

**CITY OF MANHATTAN BEACH  
COMMUNITY DEVELOPMENT DEPARTMENT**

**TO:** Planning Commission

**THROUGH:** Richard Thompson, Director of Community Development

**FROM:** Laurie B. Jester, Planning Manager

**DATE:** October 28, 2009

**SUBJECT:** Consideration of Code Amendments to Allow All Restaurants, Bars, Hotels, Facilities Within Hotels, and Similar Commercial Businesses to Remain Open Until 1:00 AM on New Years

**RECOMMENDATION**

Staff recommends that the Planning Commission **CONDUCT THE CONTINUED PUBLIC HEARING**, and **PROVIDE DIRECTION TO STAFF**.

**BACKGROUND**

This request was brought before the Planning Commission based on direction from the City Council. The Council had received a request for extended holiday hours from the Downtown Business and Professional Association (DBPA). In August the Council amended the Code to allow businesses to stay open to the hours allowed on Saturday if New Years Eve occurs midweek.

On September 9, 2009 the Planning Commission held a public hearing and discussed the proposed Code Amendments. That staff report has the complete background and project description. At that hearing the proposal also included allowing extended hours on the Sundays before Memorial Day and Labor Day. The consensus of the Commission was that there was not support to consider extended hours on those days, but staff should bring back additional information for consideration for New Years. The Commission specifically requested that staff look into the following:

1. Provide input from the DBPA and the Chamber of Commerce, and the businesses that would be impacted by the proposal
2. Provide information on what neighboring jurisdiction are doing
3. Provide more input from the Police Department
4. Provide General Plan goals and policies
5. Explore an administrative approval process for individual requests for extended hours

The Planning Commission continued the item to October 14<sup>th</sup> and at that time Staff reported that we were still in the process of preparing the requested information and the item was continued to tonight's meeting.

## **DISCUSSION**

### ***Downtown Business and Professional Association (DBPA) and the Chamber of Commerce***

Staff contacted the DBPA and the Chamber of Commerce, and asked for their input and input from their members and the businesses that would be impacted by the proposal. Both groups indicated that they were supportive of regulations that would allow some flexibility for longer hours for businesses on New Years. Attached are letters from the groups indicating their support.(Exhibit A)

### ***Neighboring Jurisdictions***

Staff contacted a number of neighboring jurisdictions to find out if they extend New Years Eve hours, if they are more lenient with enforcement during that time, or any other relevant regulations that they may have. Staff contacted the Cities of Hermosa Beach, Redondo Beach, El Segundo, Culver City, Santa Monica and Pasadena. None of these Cities have blanket ordinances that allow extended hours on New Years. Some cities will put conditions in the Use Permit that will allow extended hours on New Years and/or other holidays. All of the jurisdictions indicated that they enforce closing hours as stated in the Use Permit and the State Department of Alcoholic Beverage Control (ABC) alcohol license. A number added that it has never really been an issue and they do not proactively enforce, they follow up if there is a complaint that is received.

### ***Police Input***

Staff has had several discussions with the Police Department about this proposal. Police are concerned with a number of issues related to extending New Years Eve hours. First the extension could be in violation of the ABC license, and sometimes the ABC license may have additional conditions or more restrictive hours than the City's Use Permit approval. The ABC will not extend hours of service allowed by their license on special dates such as New Years. A request was once made by one of the local bars that is required to close at midnight midweek to allow an extension to 1:00 am on a New Years that fell midweek, and the Police indicated that it was quickly denied by the ABC. The owner decided to not open at all that evening instead of closing at midnight and having unhappy customers.

The Police Department reviewed their call for service logs for disturbances for the past 15 months for businesses with alcohol licenses. Nineteen businesses had disturbance calls and seven businesses had ABC violations. Of the 19 businesses only 4 are businesses that are required by their Use Permits to close before 1:00 AM. Thirteen of the 19 are allowed to stay open until 2 AM. Seventeen of the 19 businesses are Downtown, one is on Sepulveda and one is on the North End.

The Police Department also indicated that having all the bars close at the same time would place a demand on the limited franchised cab companies. They are concerned that could lead to drunk driving if cabs are not available. They also are concerned that this would leave a lot of people on the street, they could be involved in criminal activity, cause noise disturbances, and become victimized. Not only are the Police concerned with limited cab availability but at 1:00 am the Police have the graveyard crew working which is their smallest shift.

Planning staff also discussed the possibility of an administrative process for approval of extended hours with the Police Department. They indicated that a fee would need to be assessed

for the application to cover staff costs for processing the request, as well as follow-up on the enforcement of the approval. They indicated that there may be false expectations that all applications would be approved, and if denied applicants would feel that they were not treated fairly. The Police Department indicated that they would like specific criteria for any approval process. For each individual application they would like to consider proximity to residential uses, number of historical calls for service, ABC violations, and whether the establishment allowed dancing or entertainment, or had any outdoor areas.

### ***General Plan Goals and Policies***

The following are the General Plan Goals and Policies that staff believes are applicable to the proposal.

#### ***Land Use Element***

Under the heading “Protecting Residential Neighborhoods” are the following goals and policies:

Goal LU-5: Protect residential neighborhoods from the intrusion of inappropriate and incompatible uses.

Policy LU-5.1: Require the separation or buffering of residential areas from businesses which produce noise, odors, high traffic volumes, light or glare, and parking through the use of landscaping, setbacks, or other techniques.

Policy LU-5.7: Recognize the unique qualities of mixed-use areas and balance the needs of both the residential and commercial uses. (This Policy is also included throughout the Land Use Element in all of the Commercial sections)

Under the heading “Vibrant and diverse commercial areas” are the following goals and policies:

Goal LU-6: Maintain the viability of the commercial areas of Manhattan Beach.

Policy LU-6.1: Support and encourage small businesses throughout the City.

Policy LU-6.2: Encourage a diverse mix of businesses that support the local tax base, are beneficial to residents, and support the economic needs of the community.

Under the heading “A Vibrant Downtown” is the following goals:

Goal LU-7: Continue to support and encourage the viability of the Downtown area of Manhattan Beach.

Policy LU-7.1: Encourage the upgrading and growth of businesses in the Downtown area to serve as a center for the community and to meet the needs of local residents and visitors.

Under the heading “Regional-serving commercial Districts” are the following goals and policies:

Goal LU-8: Maintain Sepulveda Boulevard, Rosecrans Avenue, and the commercial areas of Manhattan Village as regional-serving commercial districts.

Policy LU-8.1: Ensure that applicable zoning regulations allow for commercial uses that serve a broad market area, including visitor-serving uses.

Policy LU-8.2: Support the remodeling and upgrading needs of businesses as appropriate within these regional serving commercial districts.

Under the heading “North End/El Porto” are the following goals and policies:

Goal LU-9: Preserve the low-intensity, pedestrian-oriented character of commercial areas in the North End and El Porto.

Policy LU-9.1: Provide zoning regulations that encourage neighborhood-oriented businesses within these areas.

*Community Safety Element*

Under the heading “Police Services” is the following goal:

Goal CS-4: Maintain a high level of police protection services.

*Noise Element*

Goal N-2: Incorporate noise considerations into land use planning decisions.

Policy N-2.2: Ensure acceptable noise levels near residences, schools, medical facilities, and other noise-sensitive areas.

Policy N-2.5: Require that the potential for noise be considered when approving new development to reduce the possibility of adverse effects related to noise generated by new development, as well as impacts from surrounding noise generators on the new development.

Goal N-3: Minimize the impact of non-transportation noise sources.

Policy N-3.4: Recognize in the Noise Ordinance that nighttime noise levels create a greater sensitivity than do daytime noise levels.

***Administrative Process- Temporary Use Permit***

Section 10.84.110 of Chapter 10.84, entitled Use Permits, Variances and Minor Exception establishes, the Temporary Use Permit process. The application is currently used for temporary events such as circuses, carnivals, and Christmas tree and pumpkin lots. . Staff believes that this process could be modified to allow businesses to request extension of hours on New Years Eve. This process has all of the criteria for the Director to review an application and make an administrative decision. The section has an established application, fee, process, findings and conditions. No public notice or hearing is required. Decisions on Temporary Use Permits are made by the Director of Community Development. Applications are routed to other Departments, such as Fire, Building,

Police, and Traffic, as necessary based on the specific request. Specific findings must be met in order to approve an application, that the use is consistent with the General Plan and that it will not be detrimental to the public health, safety, and welfare. Conditions may be placed on the application to ensure compatibility with the existing uses in the surrounding area. The Directors decision may be appealed to the Planning Commission. The fee for a Temporary Use Permit is \$450, and it is an annual application that is valid for a maximum of 30 days. The application take a few weeks to process.

### ***Discretionary Process- Use Permit***

Chapter 10.84, entitled Use Permits, Variances and Minor Exception also establishes, the Use Permit process. The application is currently used for a wide variety of uses that are not permitted by right in a zone as there may be unusual site development features or operational characteristics that require special consideration so that the use is compatible with the surrounding area. A Use Permit requires a noticed public hearing before the Planning Commission. Notices are mailed to all owners within a 500' radius of the property requesting the Use Permit and the notice is published in the paper. All parties have a opportunity to voice concerns prior to or at the Planning Commission public hearing.

Use Permits have an established application, fee, process, findings and conditions. Decisions are made by the Planning Commission and the Planning Commission decision is then forwarded to the City Council as a receive and file item. Applications are routed to other Departments, such as Fire, Building, Police, Public Works and Traffic, as necessary based on the specific request. Specific findings must be met in order to approve an application, that the use is consistent with the purpose of the zoning district in which it is located, is consistent with the General Plan, that it will not be detrimental to the public health, safety, and welfare, and will not adversely impact nearby properties. Conditions may be placed on the application to ensure compatibility with the existing uses in the surrounding area and ensure that the required findings are met. The Planning Commission decision may be appealed to the City Council.

The fee for a Use Permit is \$5,200, although most businesses already have Use Permits so the amendment fee would be \$4,730. A Use Permit is a one time application that runs with the land so once it is approved it passes on to future owners and operator of an establishment, as long as the use is consistent with the Use Permit approval. The application take three to four months to process.

**CONCLUSION:**

Staff requests that the Commission conduct the continued public hearing and provide direction to prepare a Resolution recommending approval of Code Amendments to the City Council to allow businesses to close at 1:00 AM with approval of either:

- 1- A Temporary Use Permit, OR
- 2- A Use Permit

After discussions with the DBPA, the Chamber of Commerce and the Police Department, it is anticipated that staff will receive less than a dozen requests per year.

**ATTACHMENTS:**

- Exhibit A: Letters from DBPA, Chamber of Commerce, and members
- Exhibit B: Chapter 10.84- Use Permits, Variances and Minor Exception- (Excluding Section 10.84.120- Minor Exceptions)
- Exhibit C: Map of Eating and Drinking Establishments and Hours of Operation- Citywide
- Exhibit D: Summary Chart of Eating and Drinking Establishments Saturday Closing Hours- Citywide
- Exhibit E: Detail Chart of Eating and Drinking Establishments – Citywide
- Exhibit F: Chart of Saturday Closing Hours- Citywide

**Laurie B. Jester**

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**From:** Mary Ann Varni [maryann@downtownmanhattanbeach.com]  
**Sent:** Tuesday, October 20, 2009 3:31 PM  
**To:** Laurie B. Jester  
**Subject:** FW: New Years Extended hours- PC 10-28-09



October 20, 2009

City of Manhattan Beach Planning Commission

Sandra Seville-Jones  
Martha Andreani  
Jim Fasola  
Kathleen Paralusz  
David Lesser

Dear Commission Board:

The Downtown Manhattan Beach Business Association held their monthly board meeting a couple of weeks ago. After discussing the request put in by the DPBA to extend New Years Eve hours to 1am every year in Manhattan Beach, the Board of Directors made an overwhelming motion to support the extra hour.

New Years Eve is a Holiday of new beginnings, resolutions, and most importantly a time that most gather with family & friends. Given the small community in which we live and how easy it is to get around our City, by foot or otherwise, the request to allow people to sit a little longer after the ball drops and the clock strikes midnight adds to the small town charm we all enjoy in Manhattan Beach.

It would be more pleasant for our customers to know they can stay, and not be asked to leave at midnight due to a curfew on New Year's Eve.

We ask you as a Board that represents a small association to please consider extending the hours in Manhattan Beach Restaurants on New Year's Eve, each year, to 1am.

Thank you.

Cheers,



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10/20/2009

Mary Ann Varni  
Executive Director/  
Downtown Manhattan Beach  
Business & Professional Association  
1104 Highland Avenue, Suite N  
P.O. Box 3298  
Manhattan Beach, CA 90266  
310-379-9901  
(fax) 310-372-0767  
[www.downtownmanhattanbeach.com](http://www.downtownmanhattanbeach.com)

cc: Richard Thompson

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**From:** Laurie B. Jester [mailto:[ljester@citymb.info](mailto:ljester@citymb.info)]  
**Sent:** Monday, October 19, 2009 5:15 PM  
**To:** Helen Duncan; Mary Ann Varni  
**Subject:** New Years Extended hours- PC 10-28-09

Just a reminder- I am finalizing my staff report tomorrow so any input, letters, e-mails, attachments etc. would be appreciated!  
Thanks Laurie

Laurie B. Jester  
Planning Manager  
City of Manhattan Beach  
1400 Highland Avenue  
Manhattan Beach, CA 90266

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Phone: 310-802-5510  
Fax: 310-802-5501

**EXHIBIT A**  
PC 117. 10/28/09  
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October 20, 2009

City of Manhattan Beach Planning Commission

Sandra Seville-Jones  
Martha Andreani  
Jim Fasol  
Kathleen Paralusz  
David Lesser

Dear Commission Board:

The Manhattan Beach Chamber of Commerce takes this opportunity to support the DPBA to extend New Years Eve hours to 1 a.m. every year in Manhattan Beach.

New Years Eve is a special holiday that celebrates new beginnings. We feel that it is a burden on the Manhattan Beach restaurants to be forced to close prior to midnight. We ask that the customers to rush out prior to the ball dropping. We don't want our tax dollars going to our neighboring cities because of this restriction.

We ask you as a Board to represent the local restaurants. I thank you in advance.

Sincerely,



Helen Duncan  
President/CEO

**EXHIBIT A**

PC Mtg. 10/28/09

Pg. 3 of 6

**Laurie B. Jester**

**From:** surfkb2002@aol.com  
**Sent:** Tuesday, October 20, 2009 12:05 PM  
**To:** Laurie B. Jester  
**Cc:** maryann@downtownmanhattanbeach.com  
**Subject:** Fwd: New Years Extended hours- PC 10-28-09  
**Follow Up Flag:** Follow up  
**Flag Status:** Red

our customers will have a reasonable expectation that they will be able to ring in the New Year with a song, a glass of champagne and a kiss---to not be able to accomodate them by being open an hour later would just be inconsistent with everything that Manhattan Beach is supposed to stand for.....which is good clean wholesome fun.....

thanks,

ken stickney

Memphis at the Beach

From: Mary Ann Varni <maryann@downtownmanhattanbeach.com>  
To: 'Becker's Bakery' <tbecker55@adelphia.net>; 'Bob Beverly' <bobbeverly@earthlink.net>; 'Cafe Pierre' <guy@cafepierre.com>; 'Chakra' <emilytj@gmail.com>; 'Cold Stone' <dwright.oh@verizon.net>; 'Darren's' <chef\_darren@hotmail.com>; 'Ebizo's' <nkenta@cox.net>; 'El Sombrero' <aregano@earthlink.net>; 'fdklutka@yahoo.com'; 'Fonz's' <dannyboehle@hotmail.com>; 'Fonz's' <walter\_tomlinson35@hotmail.com>; 'Hennesey's' <hennesseysmb@adelphia.net>; 'Hennessey's' <brianbeckman@dslxtreme.com>; 'Julie Hantzarides' <oldveniceonline@yahoo.com>; 'Le Pain' <lpenq@pqus.com>; 'Le Pain' <jmoran@pqus.com>; 'Mama D's' <froglover1997@yahoo.com>; 'Manhattan Beach Creamery' <michael\_kornbluth@yahoo.com>; 'Mary Ann Varni' <maryann@downtownmanhattanbeach.com>; 'Memphis' <surfkb2002@aol.com>; 'Michael Choy' <mchoy@peets.com>; 'Mike Simms' <mike@simmszys.com>; 'Mike Zislis' <zislis@shadehotel.com>; 'Mr. Cecils California Ribs' <mrcecil.jonathan@yahoo.com>; 'Petros Benekos' <info@petrosrestaurant.com>; 'Pomodoro' <manhattanbeach@pastap.com>; 'Sashi Sushi & Sake Lounge' <info@sashimb.com>; 'Sashi Sushi & Saki Lounge' <greg@sashimb.com>; 'Sharks Cove' <melindamc5@aol.com>; 'Shellback' <shellbacktavern@earthlink.net>; 'Subway' <waltcarlos@earthlink.net>; 'Sun & Moon' <info@sunandmooncafe.com>; 'Talias' <flyfishron@aol.com>; 'The Kettle' <byronskee@aol.com>; 'Uncle Bills Pancake House' <unclebillspancakehouse@cox.net>; 'Wahoo's (tonyrusso@wahoos.com)' <tony.russo@wahoos.com>  
Sent: Tue, Oct 20, 2009 11:14 am  
Subject: FW: New Years Extended hours- PC 10-28-09

Restaurants owners,

See below and write your letter as well as attend the meeting.

Mary Ann Varni  
Executive Director/  
Downtown Manhattan Beach  
Business & Professional Association  
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P.O. Box 3298  
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**EXHIBIT A**  
PC Mtg. 10/28/09

Pg. 4 of 6

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**Sent:** Monday, October 19, 2009 5:15 PM  
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Thanks Laurie

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Phone: 310-802-5510  
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**EXHIBIT A**  
PC Mtg. 10/28/09

M. SOPB

**Laurie B. Jester**

**From:** surfkb2002@aol.com  
**Sent:** Thursday, October 22, 2009 9:37 AM  
**To:** Laurie B. Jester  
**Subject:** Fwd: New Years Extended hours- PC 10-28-09

The restaurant industry has been hit hard this past year.  
The simple truth is that every hour counts for us to make money (especially on Holidays and Weekends).  
We need this to survive till summer,  
Chris Bredesen  
Memphis at the Beach

Restaurants owners,

See below and write your letter as well as attend the meeting.

Mary Ann Varni  
Executive Director/  
Downtown Manhattan Beach  
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Laurie B. Jester  
Planning Manager  
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1400 Highland Avenue  
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--  
Christopher Bredesen

Cell: (310) 292 4395  
[Christopher.Bredesen@gmail.com](mailto:Christopher.Bredesen@gmail.com)

**EXHIBIT A**  
PC Mtg. 10/28/09

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## **Chapter 10.84 USE PERMITS, VARIANCES AND MINOR EXCEPTIONS**

### **Sections:**

[10.84.010 Purposes.](#)

[10.84.020 Authority of Planning Commission.](#)

[10.84.030 Initiation.](#)

[10.84.040 Notice and public hearing.](#)

[10.84.050 Duties of Planning Commission.](#)

[10.84.060 Required findings.](#)

[10.84.070 Conditions of approval.](#)

[10.84.080 Effective date--Appeals.](#)

[10.84.090 Lapse of approval--Transferability--Discontinuance--Revocation.](#)

[10.84.100 Changed plans--New application.](#)

[10.84.105 Master use permits.](#)

[10.84.110 Temporary use permits.](#)

[10.84.120 Minor exceptions.](#)

### **10.84.010 Purposes.**

This chapter provides the flexibility in application of land-use and development regulations necessary to achieve the purposes of the ordinance codified in this title by establishing procedures for approval, conditional approval, or disapproval of applications for use permits, variances and minor exceptions.

Use permits are required for use classifications typically having unusual site development features or operating characteristics requiring special consideration so that they may be designed, located, and operated compatibly with uses on adjoining properties and in the surrounding area.

Variances are intended to resolve practical difficulties or unnecessary physical hardships that may result from the size, shape, or dimensions of a site or the location of existing structures thereon; from geographic, topographic, or other physical conditions on the site or in the immediate vicinity; or from street locations or traffic conditions in the immediate vicinity of the site.

Variances may be granted with respect to fences, walls, landscaping, screening, site area, site dimensions, yards, height of structures, distances between structures, open space, off-street parking and off-street loading, and performance standards.

Authorization to grant variances does not extend to use regulations because sufficient flexibility is provided by the use permit process for specified uses and by the authority of the Planning Commission to determine whether a specific use belongs within one (1) or more of the use classifications listed in Chapter 10.08. Further, Chapter 10.96 provides procedures for amendments to the zoning map or zoning regulations. These will ensure that any changes are consistent with the General Plan and the land use objectives of the ordinance codified in this title.

Minor exceptions are generally intended to allow certain alterations and additions to certain nonconforming pre-existing structures. Minor Exceptions are also intended to encourage home remodeling and additions to existing smaller older legal non-conforming homes. The provisions strive to balance the communities desire to maintain smaller older homes while still allowing some flexibility to encourage these homes to be maintained

and upgraded, as well as enlarged below the maximum allowed square footage instead of being replaced with larger new homes.

(Ord. No. 1832, Amended, 01/17/91; Ord. No. 1838, Renumbered, 07/05/91; Ord. No. 1861, Amended, 12/03/92: § 3 (part), Ord. 2068, eff. February 4, 2005, and § 19, Ord. 2111, eff. March 19, 2008)

**10.84.020 Authority of Planning Commission.**

The Planning Commission shall approve, conditionally approve, or disapprove applications for use permits or variances.

(Ord. No. 1832, Amended, 01/17/91; Ord. No. 1838, Renumbered, 07/05/91; Ord. 1951, eff. July 4, 1996)

**10.84.030 Initiation.**

Applications for use permits and variances shall be initiated by submitting the following materials to the Community Development Department:

- A. A completed application form, signed by the property owner or authorized agent, accompanied by the required fee, copies of deeds, any required powers of attorney, plans and mapping documentation in the form prescribed by the Community Development Director;
- B. A vicinity map showing the location and street address of the development site;
- C. A map showing the location and street address of the property that is the subject of the amendment and of all lots of record within five hundred feet (500') of the boundaries of the property; and
- D. A list, drawn from the last equalized property tax assessment roll or the records of the County Assessor, Tax Collector, or the City's contractor for such records showing the names and addresses of the owner of record of each lot within five hundred feet (500') of the boundaries of the property. This list shall be keyed to the map required by subsection (C) of this section and shall be accompanied by mailing labels.

(Ord. No. 1832, Amended, 01/17/91; Ord. No. 1838, Renumbered, 07/05/91; Ord. No. 1891, Amended, 01/06/94)

**10.84.040 Notice and public hearing.**

A. Public Hearing Required. The Planning Commission shall hold a public hearing on an application for a use permit or variance.

B. Notice. Upon receipt of a complete application, notice of the hearing shall be given in the following manner:

1. Mailed or Delivered Notice. At least ten (10) days prior to the hearing, notice shall be: (1) mailed to the applicant; (2) all owners of property within five hundred feet (500') of the boundaries of the site, as shown on the last equalized property tax assessment role or the records of the County Assessor, Tax Collector, or the City's contractor for such records and (3) any agency as required by Government Code Section 65091.

2. Posted Notice. Notwithstanding the requirements of Section 1.08.140 of this Code, notice shall be posted at City Hall.

3. Published Notice. Notice shall be published in a newspaper of general circulation in accordance with Section 65090 and 65091 of the California Government Code.

C. Contents of Notice. The notice of public hearing shall contain:

1. A description of the location of the development site and the purpose of the application;
2. A statement of the time, place, and purpose of the public hearing;
3. A reference to application materials on file for detailed information; and
4. A statement that any interested person or an authorized agent may appear and be heard.

D. Multiple Applications. When applications for multiple use permits or variances on a single site are filed at the same time, the Community Development Director shall schedule a combined public hearing.

(Ord. No. 1832, Amended, 01/17/91; Ord. No. 1838, Renumbered, 07/05/91; Ord. No. 1891, Amended, 01/06/94; § 2, Ord. 1951, eff. July 4, 1996)

#### **10.84.050 Duties of Planning Commission.**

A. Public Hearing. The Planning Commission shall conduct the public hearing and hear testimony for and against the application. A public hearing may be continued to a definite date and time without additional public notice.

B. Decision and Notice. After the close of the public hearing, the Planning Commission shall recommend that the City Council approve, conditionally approve, or disapprove of the application. Notice of the decision shall be mailed to the applicant and any other party requesting such notice within seven (7) days of the date of the resolution ratifying the decision.

C. Limits on Conditions of Approval. No conditions of approval of a use permit shall include use, height, bulk, density, open space, parking, loading, or sign requirements that are less restrictive than those prescribed by applicable district regulations.

(Ord. No. 1832, Amended, 01/17/91; Ord. No. 1838, Renumbered, 07/05/91; § 2, Ord. 1951, eff. July 4, 1996)

#### **10.84.060 Required findings.**

An application for a use permit or variance as it was applied for, or in modified form as required by the Commission, shall be approved if, on the basis of the application, plans, materials, and testimony submitted, the Commission finds that:

A. For All Use Permits.

1. The proposed location of the use is in accord with the objectives of this title and the purposes of the district in which the site is located;
2. The proposed location of the use and the proposed conditions under which it would be operated or maintained will be consistent with the General Plan; will not be detrimental to the public health, safety or welfare of persons residing or working on the proposed project site or in or adjacent to the neighborhood of such use; and will not be detrimental to properties or improvements in the vicinity or to the general welfare of the city;
3. The proposed use will comply with the provisions of this title, including any specific condition required for the proposed use in the district in which it would be located; and
4. The proposed use will not adversely impact nor be adversely impacted by nearby properties. Potential impacts are related but not necessarily limited to: traffic, parking, noise, vibration, odors, resident security and personal safety, and aesthetics, or create

demands exceeding the capacity of public services and facilities which cannot be mitigated.

**B. For Variances.**

1. Because of special circumstances or conditions applicable to the subject property--including narrowness and hollowness or shape, exceptional topography, or the extraordinary or exceptional situations or conditions--strict application of the requirements of this title would result in peculiar and exceptional difficulties to, or exceptional and/or undue hardships upon, the owner of the property;
2. The relief may be granted without substantial detriment to the public good; without substantial impairment of affected natural resources; and not be detrimental or injurious to property or improvements in the vicinity of the development site, or to the public health, safety or general welfare; and
3. Granting the application is consistent with the purposes of this title and will not constitute a grant of special privilege inconsistent with limitations on other properties in the vicinity and in the same zoning district and area district.
4. OS District Only. Granting the application is consistent with the requirements of Section 65911 of the Government Code and will not conflict with General Plan policy governing orderly growth and development and the preservation and conservation of open-space laws.

**C. Mandatory Denial.** Failure to make all the required findings under (A) or (B) shall require denial of the application for a use permit or variance.

(Ord. No. 1832, Amended, 01/17/91; Ord. No. 1838, Renumbered, 07/05/91; § 1, Ord. 1926, eff. June 15, 1995; § 2, Ord. 1951, eff. July 4, 1996)

**10.84.070 Conditions of approval.**

In approving a use permit or variance, reasonable conditions may be imposed as necessary to:

- A. Achieve the general purposes of this ordinance or the specific purposes of the zoning district in which the site is located, or to make it consistent with the General Plan;
- B. Protect the public health, safety, and general welfare; or
- C. Ensure operation and maintenance of the use in a manner compatible with existing and potential uses on adjoining properties or in the surrounding area.
- D. Provide for periodic review of the use to determine compliance with conditions imposed, and Municipal Code requirements.

(Ord. No. 1832, Amended, 01/17/91; Ord. No. 1838, Renumbered, 07/05/91; Ord. No. 1861, Amended, 01/06/94)

**10.84.080 Effective date--Appeals.**

Unless appealed in accordance with Chapter 10.100, a use permit or variance shall become effective after expiration of the time limits for appeal set forth in Section 10.100.030.

(Ord. No. 1832, Amended, 01/17/91; Ord. No. 1838, Renumbered, 07/05/91; Ord. No. 1891, Amended, 01/06/94; § 2, Ord. 1951, eff. July 4, 1996)

**10.84.090 Lapse of approval--Transferability--Discontinuance--Revocation.**



A. Lapse of Approval. A use permit or variance shall lapse two (2) years or at an alternative time specified as a condition of approval after its date of approval unless:

1. A building permit has been issued and substantial expenditures have been made in reliance on that permit; or
2. A certificate of occupancy has been issued; or
3. The use is established; or
4. The use permit or variance is renewed.

A use permit or variance also shall lapse upon termination of a project or expiration of a building permit.

B. Transferability. The validity of a use permit shall not be affected by changes in ownership or proprietorship provided that the new owner or proprietor applies to the Community Development Director for a transfer which may be comprised of a business license. No notice or public hearing on a transfer shall be required.

C. Discontinuance. An implemented use permit shall lapse if the exercise of rights granted by it is discontinued for twelve (12) consecutive months provided that time for plan check, construction or reconstruction activities shall not be counted toward the twelve (12) months.

D. Revocation. A use permit or variance that is exercised in violation of a condition of approval or a provision of this title may be revoked, or modified, as provided in Section 10.104.030.

E. Renewal. A use permit or variance may be renewed by the Community Development Director for periods of time up to one (1) year without notice or public hearing, if the findings required by Section 10.84.060 remain valid. Such requests for renewal are subject to the review and approval of the original reviewing body.

(Ord. No. 1832, Amended, 01/17/91; Ord. No. 1838, Renumbered, 07/05/91, Ord. No. 1891, Amended, 01/06/94; § 2, Ord. 1951, eff. July 4, 1996)

#### **10.84.100 Changed plans--New application.**

A. Changed Plans. A request for changes in conditions of approval of a use permit or variance, or a change to development plans that would affect a condition of approval, shall be treated as a new application.

B. New Application. If an application for a use permit or variance is disapproved, no new application for the same, or substantially the same, use permit or variance shall be filed within one (1) year of the date of denial of the initial application, unless the denial is made without prejudice.

(Ord. No. 1832, Amended, 01/17/91; Ord. No. 1838, Renumbered, 07/05/91)

#### **10.84.105 Master use permits.**

A master use permit authorizing multiple uses for a project with more than five thousand (5,000) square feet of buildable floor area or more than ten thousand (10,000) feet of land area, shall be subject to the provisions applicable to use permits (Chapter 10.84 et seq.), with the following exceptions or special provisions:

A. Scope of Approval. Individual uses located in such a project shall not be subject to separate use permits, if otherwise required by the land use regulations of this Title, provided such uses are identified within the scope of development approval.

B. Uses; Parking. The master use permit shall establish a mix of uses by classification, or combinations of use classifications defined in Chapter 10.08 of this title. The mix of uses shall be the basis for a percentage distribution of building gross leasable floor area by use classification. Parking and loading requirements approved in conjunction with a master use permit shall correspond to the percentage distribution of building gross leasable floor area by use classification.

C. Subsequent Use; Tenant Changes. Subsequent changes in the tenants and/or occupants of the project shall conform to the percentage distribution of leasable square footage by use classification and corresponding parking and loading requirements of the approved master use permit.

D. Subsequent Permits. Applications to establish a new use within a multiple tenant project which has an approved master use permit shall not require either amendment to or filing of a new master use permit, provided that the new use conforms to the approved mix of uses, parking requirements, and conditions imposed on the project.

E. Nonconforming Sites--Permit Requirement. An existing multiple use or multiple tenant project which has a valid use permit and/or individual use permits for specific uses or tenants within the project shall be required to obtain a master use permit when a change is proposed which cumulatively constitutes an increase of five percent (5%) of gross leasable area or ten thousand (10,000) square feet, whichever is less.

(Ord. No. 1902, Enacted, 05/05/94)

#### **10.84.110 Temporary use permits.**

A temporary use permit authorizing certain temporary use classifications, as defined in Chapter 10.08 of this title and as listed in the land-use regulations for the base districts in which the use will be located, shall be subject to the following provisions:

A. Application and Fee. A completed application form and the required fee shall be submitted to the Community Development Director. The Community Development Director may request any other plans and materials necessary to assess the potential impacts of the proposed temporary use.

B. Duties of the Community Development Director. The Community Development Director shall approve, approve with conditions, or deny a complete application within a reasonable time. No notice or public hearing shall be required.

C. Required Findings. The application shall be approved as submitted, or in modified form, if the Community Development Director finds:

1. That the proposed temporary use will be located, operated and maintained in a manner consistent with the policies of the General Plan and the provisions of this title; and

2. That approval of the application will not be detrimental to property or improvements in the surrounding area or to the public health, safety or general welfare.

D. Conditions of Approval. In approving a temporary use permit, the Community Development Director may impose reasonable conditions necessary to:

1. Achieve the general purposes of this title and the specific purposes of the zoning district in which the temporary use will be located, or to be consistent with the General Plan;

2. Protect the public health, safety, and general welfare; or

3. Ensure operation and maintenance of the temporary use in a manner compatible with existing uses on adjoining properties and in the surrounding area.

E. Effective Date--Duration--Appeals. An approved temporary use permit shall be effective on the date specified in its approval; a disapproved permit may be appealed by the applicant, as provided in Chapter 10.100 of this title. The permit shall be valid for a specified time period not to exceed thirty (30) days. A temporary use permit shall lapse if not used within the dates approved and may be revoked by the Community Development Director effective immediately upon verbal or written notice for violation of the terms of the permit. Verbal notice shall be confirmed by written notice mailed to the permit holder within a reasonable time. The Community Development Director may approve changes in a temporary use permit.

1. Exception. A Christmas tree/pumpkin sales temporary use permit may exceed thirty (30) days but shall be valid only during the time period in which the activity is taking place.

(Ord. No. 1832, Amended, 01/17/91; Ord. No. 1838, Renumbered, 07/05/91; Ord. No. 1891, Amended, 01/06/94)

**10.84.120 Minor exceptions.- (NOT INCLUDED)**

# Alcohol Service Hours City of Manhattan Beach

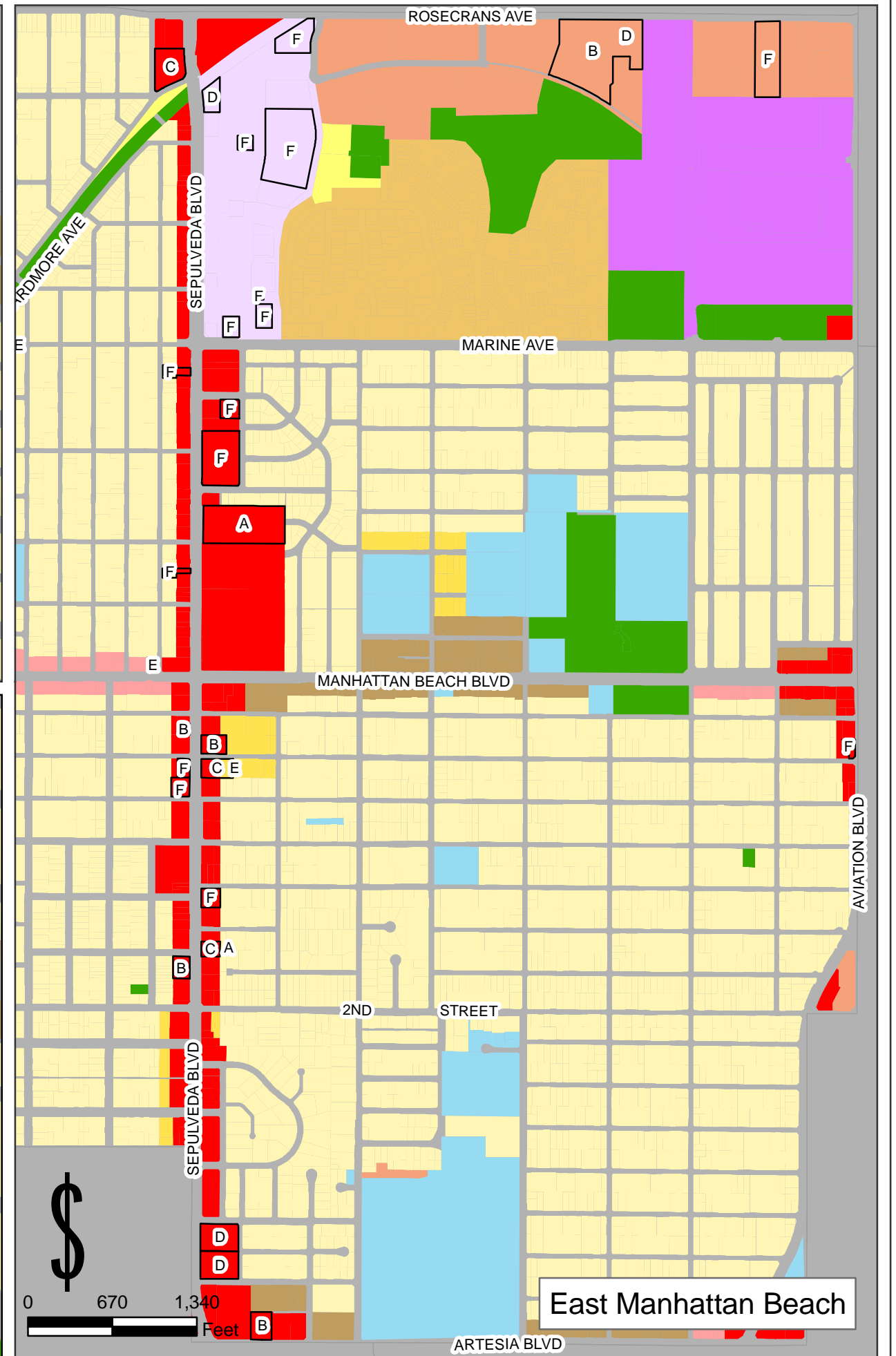
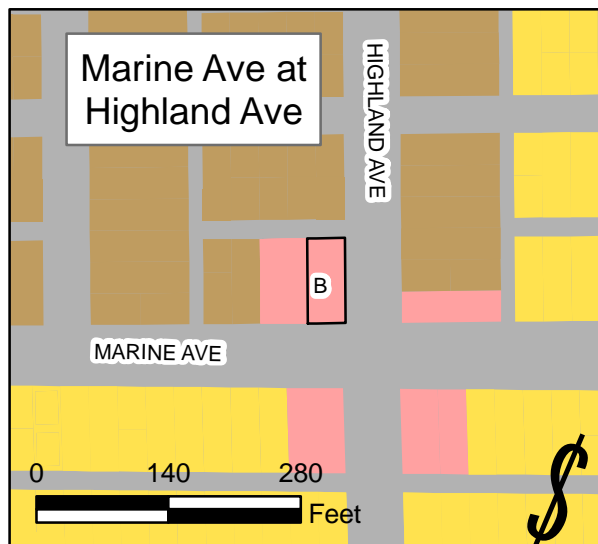
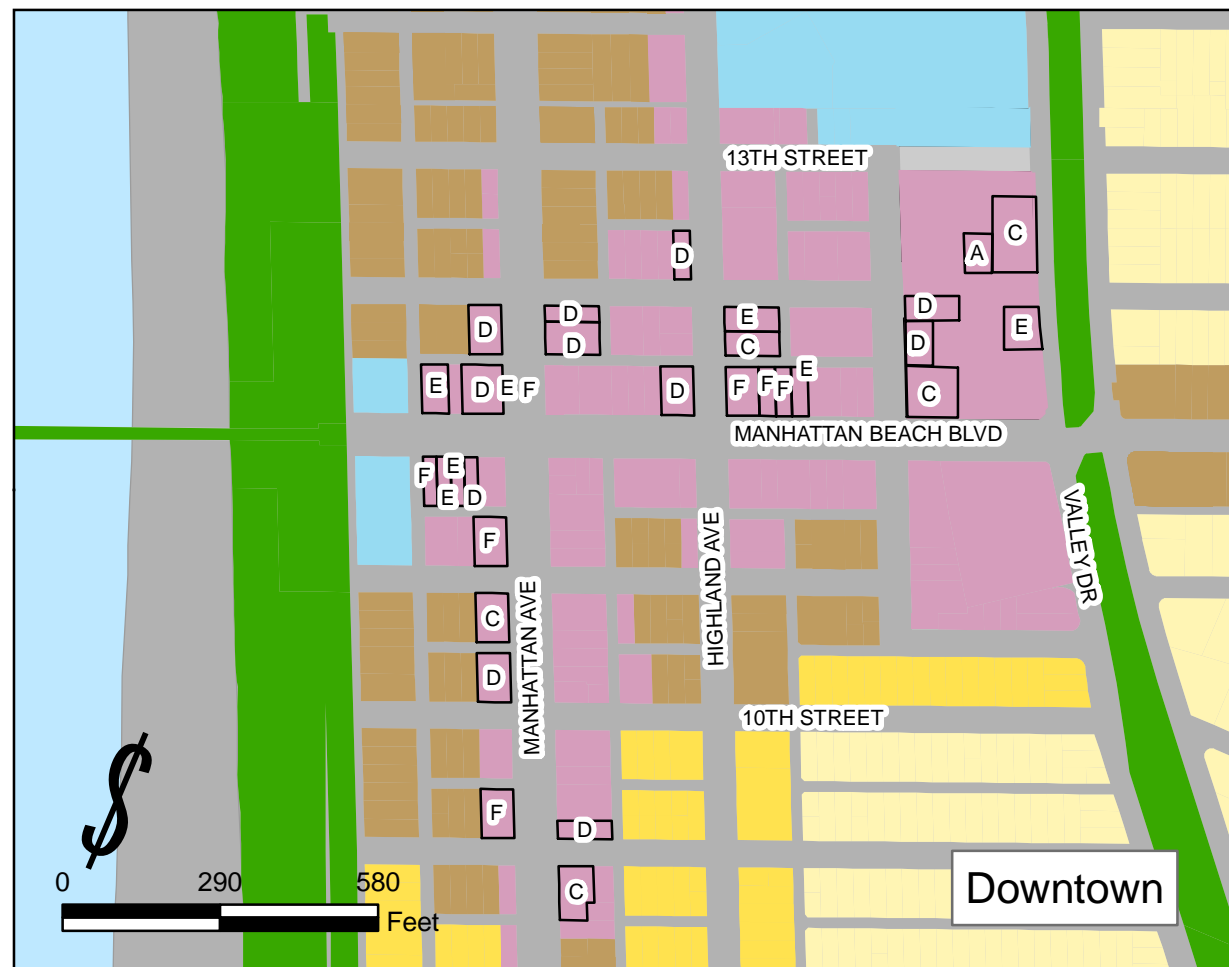
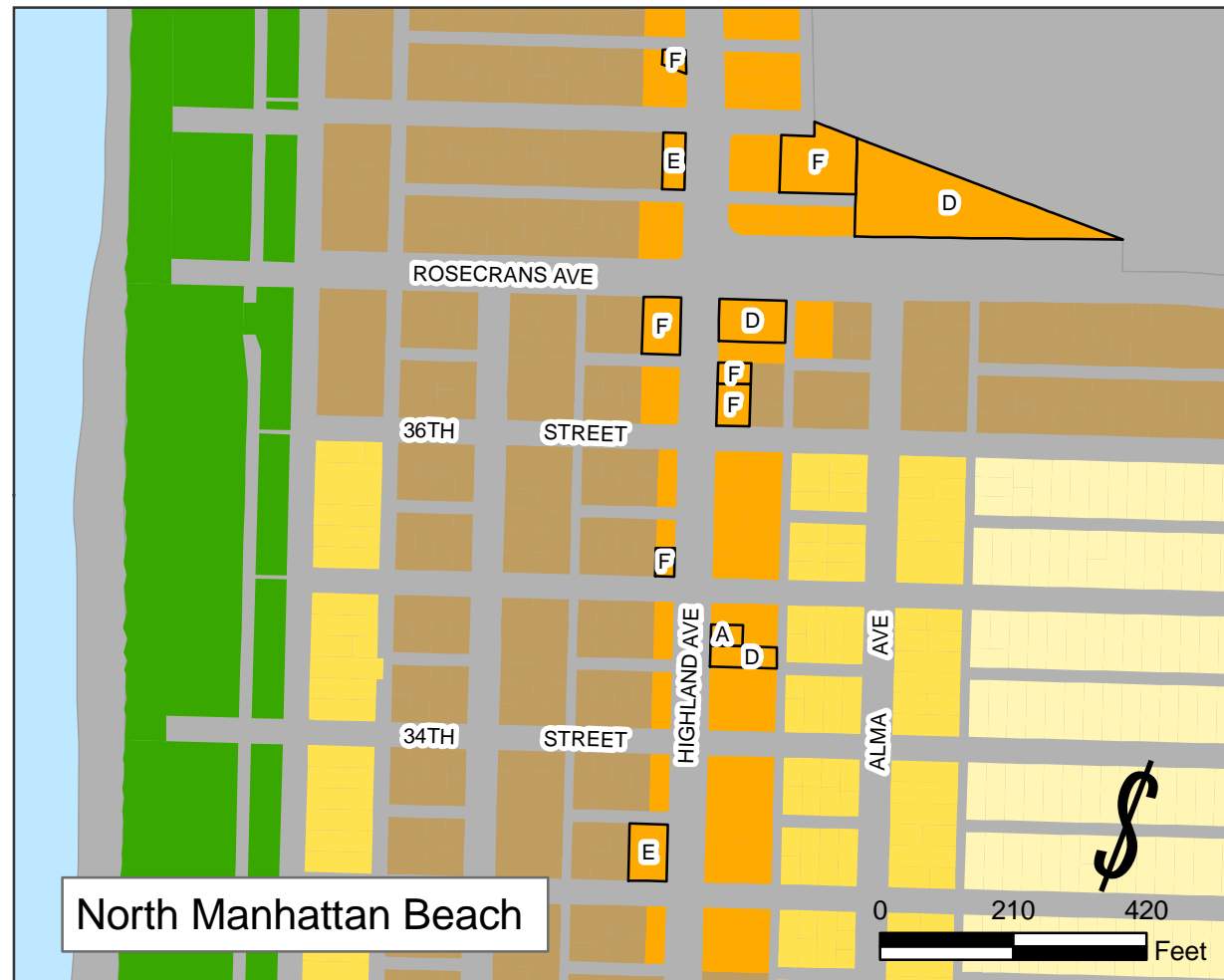
## Legend

### Saturday Alcohol Service Closing Hours (Number of Establishments)

- A 7:30pm - 9pm (5)
- B 10pm - 10:30pm (6)
- C 11pm - 11:30pm (7)
- D 12am (24)
- E 1am (12)
- F 2am (30)

### Zoning

- CC
- CD
- CG
- CL
- CNE
- IP
- OS
- PD
- PS
- RH
- RM
- RPD
- RS
- RSC



**CITYWIDE SURVEY OF EATING AND DRINKING ESTABLISHMENTS SATURDAY CLOSING HOURS**

|    | <b>Establishment</b>       | <b>Address</b>            | <b>Hours of Operation</b>                   | <b>Saturday Closing Hour</b> |
|----|----------------------------|---------------------------|---|------------------------------|
| 1  | Houston's Restaurant       | 1550 Rosecrans Ave.       | 6am-12am, Daily                             | 12am                         |
| 2  | 12th+Highland              | 304 12th Street           | 10am-12am, Sun-Thu<br>10am-1am, Fri-Sat     | 1am                          |
| 3  | Kettle                     | 1138 Highland Ave.        | 24 Hours Daily                              | 24hr                         |
| 4  | Mr. Cecils California Ribs | 1209 Highland Ave.        | 7am-11pm, Sun-Thu<br>7am-12am, Fri-Sat      | 12am                         |
| 5  | Miki Sushi Gallery         | 2201 Highland Ave.        | 6am-10:30pm, Daily                          | 10:30pm                      |
| 6  | Beach Pizza                | 3301 Highland Ave.        | 11am-12am, Sun-Thu<br>11am-1am Fri-Sat      | 1am                          |
| 7  | The Local Yolk             | 3414 Highland Ave.        | 6am-12am, Daily                             | 12am                         |
| 8  | Sloopy's Beach Café        | 3416 Highland Ave.        | Unspecified opening time,<br>Closes by 9 pm | 9pm                          |
| 9  | Bora Bora (CLOSED)         | 3505 Highland Ave.        | Unspecified opening time,<br>Closes by 2am  | 2am                          |
| 10 | Upper Manhattan Lounge     | 3600 Highland Ave.        | No Limits Specified                         | No Limits                    |
| 11 | OB's Bar & Grill           | 3610 Highland Ave.        | 8am-2am, Daily                              | 2am                          |
| 12 | Pancho's                   | 3615 Highland Ave.        | 2am (Rest, Bar, Lounge)<br>9pm (Deck)       | 2am                          |
| 13 | The Beach Hut              | 3713 Highland Ave.        | 7am-1am, Daily                              | 1am                          |
| 14 | Summers                    | 3770 Highland Ave.        | Unspecified opening time,<br>Closes by 2am  | 2am                          |
| 15 | Baja Sharkeez              | 3801 Highland Ave.        | 9am-2am, Daily                              | 2am                          |
| 16 | Beaches                    | 117 Manhattan Beach Blvd. | 10am-1am, Mon-Fri<br>8am-1am, Sat-Sun       | 1am                          |
| 17 | Manhattan Pizzeria         | 133 Manhattan Beach Blvd. | 6am-2pm, Daily                              | 2am                          |
| 18 | Sharks Cove                | 309 Manhattan Beach Blvd. | 7am-2am, Daily                              | 2am                          |
| 19 | Hennesseys                 | 313 Manhattan Beach Blvd. | 11am-2am, Daily                             | 2am                          |
| 20 | Café Pierre                | 317 Manhattan Beach Blvd. | 9am-1am, Daily                              | 1am                          |

|    |                         |                                |  |           |
|----|-------------------------|--------------------------------|--|-----------|
| 21 | Fusion Sushi            | 1150 Morningside Dr.           | 9am-11pm Sun-Wed<br>7am-12am Thu-Sat                                       | 12am      |
| 22 | Pasta Pomodoro          | 401 Manhattan Beach Blvd.      | 7am-11pm, Mon-Sun  | 11pm      |
| 23 | Sun & Moon Café         | 1131 Manhattan Ave.            | 6am-11pm, Sun-Thu<br>6am-12am, Fri-Sat                                     | 12am      |
| 24 | Memphis                 | 1142 Manhattan Ave.            | 11am-11pm, Mon-Wed<br>11am-12am, Thu-Fri<br>7am-12am, Sat<br>7am-11pm, Sun | 12am      |
| 25 | Katsu                   | 302 Rosecrans Ave.             | 5pm-11pm Sun-Thu<br>5pm-12am Sat-Sun                                       | 12am      |
| 26 | Verandas                | 401 Rosecrans Ave.             | 7am-12am, Daily  | 12am      |
| 27 | Tapa Meze Bar & Grill   | 1019 Manhattan Beach Blvd.     | 11:30am-3pm, Mon-Fri<br>5pm-12am, Sun-Thu<br>5pm-1am, Fri-Sat              | 1am       |
| 28 | Grunions                | 1501 Sepulveda Blvd.           | No Resolution  | No Reso   |
| 29 | The Castle              | 2401 Sepulveda Blvd.           | Unspecified opening time,<br>Closes by 2am                                 | 2am       |
| 30 | Cocos                   | 2620 Sepulveda Blvd.           | 4pm-9pm, Daily   | 9pm       |
| 31 | Magic Skewers           | 1120 22nd St.                  | No Limits Specified  | No Limits |
| 32 | Residence Inn           | 1700 Sepulveda Blvd.           | 4pm-9pm, Daily   | 9pm       |
| 33 | Open Sesame             | 2640 Sepulveda Blvd.           | 6am-2am, Daily   | 2am       |
| 34 | CA Pizza Kitchen        | 3280 Sepulveda Blvd.           | 6am-2am, Daily   | 2am       |
| 35 | China Grill             | 3282 Sepulveda Blvd.           | 6am-2am, Daily   | 2am       |
| 36 | Joeys Smokin BBQ        | 3564 Sepulveda Blvd.           | 6am-2am, Daily   | 2am       |
| 37 | Chili's                 | 2622 Sepulveda Blvd.           | 6am-2am, Daily   | 2am       |
| 38 | Tin Roof Bistro         | 3500 Sepulveda Blvd.           | 11am-12am, Daily   | 12am      |
| 39 | Lido Di Manhattan Beach | 1550 Rosecrans Ave.            | 6am-2am, Daily   | 2am       |
| 40 | Bristol Farms           | 1570 Rosecrans Ave.<br>Suite H | 7am-10pm, Daily  | 10pm      |
| 41 | Red Sesami              | 1571 Rosecrans Ave.<br>Suite K | 9am-12am, Daily  | 12am      |

|    |   |                                |   |           |
|----|---|--------------------------------|---|-----------|
| 42 | Samari Sams Grill                       | 1572 Rosecrans Ave.<br>Suite P | 6am-12am, Daily   | 12am      |
| 43 | Rubios Baja Grill                       | 2000 Sepulveda Blvd.           | No Limits Specified   | No Limits |
| 44 | Olive Garden                            | 2610 Sepulveda Blvd.           | 6am-2am, Daily  | 2am       |
| 45 | Islands                                 | 3200 Sepulveda Blvd.           | 6am-2am, Daily  | 2am       |
| 46 | LA Food Show                            | 3212 Sepulveda Blvd.           | 6am-2am, Daily  | 2am       |
| 47 | Belamar Hotel                           | 3501 Sepulveda Blvd.           | Garden Room & Outdoor<br>Patios:<br>9am-10pm, Sun-Thu<br>9am-11pm, Fri-Sat<br>No Other Limits Specified | 11pm      |
| 48 | El Sombrero #2                          | 1157 Artesia Blvd. Suite<br>B  | 11am-10pm, Daily  | 10pm      |
| 49 | American<br>Farmhouse<br>Roadside Grill | 350 Sepulveda Blvd.            | 8am-4pm, Sun-Mon<br>8am-9pm, Tue-Sat  | 9pm       |
| 50 | El Tarasco                              | 350 Sepulveda Blvd. #2         | 10am-11pm, Daily  | 11pm      |
| 51 | Mr. Pockets                             | 516 Sepulveda Blvd.            | 11am-2am, Daily   | 2am       |
| 52 | Back Home in<br>Lahaina                 | 916 Sepulveda Blvd.            | 11am-9pm, Mon-Thu<br>11am-11pm, Fri<br>8am-11pm, Sat<br>8am-8pm, Sun                                    | 11pm      |
| 53 | Szechwan                                | 924 Sepulveda Blvd.            | Unspecified opening time,<br>Closed by 12am, Sun-Thu<br>Closed by 1am, Fri-Sat                          | 1am       |
| 54 | The Hanger Inn                          | 1001 S. Aviation Blvd.         | No Resolution   | No Reso   |
| 55 | Brooklyn Brick Oven<br>Pizza            | 500 S. Sepulveda Blvd          | 6am-10pm, Sun-Thu<br>6am-12am, Fri-Sat  | 12am      |
| 56 | El Torito                               | 600 S. Sepulveda Blvd.         | 11am-12am, Daily  | 12am      |
| 57 | Versailles                              | 1000 Sepulveda Blvd.           | 7am-10pm, Daily   | 10pm      |
| 58 | Sions                                   | 235 Sepulveda Blvd.            | 7am-10pm, Mon-Sun   | 10pm      |
| 59 | Osho                                    | 913 Sepulveda Blvd.            | No Resolution   | No Reso   |
| 60 | Thai Dishes                             | 1015 Sepulveda Blvd.           | 11am-10:30pm, Daily   | 10:30pm   |
| 61 | El Gringo                               | 921 Sepulveda Blvd.            | No Resolution   | No Reso   |

|    |                             |                           |  |           |
|----|-----------------------------|---------------------------|--|-----------|
| 62 | Octopus                     | 1133 Highland Ave.        | 11:30am-2:30pm &<br>5:30pm-11pm, Sun-Thu<br>5:30pm-12am, Fri-Sat | 12am      |
| 63 | Shellback                   | 116 Manhattan Beach Blvd. | No Resolution  | No Reso   |
| 64 | Rock N Fish                 | 120 Manhattan Beach Blvd. | 7am-12am, Sun-Thu<br>7am-1am, Fri-Sat                            | 1am       |
| 65 | Manhattan Brewing Company   | 124 Manhattan Beach Blvd. | 7am-12am, Sun-Thu<br>7am-1am, Fri-Sat                            | 1am       |
| 66 | Mangiamao                   | 128 Manhattan Beach Blvd. | 11am-12am, Mon-Sat<br>8am-12am, Sun                              | 12am      |
| 67 | Penny Lane                  | 820 Manhattan Ave.        | 7am-10:30pm, Sun-Thu<br>7am-11:30pm, Fri-Sat                     | 11:30pm   |
| 68 | 900 Manhattan Club/Sidedoor | 900 Manhattan Ave.        | 11am-12 am, Mon-Thu<br>11am-1 am, Fri<br>9am-12am, Sat-Sun       | 12am      |
| 69 | Mucho                       | 903 Manhattan Ave.        | No Limit   | No Limits |
| 70 | Old Venice                  | 1001 Manhattan Ave.       | 7am-11pm, Sun-Thu<br>7am-12am, Fri-Sat                           | 12am      |
| 71 | El Sombrero                 | 1005 Manhattan Ave.       | 7am-11pm, Sun-Thu<br>7am-12am, Fri-Sat                           | 12am      |
| 72 | Fonzs                       | 1017 Manhattan Ave.       | 9am-9pm, Sun<br>5:30am-10pm, Mon-Thu<br>5:30am-11pm, Fri-Sat     | 11pm      |
| 73 | Ercoles                     | 1101 Manhattan Ave.       | 11am-2am, Daily  | 2am       |
| 74 | Mama D's                    | 1125 A Manhattan Ave.     | 6am-11pm, Sun-Thu<br>6am-1am, Fri-Sat                            | 1am       |
| 75 | Wahoo's                     | 1129 Manhattan Ave.       | 6am-11pm, Sun-Thu<br>6am-12am, Fri-Sat                           | 12am      |
| 76 | Avenue                      | 1141 Manhattan Ave.       | 11am-11pm, Sun-Thu<br>6am-12am, Fri-Sat                          | 12am      |
| 77 | Talia's                     | 1148 Manhattan Ave.       | 7am-11pm, Sun-Wed<br>7am-12am, Thu-Sat                           | 12am      |
| 78 | Crème De La Crepe           | 1140 Highland Ave.        | 6am-10pm, Sun-Thu<br>6am-11pm, Fri-Sat                           | 11pm      |
| 79 | Simmzy's                    | 229 Manhattan Beach Blvd. | 6am - 11pm, Mon-Thu<br>6am-12am, Fri-Sat                         | 12am      |
| 80 | Le Pain Quotidien           | 451 Manhattan Beach Blvd. | 7am-7:30pm, Daily  | 7:30pm    |



|    |             |   |  |      |
|----|-------------|---|--|------|
| 81 | Shade Hotel | 1221 Valley Drive   | Lobby Bar- daily 5pm-11pm<br>Courtyard Su-Th 6am-11pm<br>F-Sat 6am-12am<br>Roofdeck daily 6am-10pm | 11pm |
| 82 | Petro's     | 451 Manhattan Beach<br>Blvd Suite B-110                     | 6am-12 am, Sun-Thu<br>6am-1am, Fri-Sat   | 1am  |
| 83 | Sashi       | 451 Manhattan Beach<br>Blvd Suite D-126<br>1200 Morningside | 6am-11pm, Sun-Thu<br>6am-12am, Fri-Sat   | 12am |
| 84 | El Forniao  | 1800 Rosecrans Ave.<br>Unit F                               | 6am-2am, Daily   | 2am  |

| CITYWIDE SURVEY OF EATING AND DRINKING ESTABLISHMENTS SATURDAY CLOSING HOURS |                            |                     |   |                        |  |   |
|--|----------------------------|---------------------|---|------------------------|--|---|
|  | Establishment              | Address             | Hours of Operation                          | Alcohol License        | Resolution Nos. and Dates              | Entertainment   |
| 1  | Houston's Restaurant       | 1550 Rosecrans Ave. | 6am-12am, Daily                             | Full Liquor            | 90-19<br>07/25/90                      | None  |
| 2  | 12th+Highland              | 304 12th Street     | 10am-12am, Sun-Thu<br>10am-1am, Fri-Sat     | Full Liquor            | 87-36<br>12/08/87                      | Live Entertainment & Dancing  |
| 3  | Kettle                     | 1138 Highland Ave.  | 24 Hours Daily                              | Beer & Wine            | 83-06<br>01/11/83                      | None  |
| 4  | Mr. Cecils California Ribs | 1209 Highland Ave.  | 7am-11pm, Sun-Thu<br>7am-12am, Fri-Sat      | Beer & Wine            | 99-09<br>04/14/99                      | None  |
| 5  | Miki Sushi Gallery         | 2201 Highland Ave.  | 6am-10:30pm, Daily                          | Beer & Wine            | 03-10<br>5/14/03                       | None  |
| 6  | Beach Pizza                | 3301 Highland Ave.  | 11am-12am, Sun-Thu<br>11am-1am Fri-Sat      | Beer & Wine            | 84-31<br>07/24/84                      | None  |
| 7  | The Local Yolk             | 3414 Highland Ave.  | 6am-12am, Daily                             | Beer & Wine            | 81-50<br>08/22/81<br>72-21<br>03/28/72 | None  |
| 8  | Sloopy's Beach Café        | 3416 Highland Ave.  | Unspecified opening time,<br>Closes by 9 pm | Beer & Wine            | 83-14<br>03/22/83                      | None  |
| 9  | Bora Bora (CLOSED)         | 3505 Highland Ave.  | Unspecified opening time,<br>Closes by 2am  | Beer & Wine            | 82-32<br>10/12/82                      | None  |
| 10   | Upper Manhattan Lounge     | 3600 Highland Ave.  | No Limits Specified                         | Full Liquor            | 83-19<br>08/26/83                      | No more than 5 musicians. Live entertainment must stop by 1am       |
| 11   | OB's Bar & Grill           | 3610 Highland Ave.  | 8am-2am, Daily                              | Full Liquor & Caterers | 92-22<br>10/20/92                      | Live entertainment 8pm-1am Thu-Sat; 3pm-9pm Sun/Holidays No dancing |
| 12   | Pancho's                   | 3615 Highland Ave.  | 2am (Rest, Bar, Lounge)<br>9pm (Deck)       | Full Liquor            | 76-10<br>02/10/76                      | 2 Musicians   |
| 13   | The Beach Hut              | 3713 Highland Ave.  | 7am-1am, Daily                              | Beer & Wine            | 86-34<br>10/28/86                      | Live entertainment no later than 12:30am daily                      |
| 14   | Summers                    | 3770 Highland Ave.  | Unspecified opening time,<br>Closes by 2am  | Full Liquor            | 82-25<br>08/24/82                      | None  |
| 15   | Baja Sharkeez              | 3801 Highland Ave.  | 9am-2am, Daily                              | Full Liquor            | 89-50<br>12/19/89                      | None  |

|    |                       |                            |  |                         |   |  |
|----|-----------------------|----------------------------|--|-------------------------|---|--|
| 16 | Beaches               | 117 Manhattan Beach Blvd.  | 10am-1am, Mon-Fri<br>8am-1am, Sat-Sun                                      | Full Liquor             | CC Reso. 5087<br>05/17/94<br>PC 243<br>05/14/69 | Live Entertainment & Dancing                 |
| 17 | Manhattan Pizzeria    | 133 Manhattan Beach Blvd.  | 6am-2pm, Daily   | Beer & Wine             | CC Reso. 5175<br>06/20/95<br>86-38<br>12/09/86  | None   |
| 18 | Sharks Cove           | 309 Manhattan Beach Blvd.  | 7am-2am, Daily   | Full Liquor             | 03-24<br>12/10/03                               | 3 nonamplified musicians, no later than 12am |
| 19 | Hennesseys            | 313 Manhattan Beach Blvd.  | 11am-2am, Daily  | Full Liquor             | 83-18<br>04/26/83                               | Live entertainment til 1:30am, Mon-Sun       |
| 20 | Café Pierre           | 317 Manhattan Beach Blvd.  | 9am-1am, Daily   | Full Liquor & Caterer's | 94-20<br>07/13/94                               | 2 entertainers til 1am Fri, Sat & 12am Sun   |
| 21 | Fusion Sushi          | 1150 Morningside Dr.       | 9am-11pm Sun-Wed<br>7am-12am Thu-Sat                                       | Beer & Wine             | 03-05<br>03/23/05                               | None   |
| 22 | Pasta Pomodoro        | 401 Manhattan Beach Blvd.  | 7am-11pm, Mon-Sun  | Beer & Wine             | 03-05<br>03/23/05                               | None   |
| 23 | Sun & Moon Café       | 1131 Manhattan Ave.        | 6am-11pm, Sun-Thu<br>6am-12am, Fri-Sat                                     | Beer & Wine             | CC Reso. 5175<br>06/20/95                       | None   |
| 24 | Memphis               | 1142 Manhattan Ave.        | 11am-11pm, Mon-Wed<br>11am-12am, Thu-Fri<br>7am-12am, Sat<br>7am-11pm, Sun | Full Liquor             | 99-20<br>07/28/99                               | "Kids Night"<br>Mon 5pm-7pm                  |
| 25 | Katsu                 | 302 Rosecrans Ave.         | 5pm-11pm Sun-Thu<br>5pm-12am Sat-Sun                                       | Beer & Wine             | 02-11<br>03/27/02                               | None   |
| 26 | Verandas              | 401 Rosecrans Ave.         | 7am-12am, Daily  | Full Liquor             | 99-15<br>05/26/99                               | Entertainment/Dancing subject to permit      |
| 27 | Tapa Meze Bar & Grill | 1019 Manhattan Beach Blvd. | 11:30am-3pm, Mon-Fri<br>5pm-12am, Sun-Thu<br>5pm-1am, Fri-Sat              | Full Liquor             | 83-43<br>08/09/83                               | None   |
| 28 | Grunions              | 1501 Sepulveda Blvd.       | No Resolution  | Full Liquor             | No Resolution                                   |  |
| 29 | The Castle            | 2401 Sepulveda Blvd.       | Unspecified opening time,<br>Closes by 2am                                 | Full Liquor             | 80-12<br>06/22/80                               | None   |
| 30 | Cocos                 | 2620 Sepulveda Blvd.       | 4pm-9pm, Daily   | Full Liquor             | 01-27<br>12/12/01                               | None   |
| 31 | Magic Skewers         | 1120 22nd St.              | No Limits Specified  | Full Liquor             | 81-07<br>02/10/81                               | None   |
| 32 | Residence Inn         | 1700 Sepulveda Blvd.       | 4pm-9pm, Daily   | Beer & Wine             | 90-24<br>09/19/90                               | None   |

|    |   |                                |   |                                      |  |               |
|----|---|--------------------------------|---|--------------------------------------|--|---------------|
| 33 | Open Sesame                             | 2640 Sepulveda Blvd.           | 6am-2am, Daily  | Beer & Wine                          | 01-27<br>12/12/01                      | None          |
| 34 | CA Pizza Kitchen                        | 3280 Sepulveda Blvd.           | 6am-2am, Daily  | Full Liquor                          | 01-27<br>12/12/01                      | None          |
| 35 | China Grill                             | 3282 Sepulveda Blvd.           | 6am-2am, Daily  | Beer & Wine                          | 01-27<br>12/12/01                      | None          |
| 36 | Joeys Smokin BBQ                        | 3564 Sepulveda Blvd.           | 6am-2am, Daily  | Beer                                 | 01-27<br>12/12/01                      | None          |
| 37 | Chili's                                 | 2622 Sepulveda Blvd.           | 6am-2am, Daily  | Full Liquor                          | 01-27<br>12/12/01                      | None          |
| 38 | Tin Roof Bistro                         | 3500 Sepulveda Blvd.           | 11am-12am, Daily  | Full Liquor                          | 08-15<br>11/12/08<br>01-27<br>12/12/01 | None          |
| 39 | Lido Di Manhattan Beach                 | 1550 Rosecrans Ave.            | 6am-2am, Daily  | Full Liquor                          | 90-30<br>10/10/90                      | None          |
| 40 | Bristol Farms                           | 1570 Rosecrans Ave.<br>Suite H | 7am-10pm, Daily   | Beer & Wine<br>& Off Sale<br>General | 90-29<br>10/10/90                      | None          |
| 41 | Red Sesami                              | 1571 Rosecrans Ave.<br>Suite K | 9am-12am, Daily   | Beer & Wine                          | 91-04<br>03/13/91                      | None          |
| 42 | Samari Sams Grill                       | 1572 Rosecrans Ave.<br>Suite P | 6am-12am, Daily   | Beer & Wine                          | 04-12<br>06/14/04                      | None          |
| 43 | Rubios Baja Grill                       | 2000 Sepulveda Blvd.           | No Limits Specified   | Beer & Wine                          | 71-40<br>07/21/71                      | 4 Video Games |
| 44 | Olive Garden                            | 2610 Sepulveda Blvd.           | 6am-2am, Daily  | Full Liquor                          | 01-27<br>12/12/01                      | None          |
| 45 | Islands                                 | 3200 Sepulveda Blvd.           | 6am-2am, Daily  | Full Liquor                          | 01-27<br>12/12/01                      | None          |
| 46 | LA Food Show                            | 3212 Sepulveda Blvd.           | 6am-2am, Daily  | Full Liquor                          | 01-27<br>12/12/01                      | None          |
| 47 | Belamar Hotel                           | 3501 Sepulveda Blvd.           | Garden Room & Outdoor<br>Patios:<br>9am-10pm, Sun-Thu<br>9am-11pm, Fri-Sat<br>No Other Limits Specified | Full Liquor                          | 91-08<br>04/23/91                      | None          |
| 48 | El Sombrero #2                          | 1157 Artesia Blvd. Suite<br>B  | 11am-10pm, Daily  | Beer & Wine                          | 84-30<br>06/26/84                      | None          |
| 49 | American<br>Farmhouse<br>Roadside Grill | 350 Sepulveda Blvd.            | 8am-4pm, Sun-Mon<br>8am-9pm, Tue-Sat  | Beer & Wine                          | 78-44<br>10/10/78                      | None          |

|    |                              |                              |  |             |                   |                                      |
|----|------------------------------|------------------------------|--|-------------|-------------------|--------------------------------------|
| 50 | El Tarasco                   | 350 Sepulveda Blvd. #2       | 10am-11pm, Daily   | Beer & Wine | 05-03<br>01/26/05 | None                                 |
| 51 | Mr. Pockets                  | 516 Sepulveda Blvd.          | 11am-2am, Daily  | Full Liquor | 90-04<br>01/23/90 | Pool Tournaments                     |
| 52 | Back Home in<br>Lahaina      | 916 Sepulveda Blvd.          | 11am-9pm, Mon-Thu<br>11am-11pm, Fri<br>8am-11pm, Sat<br>8am-8pm, Sun           | Beer & Wine | 00-38<br>12/13/00 | None                                 |
| 53 | Szechwan                     | 924 Sepulveda Blvd.          | Unspecified opening time,<br>Closed by 12am, Sun-Thu<br>Closed by 1am, Fri-Sat | Full Liquor | 84-43<br>09/25/84 | None                                 |
| 54 | The Hanger Inn               | 1001 S. Aviation Blvd.       | No Resolution  | Beer        | No Resolution     |                                      |
| 55 | Brooklyn Brick Oven<br>Pizza | 500 S. Sepulveda Blvd        | 6am-10pm, Sun-Thu<br>6am-12am, Fri-Sat   | Beer & Wine | 95-20<br>07/12/95 | None                                 |
| 56 | El Torito                    | 600 S. Sepulveda Blvd.       | 11am-12am, Daily   | Full Liquor | 94-33<br>11/09/94 | None                                 |
| 57 | Versailles                   | 1000 Sepulveda Blvd.         | 7am-10pm, Daily  | Full Liquor | 86-25<br>09/09/86 | None                                 |
| 58 | Sions                        | 235 Sepulveda Blvd.          | 7am-10pm, Mon-Sun  | Beer & Wine | 86-15<br>05/13/86 | None                                 |
| 59 | Osho                         | 913 Sepulveda Blvd.          | No Resolution  | Beer & Wine | No Resolution     |                                      |
| 60 | Thai Dishes                  | 1015 Sepulveda Blvd.         | 11am-10:30pm, Daily  | Beer & Wine | 89-03<br>01/24/89 | None                                 |
| 61 | El Gringo                    | 921 Sepulveda Blvd.          | No Resolution  | Beer & Wine | No Resolution     |                                      |
| 62 | Octopus                      | 1133 Highland Ave.           | 11:30am-2:30pm &<br>5:30pm-11pm, Sun-Thu<br>5:30pm-12am, Fri-Sat               | Beer & Wine | 84-55<br>11/13/84 | None                                 |
| 63 | Shellback                    | 116 Manhattan Beach<br>Blvd. | No Resolution  | Full Liquor | No Resolution     |                                      |
| 64 | Rock N Fish                  | 120 Manhattan Beach<br>Blvd. | 7am-12am, Sun-Thu<br>7am-1am, Fri-Sat  | Full Liquor | 99-04<br>02/10/99 | None                                 |
| 65 | Manhattan Brewing<br>Company | 124 Manhattan Beach<br>Blvd. | 7am-12am, Sun-Thu<br>7am-1am, Fri-Sat  | Full Liquor | 97-43<br>09/10/97 | None                                 |
| 66 | Mangiamo                     | 128 Manhattan Beach<br>Blvd. | 11am-12am, Mon-Sat<br>8am-12am, Sun  | Full Liquor | 83-28<br>06/14/83 | Maximum 3 musicians,<br>nonamplified |
| 67 | Penny Lane                   | 820 Manhattan Ave.           | 7am-10:30pm, Sun-Thu<br>7am-11:30pm, Fri-Sat                                   | Beer & Wine | 89-23<br>06/27/89 | Nonamplified live music              |

|    |                             |  |  |                     |                           |   |
|----|-----------------------------|--|--|---------------------|---------------------------|---|
| 68 | 900 Manhattan Club/Sidedoor | 900 Manhattan Ave.                                       | 11am-12 am, Mon-Thu<br>11am-1 am, Fri<br>9am-12am, Sat-Sun   | Full Liquor         | CC Reso. 5155<br>04/04/95 | Live allowed on 2nd floor<br>Dancing allowed on<br>Fri/Sat nights |
| 69 | Mucho                       | 903 Manhattan Ave.                                       | No Limit   | Full Liquor         | CC Reso. 4108<br>01/03/84 | 11am-12am, Sun-Thu<br>11am-2am, Fri-Sat                           |
| 70 | Old Venice                  | 1001 Manhattan Ave.                                      | 7am-11pm, Sun-Thu<br>7am-12am, Fri-Sat   | Beer & Wine         | 07-09<br>06/25/07         | None  |
| 71 | El Sombrero                 | 1005 Manhattan Ave.                                      | 7am-11pm, Sun-Thu<br>7am-12am, Fri-Sat   | Beer & Wine         | 07-09<br>06/25/07         | None  |
| 72 | Fonzs                       | 1017 Manhattan Ave.                                      | 9am-9pm, Sun<br>5:30am-10pm, Mon-Thu<br>5:30am-11pm, Fri-Sat                                       | Full Liquor         | 01-04<br>02/14/01         | None  |
| 73 | Ercoles                     | 1101 Manhattan Ave.                                      | 11am-2am, Daily  | Full Liquor         | 85-32<br>11/12/85         | None  |
| 74 | Mama D's                    | 1125 A Manhattan Ave.                                    | 6am-11pm, Sun-Thu<br>6am-1am, Fri-Sat  | Beer & Wine         | CC Reso. 5175<br>06/20/95 | None  |
| 75 | Wahoo's                     | 1129 Manhattan Ave.                                      | 6am-11pm, Sun-Thu<br>6am-12am, Fri-Sat   | Beer & Wine         | CC Reso. 5312<br>02/18/97 | None  |
| 76 | Avenue                      | 1141 Manhattan Ave.                                      | 11am-11pm, Sun-Thu<br>6am-12am, Fri-Sat  | Full Liquor         | 02-28<br>08/28/02         | None  |
| 77 | Talia's                     | 1148 Manhattan Ave.                                      | 7am-11pm, Sun-Wed<br>7am-12am, Thu-Sat   | Full Liquor         | 01-24<br>11/28/01         | None  |
| 78 | Crème De La Crepe           | 1140 Highland Ave.                                       | 6am-10pm, Sun-Thu<br>6am-11pm, Fri-Sat   | Beer & Wine         | 02-14<br>05/08/02         | None  |
| 79 | Simmzy's                    | 229 Manhattan Beach Blvd.                                | 6am - 11pm, Mon-Thu<br>6am-12am, Fri-Sat   | Beer & Wine         | 03-20<br>01/22/03         | None  |
| 80 | Le Pain Quotidien           | 451 Manhattan Beach Blvd.                                | 7am-7:30pm, Daily  | Limited Beer & Wine | 08-08<br>05/14/08         | 2 unamplified entertainiers                                       |
| 81 | Shade Hotel                 | 1221 Valley Drive  | Lobby Bar- daily 5pm-11pm<br>Courtyard Su-Th 6am-11pm<br>F-Sat 6am-12am<br>Roofdeck daily 6am-10pm | Full Liquor         | 02-18<br>07/10/02         | 2 unamplified entertainiers                                       |
| 82 | Petro's                     | 451 Manhattan Beach Blvd Suite B-110                     | 6am-12 am, Sun-Thu<br>6am-1am, Fri-Sat   | Full Liquor         | 06-20<br>12/13/06         | 2 unamplified entertainiers                                       |
| 83 | Sashi                       | 451 Manhattan Beach Blvd Suite D-126<br>1200 Morningside | 6am-11pm, Sun-Thu<br>6am-12am, Fri-Sat   | Full Liquor         | 02-18<br>07/10/02         | 2 unamplified entertainiers                                       |
| 84 | El Forniao                  | 1800 Rosecrans Ave.<br>Unit F                            | 6am-2am, Daily   | Full Liquor         | 98-25<br>08/12/98         | None  |

**SATURDAY PERMITTED CLOSING HOURS-  
RESTAURANTS, BARS AND HOTELS**

| SATURDAY ALLOWED<br>CLOSING HOURS | NUMBER OF BUSINESSES |
|-----------------------------------|----------------------|
| 7:30 pm                           | 1                    |
| 9:00 pm                           | 4                    |
| 10:00 to 10:30 pm                 | 6                    |
| 11:00 to 11:30 pm                 | 7                    |
| 12:00 am                          | 24                   |
| 1:00 am                           | 12                   |
| 2:00 am                           | 20                   |
| No limits or no Resolution        | 9                    |
| 24 Hours                          | 1                    |
| <b>TOTAL</b>                      | <b>84</b>            |