

ZONING ADMINISTRATOR MEETING MINUTES

Garden Grove City Hall
11222 Acacia Parkway
Third Floor City Council Conference Room

October 25, 2012, 9:00 a.m.

Those present: Susan Emery, Zoning Administrator
Karl Hill, Planning Services Manager
Chris Chung, Associate Planner
Ed Leiva, Police Department
Jim Hughes, Fire Department
Judy Moore, Recording Secretary

Susan Emery, Zoning Administrator, called the meeting to order at 9:00 a.m.

CONDITIONAL USE PERMIT NO. CUP-360-12

APPLICANT: Paloma Munoz

LOCATION: 13129 Harbor Boulevard

DATE: October 25, 2012

REQUEST: To operate an existing restaurant, Sabroso Mexican Grill, with a new original Alcoholic Beverage Control Type "41" (On-Sale, Beer and Wine, Public Eating Place) License. The site is in the HCSP-DC (Harbor Corridor Specific Plan – District Commercial) zone.

Staff report was read and recommended approval. The Zoning Administrator opened the public hearing.

Staff emphasized Condition No. 16, that any staff serving alcohol must complete the LEAD training (Licensee Education on Alcohol and Drugs) or an ABC approved RBS (Responsible Beverage Service) program prior to serving alcohol.

The applicant, Ms. Paloma Munoz, stated that she had already visited the ABC for the required documents.

Staff also noted Condition No. 17, that any violations of the Conditional Use Permit could result in administrative citations of up to \$1,000 by the Police Department. Staff then referred to Condition No. 25, stating that no live entertainment was permitted, such as dancing, karaoke, solo performers, live music, sports bar or disc-jockey entertainment, including amplified music. Finally, staff noted Condition No. 26, that no raised platform, stage or dance floor was allowed on the premises at any time.

The Zoning Administrator asked the applicant if she had read and agreed with the Conditions of Approval. Ms. Munoz replied yes.

With no further comments or questions, the Zoning Administrator closed the public hearing and approved Conditional Use Permit No. CUP-360-12, pursuant to the facts and reasons contained in Decision No. 1662-12.

Zoning Administrator Minutes

CONDITIONAL USE PERMIT NO. CUP-254-08 (REV. 12)

APPLICANT: Diego Barriga

LOCATION: 13221 Garden Grove Boulevard

DATE: October 25, 2012

REQUEST: To amend the Conditions of Approval for an existing 1,254 square foot bar, Office Bar, to allow live entertainment in the form of a three-piece band, karaoke, and a disc-jockey (DJ). Currently, the establishment operates with an existing State Alcoholic Beverage Control (ABC) Type "48" (On-Sale, General, Public Premises) License approved under Conditional Use Permit No. CUP-254-08. The site is in the C-3 (Heavy Commercial) zone.

Staff report was read and recommended approval. The Zoning Administrator opened the public hearing.

Staff referred to Condition No. 13 and stated that a Type "48" ABC License was for a bar to be open until 2:00 a.m. seven days a week; that if problems arose, the Chief of Police had the authority to revise the hours of operation; that if there were repeated issues the hours could be reduced; and, that typically there were problems at bars associated with live entertainment.

Staff then emphasized Condition No. 21, that any violations of the Conditional Use Permit could result in administrative citations of up to \$1,000 by the Police Department. Also, staff noted Condition No. 27, that live entertainment was permitted only in the form of a three-piece band, karaoke, and a disc-jockey; and, that no other forms of live entertainment would be permitted on the premises.

Staff then noted Condition No. 33, that no female employee could sit with customers, and Condition No. 41, that no smoking was allowed inside the establishment.

Staff also stated that the number of people allowed in the establishment was 49 or less, and that per Condition No. 9, the occupancy load must be posted and be clearly visible; and, that due to the bar being small, staff cautioned that a band could attract larger numbers of people.

The applicant's representative, Mr. Gabriel Barriga, explained that the music would be karaoke and a three-man band comprised of drums, accordion, and guitar; and, that the music would be Hispanic in nature drawing in regular customers.

The Zoning Administrator asked staff if there had been calls for Police service. Staff replied no, however, the addition of entertainment could add problems.

The Zoning Administrator asked the applicant, Mr. Diego Barriga, how long had he owned the business. Mr. Barriga replied, three years, since 2008.

The Zoning Administrator then commented that by running the bar with no calls for service and having good management, as he adds on, there would be success and control. Staff added that this bar was one of a few in the City of Garden Grove.

The Zoning Administrator asked the applicant if he had read and agreed with the Conditions of Approval. Mr. Barriga replied yes.

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With no further comments or questions, the Zoning Administrator closed the public hearing and approved Conditional Use Permit No. CUP-254-08 (REV. 12), pursuant to the facts and reasons contained in Decision No. 1663-12.

COMMENTS BY THE PUBLIC – None.

The meeting was adjourned at 9:20 a.m.

Judy Moore
Recording Secretary