



**City of
Huntington Beach
Planning & Building
Department**



**Standard Conditions
of Approval
New Restaurants Downtown
Proposing Alcohol sales
and/or Live Entertainment
per Resolution No. 2013-24**



The following Standard Conditions of Approval shall be part of any Conditional Use Permit from the Zoning Administrator or Planning Commission for the creation of any eating and drinking establishment with alcohol beverage sales and/or live entertainment located within the Downtown Specific Plan area, District 1 per Resolution No. 2013-24.

**CONDITIONS: RESTAURANTS
PROPOSING ALCOHOLIC SALES:**

- Hours of operation shall be limited to between 7:00 a.m. to 12:00 a.m. midnight except for businesses proposed in the following locations:
 - West side of 5th Street between Walnut Avenue and Orange Avenue the hours of operation shall be limited to between 7:00 a.m. to 10:00 p.m.
 - East side of 3rd Street between Walnut Avenue and Orange Avenue the hours of operation shall be limited to between 7:00 a.m. to 10:00 p.m.
- A minimum of 70 percent of the net floor area of the establishment shall be designated as a dining area excluding back of house areas (such as areas used for cooking, kitchen preparation, office, storage, and restrooms) and outdoor dining areas.
- Full food service menus shall be served, at a minimum, until one (1) hour before closing, and a cook and food server shall be on duty during these times.
- Alcoholic drinks shall not be included in the price of admission to any establishment.
- There shall be no requirement for patrons to purchase a minimum number of alcoholic drinks.
- All alcohol shall remain on the establishment's premises, including within outdoor dining areas.

- An employee of the establishment must be present at all times in areas within establishment where alcohol is served.
- All areas of the business that are accessible to patrons shall be illuminated to make easily discernible the appearance and conduct of all people in the business.
- Dancing and/or dance floor and/or live entertainment shall be prohibited unless a Conditional Use Permit and Entertainment Permit are approved by the city.
- Games or contests requiring or involving consumption of alcoholic beverages shall be prohibited.
- The establishment shall follow all conditions of the alcohol license issued by the California Department of Alcoholic Beverage Control, as well as all other relevant portions of the Huntington Beach Zoning and Subdivision Ordinance and Huntington Beach Municipal Code.
- No new customers shall be permitted after 30 minutes before closing.
- Last call for drinks shall be no later than 15 minutes before closing.
- Only single-sized drinks and no multiple drinks shall be served after midnight.
- Signage, posters, and advertising with "Do Not Drink and Drive" shall be posted in the business.
- Mandatory Responsible Beverage Service (RBS) training and certification shall be required for new employees within 90 days of being hired and for existing employees every 12 months. Training shall be provided by an ABC approved RBS trainer and records of the training must be maintained on-site for review.
- Establishments shall install and maintain a video surveillance system to monitor public area of premises and shall make the video available to the police department for any criminal or civil investigation.



CONDITIONS: RESTAURANTS PROPOSING ALCOHOLIC SALES AND LIVE ENTERTAINMENT:

- Hours of operation shall be limited to between 7:00 a.m. to 12:00 a.m. midnight except for businesses proposed in the following locations:
 - West side of 5th Street between Walnut Avenue and Orange Avenue the hours of operation shall be limited to between 7:00 a.m. to 10:00 p.m.
 - East side of 3rd Street between Walnut Avenue and Orange Avenue the hours of operation shall be limited to between 7:00 a.m. to 10:00 p.m.
- A minimum of 70 percent of the net floor area of the establishment shall be designated as dining area excluding back of house areas (such as areas used for cooking, kitchen preparation, office, storage, and restrooms) and outdoor dining.
- The seating capacity at all times within the dining area, excluding outdoor dining areas, shall be able to accommodate a minimum of 100 people.
- Full food service menus shall be served, at a minimum, until one (1) hour before closing, and a cook and food server shall be on duty during these times.
- Alcoholic drinks shall not be included in the price of admission to any establishment.
- There shall be no requirement for patrons to purchase a minimum number of alcoholic drinks.
- All alcohol shall remain on the establishment's premises, including within outdoor dining areas.
- An employee of the establishment must be present at all times in areas within establishment where alcohol is served.
- If dancing is allowed, the activity must be specifically identified as part of the Entertainment Permit and only in a pre-approved designated area.

- Games or contests requiring or involving consumption of alcoholic beverages shall be prohibited.
- No outside promoters can be used under any circumstances.
- All exterior doors and windows shall be closed at all times during live entertainment.
- All amplified entertainment conducted by a performer shall be confined indoors at all times.
- If outdoor entertainment is allowed, it shall be limited to:
 - Non-amplified entertainment with no more than two performers.
 - Amplified entertainment limited to ambient music only.
- Any outdoor entertainment shall not be audible beyond 50 feet of the source of the entertainment.
- No entertainment shall be audible beyond 50 feet of the business in any direction.
- All areas of the business that are accessible to patrons shall be illuminated to make easily discernible the appearance and conduct of all people in the business.
- All provisions of the entertainment permit required by section 5.44 of the Huntington Beach Municipal Code shall continue to apply.
- No new customers shall be permitted after 30 minutes before closing.
- Last call for drinks shall be no later than 15 minutes before closing.
- Only single-sized drinks and no multiple drinks shall be served after midnight.
- Signage, posters, and advertising with "Do Not Drink and Drive" shall be posted in the business.
- Mandatory Responsible Beverage Service (RBS) training and certification shall be required for new employees within 90 days of being hired and for existing employees every 12 months. Training shall be provided by an ABC approved RBS trainer and records of the training must be maintained on-site for review.
- Establishments shall install and maintain a video surveillance system to monitor public area of premises and shall make the video available to the police department for any criminal or civil investigation.

Contact Information

Information on applications, zoning requirements, etc. is available by visiting the Third Floor of the Civic Center at 2000 Main Street (Corner of Yorktown and Main) or calling (714) 536-5271, or on the Department of Planning & Building's website:
www.huntingtonbeachca.gov/government/departments/planning-building



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Department of Planning & Building

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