



# ALTADENA TOWN COUNCIL

## Land Use Minutes

April 4, 2023

730 East Altadena Drive • Altadena, California 91001

**1. Call to Order:** Diane Marcussen

**2. Roll Call:** Pat Sutherlen

Present: Connor Cipolla, Billy Malone, Don McCormick, Dorothy Wong, Jon Carmody, Veronica Jones, Pat Sutherlen, Alan Peck, Doug Colliflower, Dan Harlow, Diane Marcussen, Sylvia Vega  
Absent: Victoria Knapp, Milissa Marona, Chris O'Malley, Rob Bryce

**3. Approve Meeting Agenda, April 4, 2023:** Diane Marcussen

Approved as presented, unanimous

**4. Approve Minutes March 7, 2023:** Pat Sutherlen

Approved as presented, unanimous.

**5. Chairman Report:** Diane Marcussen

To Committee Members, Regional Planning is currently short staffed. Remember this when working with the Planners.

### 6. ACTION ITEM

6.1 CUP #RPPL2022003002, Project #PRJ2022-0010488-5 El Caporal Mexican Food, 2100 Fair Oaks Ave. Application to serve alcohol at an existing restaurant

Presentation was made by Liliger Damasa, agent for owner Jessica Padilla who was available for questions from committee members.

Discussed were the following: Request is only for beer and wine to be sold along with food consumption and not with take out items. Food service is only inside the restaurant. 22 flyers were delivered to closest commercial businesses on Fair Oaks and residences on Raymond which is the street behind the restaurant. There were 6 positive responses and 1 negative.

Unanimous vote was taken to sent the request to the full ATC with the recommendation to send to Regional Planning for approval with the following conditions:

1. The sale of alcoholic beverages shall be from 9:00 AM to 10:00 PM from Sunday to Thursday and 9:00 AM to 11:00 PM on Friday and Saturday. No alcohol shall be served at the site beyond 10:00 PM from Sunday to Thursday and 11:00 PM on Friday and Saturday. Any unfinished serving already being consumed at the time shall be consumed within 60 minutes of the latest permitted time to serve alcohol at the site.

2. Security cameras shall be installed inside the restaurant and outside facing the outdoor dining area and surrounding area. Video footage shall be retained for at least one month and shall be made available to law enforcement upon request.
3. A monitored security alarm shall be installed on premises.
4. The permittee shall not advertise the sale of alcoholic beverages on the exterior of any structure on the subject property including windows, walls, fences, or similar structures.
5. All regulation of the State of California prohibiting the sale of alcoholic beverages to minors shall be strictly enforced.
6. The permittee shall post or otherwise provide telephone numbers of local law enforcement agencies and taxicab companies at or near the cashier, or similar public service area. Such telephone numbers shall be visible by and available to the general public.
7. There shall be no consumption of alcoholic beverages outside the designated areas of the subject facility. The permittee shall instruct all designated employees, who directly serve or are in the practice of selling alcoholic beverages, regarding this restriction.
8. The permittee shall develop and implement a Designated Driver program (i.e. free soft drink or coffee to a designated driver of a group). The permittee shall submit the program to the Director of Planning for approval prior to the approval of the CUP. All employees shall be trained on the program. A printed two-sided card explaining this program shall be placed on all tables in the restaurant or a notice regarding the program shall be printed on the menu.
9. All servers of alcoholic beverages must be at least 18 years of age.
10. No dancing, or dance floor is authorized in or outside the premises.
11. There shall be no music or other noise audible beyond the restaurant premises. The restaurant will comply with all LA County noise ordinance provisions.
12. Not less than fifty-one percent of the income from the business enterprise shall be derived from the sale of food and non-alcoholic beverages. The business owner shall at all times maintain records which reflect separately the gross sale of food and the gross sale of alcoholic beverages. Said records shall be available to the Los Angeles County Department of Regional Planning, the Department of Alcoholic Beverages Control, or the Los Angeles County Sheriff's Department on demand.
13. The permittee may hold "happy hour" drink specials, specials, or similar promotions from 3:00 PM to 7:00 PM, seven days a week, only in conjunction with food.
14. Food service shall be continuously provided during operating hours.
15. No service of alcoholic drinks will be done in disposable cups of any type.
16. The outdoor seating area shall be clearly defined and follow all ABC rules for outdoor areas.

17. A trashcan shall be provided in the outdoor area and emptied regularly.
18. There shall be no display of alcoholic beverages from coolers or refrigeration.
19. There shall be no sales of alcohol from an ice tub, champagne buckets are exempted for onsite consumption.
20. The permittee and all managers and designated employees of the establishment who directly serve or are in the practice of selling alcoholic beverages shall participate in the LEAD (Licensee Education on Alcoholic and Drugs) Program. All new designated employees shall be required to attend. The licensee shall display a certificate or plaque in a publicly accessible area of the establishment such as the lobby, indicated they have participated in the program. Proof of completion of the facilities' training program by employees, the licensee and all managers shall be available upon request.
21. Alcoholic beverages for on-site consumption shall be sold to customers only when food is ordered and consumed.
22. There will be no alcoholic beverages sold for off-site consumption.

6.1.1 Public Comment

None

**7. PRESENTATIONS**

None

**8. General Public Comment**

None

**9. Census Tract Reports**

None

**10. Adjournment**

Unanimous