weekdays (Monday –Thursday) and for a cumulative maximum of nine (9) hours on weekends (Friday – Sunday). Live Entertainment shall occur no more than fifteen (15) hours total in a given week (Monday – Sunday).
2. Live Entertainment involving Amplifying Equipment or performed Outdoors shall end by 9:00 p.m. Monday through Thursday and Sundays, and 10:00 p.m. on Friday, Saturday, the days immediately preceding Holidays,^{iv} and Holidays. Live Entertainment shall not start before 9:00 a.m. any day.
3. Live Entertainment shall face away from the nearest residential location(s) and avoid unreasonable noise impacts to residential locations. Public nuisance provisions, as codified in CMC Chapter 9.70, Public Nuisances, including but not limited to, unreasonably loud noise, continue to apply to licensed Live Entertainment activities.
4. Sound levels shall be reduced or live entertainment ceased upon request by law enforcement or code compliance staff, whose instructions shall supersede the CMC and any provision of this Entertainment License.
5. The business owner and manager shall be responsible to comply with the conditions placed on the Entertainment License.
6. 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 that take place during the License term and make those records available to law enforcement or code compliance staff upon request.
7. Documented warnings or citations 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, shall be subject to the fines and penalties provided for in CMC Chapter 1.06, Administrative Remedies.

Regardless of the above, any one violation or combination of violations (e.g., blatant disregard to law enforcement or code compliance staff instructions or other egregious conduct) also may warrant suspension or revocation of this Entertainment License.

8. 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.
9. 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.
10. Entertainment Licenses are not transferrable to another person, entity, or location.
11. The application and Entertainment License do not confer an entitlement or vested right to receive a subsequent Entertainment License.
12. 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. I acknowledge and agree that violations of these requirements may result in administrative fines and penalties, and/or suspension or termination of my Entertainment License. In addition, I acknowledge and agree that compliance with these requirements may not insulate me or my business from violations of federal, state or local laws and regulations. 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

ⁱ As modified by the City Council on March 25, 2024.

ⁱⁱ “Amplifying Equipment” means any sound system, machine or device used or intended to be used for the amplification of the human voice, music, or any other sound.

ⁱⁱⁱ “Outdoors” means outside of a building or structure, and within a building or structure where an open entryway or opening is larger than a standard door and kept open for extended periods of time.