

Planning

(REVISED)

RESOLUTION NO. 90-5357

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF HERMOSA BEACH, CALIFORNIA, GRANTING A CONDITIONAL USE PERMIT ON APPEAL FOR 74 PIER AVENUE, ROBERT'S LIQUOR, AND LEGALLY DESCRIBED AS LOTS 14, BLOCK 12, HERMOSA BEACH TRACT

WHEREAS, the City Council held a public hearing on April 24, 1990 to receive oral and written testimony and made the following Findings:

- A. The sale of general alcoholic beverages is being conducted in an existing establishment already licensed by the Department of Alcoholic Beverage Control;
- B. The proposed use is compatible with surrounding uses;
- C. Strict compliance with the conditions of approval will mitigate any negative impact resulting from the issuance of the conditional use permit;

NOW, THEREFORE, the City Council of the City of Hermosa Beach, California, does hereby approve a Conditional Use Permit, to authorize the sale of general alcohol, at 74 Pier Avenue, subject to the following conditions:

- 1. The hours of operation shall be limited to 8:00 a.m. to 2:00 a.m. daily.
- 2. The establishment shall not adversely affect the welfare of residents, and/or commercial establishments nearby.
- \* 3. The business shall provide adequate management and supervisory techniques to prevent loitering, unruliness, and boisterous activities of the patrons outside the business or in the immediate area.

~~Signs shall be posted conspicuously and prominently at all exits and all check-out stands warning patrons who purchase any and all types of alcoholic beverages that "possession and/or consumption of alcoholic beverages in any public sidewalk, parking lot, beach, and/or any public place is prohibited by law and subject to citation and fine. The City of Hermosa Beach vigorously enforces its liquor laws" Said signs shall be at least 12" X 14", shall be printed in a~~

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~~large type, permanently maintained, and shall be posted in visible locations. A minimum lettering size shall be established by the Planning Director and the Police Department and shall be utilized on the signs.~~

\*5. *Wife*

~~Individual containers of alcohol of 20 ounces or less shall be packaged in clear bags or containers to make the contents of the container visible.~~

\*6.

An employee who is aware of the conditions of this conditional use permit shall be on the premises during business hours.

a. All employees shall be given a copy of the conditional use permit and shall acknowledge by signature that the conditional use permit has been read and understood.

7. Adult magazine "R-Rated" shelf shall be located behind the counter, not accessible to minors.

8. There shall be no sale of sexually explicit "X-Rated" magazines, unless a conditional use permit is obtained, as required by the Zoning Ordinance.

9. There shall be no sale of sexually explicit "X-Rated" video tapes, unless a conditional use permit is obtained, as required by the Zoning Ordinance.

10. Clearly visible signs prohibiting loitering, littering, consumption of alcohol on the premises shall be posted in conspicuous locations.

11. Measures shall be taken to control loitering on the public sidewalk at all times.

12. The exterior of the premises shall be maintained in a neat and clean manner at all time.

13. The signs on the windows shall comply with the City Sign Ordinance.

14. Any violation of the conditions and/or violation of the Hermosa Beach Municipal Code shall be grounds for an immediate revocation hearing and/or citation.

15. The police chief may determine that a continuing police problem exists and may require the presence of a police approved doorman and/or security personnel paid by the business.

16. Any changes to the exterior or interior design shall be subject to review and approval by the Planning Director.

\*17. Prior to the conditional use permit being in effect, the applicant shall submit to the planning department, a signed and notarized "Acceptance of Conditions" form.

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\* 18. A conditional use permit shall be recorded with the deed, and proof of recordation shall be submitted with the planning department. **DONE RECORD # 91-1570700**


19. The Planning Commission may review the conditional use permit and may amend the subject conditions or impose any new conditions if deemed necessary to mitigate detrimental effects on the neighborhood resulting from the subject use.

20. This resolution supersedes P.C. Resolutions 90-2 and 90-20.

PASSED, APPROVED, and ADOPTED this 11th day of December, 1990.

  
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PRESIDENT of the City Council and MAYOR of the City of Hermosa Beach, California

ATTEST:

  
\_\_\_\_\_  
CITY CLERK

APPROVED AS TO FORM:  
  
\_\_\_\_\_  
CITY ATTORNEY

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