

RESOLUTION P.C. 87-41

1 A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF HERMOSA
2 BEACH, CALIFORNIA, APPROVING A CONDITIONAL USE PERMIT AND AN
3 ENVIRONMENTAL NEGATIVE DECLARATION FOR A RESTAURANT EXPANSION AND
4 A BEER/WINE LICENSE IN CONJUNCTION WITH THE OPERATION OF A
5 RESTAURANT AT 1101 AVIATION BOULEVARD.

6 WHEREAS, the Planning Commission held a public hearing on
7 July 21, 1987 to receive oral and written testimony regarding an
8 application for a Conditional Use Permit to allow a beer and wine
9 license for the property at 1101 Aviation Boulevard, legally
10 described as Lot 7, Block 88, Hermosa Heights Tract, and made the
11 following Findings:

- 12 A. The proposed project is consistent with the General Plan;
- 13 B. The project will not negatively impact neighboring residents
14 and properties;
- 15 C. There will not be a separate bar area for the sale of
16 alcoholic beverages;
- 17 D. The existing restaurant is 1581 square feet;
- 18 E. The proposed additions will be a 390 square foot restaurant
19 addition and a 288 square foot patio addition;
- 20 F. The applicant has had a Parking Plan approved per Resolution
21 P.C. 87-42;

22 NOW, THEREFORE, BE IT RESOLVED that the Planning Commission
23 of the City of Hermosa Beach does hereby approve a
24 Conditional Use Permit and Environmental Negative Declaration
25 for a restaurant expansion and on-site sale of beer and wine
26 in conjunction with an existing restaurant at 1101 Aviation,
27 subject to the following conditions:

- 28 1. This Conditional Use Permit shall not be effective, and
therefore, the beer and wine license shall not be issued
until the Planning Director has determined that the applicant
has complied with all of the following conditions of
approval.
2. Development shall be in substantial conformance with
submitted plans and in conformance with all of these listed
conditions; any proposed modifications shall be submitted to
the Planning Department for review and approval.

3. A trash enclosure shall be constructed to conform with City Code.
- 1 4. The applicant shall submit three (3) sets of revised plans to
2 the Planning Department for review and approval. Building
3 Permits shall not be issued and this Conditional Use Permit
4 shall not take effect and therefore, the beer and wine
5 license shall not be issued prior to approval of the plans by
6 the Planning Department.
 - a. The enclosure of the patio addition by 6 foot high walls shall be shown.
- 7 5. Seating in the restaurant shall be limited to 72 patrons.
 - a. Seating in the patio shall be limited to 19 customers.
- 8 6. The service of alcoholic beverages shall be in an
9 establishment that operates a full kitchen and provides full
10 menus. The primary purpose of the establishment shall be the
11 service of food. A restaurant is defined as having gross
12 sales of a minimum of 65% food and 35% beer and/or wine sales
13 computed monthly. Upon request the City may request to
14 review all records submitted to the State Board of
15 Equalization and verify the applicant's books and records.
16 It is understood that the review of these records is
17 confidential.
- 18 7. The hours of operation shall be limited to 6:00 a.m. to
19 12:00, midnight,
- 20 8. The establishment shall not adversely affect the welfare of
21 the residents and/or commercial establishments nearby.
- 22 9. The business shall provide adequate management techniques and
23 supervisory techniques to prevent loitering, unruliness,
24 and boisterous activities of patrons outside the business.
- 25 10. A manager or clerk who is aware of conditions of the
26 Conditional Use Permit shall be on the premises during
27 business hours.
 - a. Each manager shall be given a copy of the Conditional
28 Use Permit and shall acknowledge by signature that the
Conditional Use Permit has been read and understood.
11. All alcoholic beverages shall be served in non-throw-away
glass containers, including beer and wine.
12. The Director of Public Safety may determine that a continuing
police problem exists and may require the presence of a
police approved doorman and/or security personnel.
13. Any violation of the conditions of approval and/or
violation of the Hermosa Beach Municipal Code and
Resolution P.C. 87-42 (Parking Plan) may be grounds for a

public hearing for the revocation of the Conditional Use Permit.

1 14. The exterior of the premises including parking areas shall be
2 maintained in a neat and clean manner at all times.

3 15. Any changes to the interior layout shall be subject to review
4 and approval by the Planning Commission.

5 16. Prior to a Conditional Use Permit being in effect, the
6 applicant shall submit to the Planning Department, a signed
7 and notarized "Acceptance of Conditions" form.

8 17. A Conditional Use Permit shall be recorded with the deed, and
9 proof of recordation shall be submitted to the Planning
10 Department.

11 18. The Planning Commission may review the Conditional Use Permit
12 and may amend the subject conditions or impose any new
13 conditions if deemed necessary to mitigate detrimental
14 effects on the neighborhood resulting from the subject use.

15 19. There shall be a six month review (January 5, 1988) of this
16 Conditional Use Permit.

17 VOTE: AYES: Comms. Peirce, Compton, Rue, Chmn. Sheldon
18 NOES: None
19 ABSTAIN: None
20 ABSENT: None

CERTIFICATION

21 I hereby certify that the foregoing Resolution P.C. 87-41 is a
22 true and complete record of the action taken by the Planning
23 Commission of the City of Hermosa Beach, California at their
24 regular meeting of July 21, 1987.

25 Chuck Sheldon
26 Chuck Sheldon, Chairman

27 Michael Schubach
28 Michael Schubach, Secretary

8/4/87
Date

Fee: \$100.00
Receipt Number: 2588235
Geo Code: 1924
License Number: 608441

APPLICATION:

The undersigned hereby applies for a Temporary Permit, as described above, to be issued in the following name for the premises described below:

SPUMONI RESTAURANT - H.B., LLC

Premises Address:

**1101 AVIATION BLVD
HERMOSA BEACH, CA 90254**

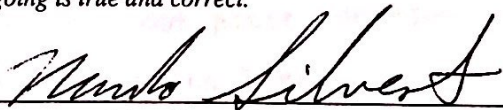
Type of License: **41 - On-Sale Beer and Wine - Eating Place**

The applicant, on **July 31, 2019**, filed an application for transfer of the license presently issued for the above-described which license No. **403716** was surrendered to the Department on July 31, 2019.

DECLARATION:

Should this permit be issued, the undersigned declares that all obligations in connection with the purchase of alcoholic beverages under this Temporary Permit will be discharged, and that all checks issued in payment for alcoholic beverages purchased while holding the Temporary Permit will be honored on presentation.

I declare under penalty of perjury that the foregoing is true and correct.



(Applicant's Signature)

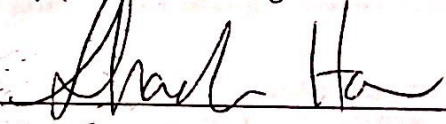
Executed at Long Beach/Lakewood, this 31st day of July, 20 19.

PERMIT:

The above-named applicant and the above-named premises are hereby temporarily permitted to engage in the purchase and sale of alcoholic beverages, in accordance with the provisions of Section 24045.5 of the Alcoholic Beverage Control Act as it appears on this permit.

Director of Alcoholic Beverage Control

Effective July 31, 2019 to November 27, 2019.

By 

Ser B. Beach