

Special Instructions for:

**ALCOHOLIC BEVERAGES (CUE) – LAMC 12.24 X 2**

*City of Los Angeles – Department of City Planning*

**ZONE CODE SECTIONS: 12.24X2 for an alcohol use only for on-site consumption of beer and wine under specific conditions as part of a restaurant service, 12.27 C for public hearing procedures.**

The **MASTER LAND USE APPLICATION INSTRUCTION SHEET-500' RADIUS** should also be followed.

**ADDITIONAL INFORMATION/FINDINGS:** The following questions should be answered either on the form or on additional sheets.

- a. If the restaurant is existing, approximately how long has it been in this location? \_\_\_\_\_.
- b. How many stories are in the building? \_\_\_\_\_. What story is the restaurant on? \_\_\_\_\_.
- c. At all times when the premises are open for business, will the sale of alcoholic beverages be incidental to the sale of food? yes/no \_\_\_\_\_. If no, explain \_\_\_\_\_.
- d. Will the quarterly gross sales of alcoholic beverages exceed the gross sales of food, meals or other commodities during the same period? yes/no \_\_\_\_\_. Approximately what percent of quarterly gross sales will be alcoholic beverages? \_\_\_\_\_ percent.
- e. Is the kitchen a "room" defined as an unsubdivided portion of the interior of a building? yes/no \_\_\_\_\_. What type of cooking facilities does the kitchen have? \_\_\_\_\_. Approximately how many square feet are in the kitchen? \_\_\_\_\_.
- f. Will alcoholic beverages be sold for off-site consumption? yes/no \_\_\_\_\_. If yes, answer the following three questions. What percent of the restaurant floor area is for sit-down service of food and beverages (exclusive of the kitchen, restroom, storage and utility areas)? \_\_\_\_\_ percent. Is prepared and unprepared food sold at the restaurant? yes/no \_\_\_\_\_. Is this restaurant a delicatessen? yes/no \_\_\_\_\_.
- g. Are all alcoholic beverages to be served at tables or sit-down counters by employees of the restaurant? yes/no \_\_\_\_\_. Approximately what percent of the gross sale of food will be take-out? \_\_\_\_\_ percent. Will all food be served to patrons at tables and sit-down counters by employees of the restaurant? yes/no \_\_\_\_\_.
- h. Is there an outdoor eating area? yes/no \_\_\_\_\_. If yes, how many square feet are in this area? \_\_\_\_\_. How many seats? \_\_\_\_\_.
- i. What are the existing or proposed hours of operation and which days of the week will the establishment be open? \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_.
- j. What is the maximum occupancy load (number of patrons)? \_\_\_\_\_. What is the maximum number of seats? \_\_\_\_\_.
- k. What is the number of employees on the largest work shift? \_\_\_\_\_.

- l. Give total number of parking spaces on the site \_\_\_\_\_. How many spaces are assigned to restaurant? \_\_\_\_\_. If spaces are not available on the site, have arrangements been made for off-site parking? yes/no \_\_\_\_\_. If yes, where are they located? \_\_\_\_\_.
- m. Are there any video game machines in the restaurant? yes/no \_\_\_\_\_. If yes, how many? \_\_\_\_\_.
- n. Is there a juke box or other type of music machine? yes/no \_\_\_\_\_. Is there any dancing or live entertainment? yes/no \_\_\_\_\_. If yes, please explain \_\_\_\_\_.
- o. Is a full line of alcoholic beverages to be served or beer and wine only? \_\_\_\_\_.
- p. Are there other facilities on this site that sell alcoholic beverages for consumption on the premises? yes/no \_\_\_\_\_. If yes, list the address of each and give maximum number of patrons for each address \_\_\_\_\_.
- q. What type of alcoholic beverage (ABC) license is being requested from State? \_\_\_\_\_. Give license type No. \_\_\_\_\_.
- r. Did this facility have a prior license to sell alcoholic beverages? yes/no \_\_\_\_\_. If it has, when was it last licensed? \_\_\_\_\_. Give license history below. Obtain this information from the State of California Alcoholic Beverage Control Office (in the area of the City where the site is located).  
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\_\_\_\_\_

- s. **FINDINGS.** Provide the following information either on the form or on additional sheets. In order to grant your request, the following findings/questions must be addressed. Please try to explain as best as possible, how your request conforms to the following requirements:
  - 1. Explain how the project will enhance the built environment in the surrounding neighborhood or will perform a function or provide a service that is essential or beneficial to the community, city, or region;
  - 2. Explain how the project's location, size, height, operations and other significant features will be compatible with and will not adversely affect or further degrade adjacent properties, the surrounding neighborhood, or the public health, welfare, and safety;
  - 3. Explain how the project substantially conforms with the purpose, intent and provisions of the General Plan, the applicable community plan, and any applicable specific plan.

Accuracy of information submitted will speed the processing of your application. If, during the processing of your application, it is discovered that it has been improperly prepared or that required information has not been submitted, the application will be held in abeyance until it has been corrected or the omitted information furnished in a proper manner.

**AGREEMENT TO COMPLY**

That (we) (I) \_\_\_\_\_  
(are)(am) responsible for the operation of a restaurant at:

\_\_\_\_\_  
Street Address

and have read and fully understand Section 12.24X2 of the Municipal Code under which a Zoning Administrator may except certain restaurants from the zoning regulations regarding sale of alcoholic beverages for on-site or off-site consumption and that (we) (I), do hereby promise, covenant and agree to and with the City of Los Angeles and the City Zoning Administrator that said restaurant will conform and its operation will be conducted in full compliance with the following conditions:

- a. Adequate seating arrangements for sit-down patrons are provided in the restaurant not to exceed seating capacity for 50 persons (as determined by Department of Building and Safety for building occupancy);
- b. That the restaurant contains a kitchen as defined in Section 12.03.
- c. That the primary use of the restaurant is for sit-down service to patrons.
- d. That any take-out service is only incidental to the primary sit-down use.
- e. That the restaurant must not be located within 600 feet of a hospital, church, school (including day care center), public park or playground or youth facility.
- f. Alcoholic beverages are sold or dispensed for consideration for consumption on the premises only, and only when served at table or sit-down counters by employees of the restaurant, except that beer and wine only may be sold or dispensed for consideration for consumption beyond the premises in a delicatessen (restaurants having regular take-out sales of prepared and unprepared foods) where the primary sit-down food and beverage service occupies in excess of 50 percent of the floor area (exclusive of kitchens, restrooms, storage, utility areas) of the premises;
- g. No dancing or live entertainment is permitted in the restaurant;
- h. No separate cocktail lounge or bar is located in the restaurant;
- i. No alcoholic beverages or beer or wine are served in conjunction with the operation of any billiard or pool hall, bowling alley or adult entertainment business as defined in Section 12.70 of this Code;
- j. Alcoholic beverages shall not be sold or dispensed or allowed to be consumed on the premises between the hours of midnight and 6 o'clock a.m.
- k. That this covenant and agreement shall be binding only as long as (we are) (I am) responsible for the operation of the restaurant or until other arrangements have been made with the Zoning Administrator of said City.

(signature page follows)

Applicant/Licensee \_\_\_\_\_  
Signed

Print Name \_\_\_\_\_

Mailing Address \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Notary Public

Day Time Phone No. \_\_\_\_\_

Subscribed and sworn to before me this \_\_\_\_\_ day of \_\_\_\_\_, 20 \_\_\_\_\_