

RESOLUTION NO: 87-58
A RESOLUTION OF THE CITY COUNCIL
OF THE CITY OF EL PASO DE ROBLES
TO AMMEND USE PERMIT B6001
(WEYRICK - CLUB MONTAGE)

WHEREAS, Use Permit B6001 was approved by the City Council on April 1, 1987, to permit the establishment of a dance club in the C-1 zone, located at 1329 Spring Street, which would be open to teenagers, at least two nights per week, subject to ten conditions, and

WHEREAS, Clifford Weyrick has filed an application to amend Use Permit B6001 to delete the condition (#10) which requires that the dance club be open to teenagers, and sets two nights per week and to amend the condition (#9c) which sets two nights per week and to amend the club is open to teenagers, and

WHEREAS, a public hearing was conducted by the City Council on August 18, 1987 to consider this amendment, and

WHEREAS, at its public hearing, the City Council considered the facts and analysis presented in the staff report prepared for this project, dated August 13, 1987 and accepted public testimony regarding this proposed development plan, and

WHEREAS, based upon the facts and analysis presented in the staff report, public testimony received and operation for the conditions of approval, listed below, the City Council finds that the establishment, maintenance or operation of the proposed use or building applied for, will not be detrimental to the health, safety, morals, or convenience of the neighborhood of persons residing in or working in the neighborhood of the proposed use, or be injurious or detrimental to the general welfare of the City, or neighborhood or to the general welfare of the City.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of El Paso De Robles does hereby approve an amendment to Use Permit B6001 such that this Use Permit is now subject to the following conditions:

Conditions of Approval:

1. This use permit amends the original Use Permit B6001 by the City Council on April 1, 1987. As amended, this permit authorizes the operation of a dance club. This use permit shall be open, for use by club members, subject to the special conditions listed below. This use permit shall not be effective until the following occurs:

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a. Conditions # 4 and 5, as listed below shall be completed within 60 days of the date of this resolution;

b. The building and fire safety code deficiencies listed on the memorandum from the Building official, dated August 13, 1987, attached as Exhibit A, shall be corrected within 15 days of the date of this resolution.

2. The rear door of this building will be used and marked as a fire exit only.

3. Security Lighting shall be provided in areas adjacent to the building as required by the Architectural Review Committee and Police Chief.

4. The owner shall post a performance bond or provide a Certificate of Deposit issued to the City for the amount necessary to complete street improvements which shall include design and construction of curb, gutter, sidewalk and paving to widen Spring Street in front of this project. The owner shall also submit a letter to the City stating that he will not oppose participation in any assessment district proposed to accomplish these improvements.

5. All improvements shall be placed to City of Paso Robles specifications.

6. All signs and modifications to the exterior elevations require Architectural Review Committee approval.

7. The dance club operator shall be responsible for picking up any litter which may be attributable to club patrons from the following locations:

a. Sidewalks and gutters on Spring Street between 13th and 14th Streets and the alley one-half block west of Spring Street between 13th and 14th Streets;

b. Private parking lots within the boundaries outlined by subsection (a) above, provided that the property owners do not object.

8. This use permit shall be subject to quarterly review.

9. When the dance club is to be open to teenagers, the following conditions shall apply to the operation of the club during the hours it is open to teenagers:

a. The minimum age for admission shall be 14 years unless the club is closed for a private party;

b. The sale of alcoholic beverages shall be prohibited;

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c. The dance club shall be closed to all persons under 21 years of age at the following times:

(1) At 11:00 p.m. on Fridays, Saturdays and weeknights between June 15th and the following Labor Day;

(2) At 12:01 a.m. on weeknights between Labor Day and June 14th.

d. The dance club operator shall provide security at all entrances and exits to the building, both interior and exterior, and other security measures as required by the Police Chief.

10. The dance club shall be open for use by teenagers no fewer than four (4) nights per month, one of which nights shall be either a Friday or Saturday. Special events for teenagers may be included within the required four nights per month. If the dance club is not so opened and operated, this Use Permit is subject to immediate review and/or revocation.

11. The building shall be maintained at all times in compliance with the City's Building and Fire Safety codes as contained in Title 17 of the Municipal code.

PASSED AND ADOPTED THIS 18th day of August, 1987 by the following roll call vote:

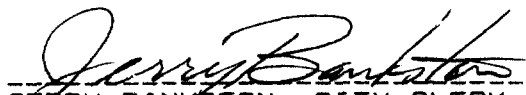
AYES: DOLAN, COUSINS, OVITT AND RUSSELL

NOES: NONE

ABSENT: NONE


MAYOR NICK RUSSELL

ATTEST:


JERRY BANKSTON, CITY CLERK

TO: CITY PLANNER
FROM: BUILDING DIVISION D.M.
SUBJECT: CLUB MONTAGE
DATE: AUGUST 13, 1987

On July 15, 1987 a Health and Safety inspection was conducted at Club Montage by the Fire and Building Departments. The purpose was to determine whether improvements requested prior to January 1, 1987 had been completed. This department was unable to conduct a inspection of the interior of the building as it was locked.

In the course of the inspection it was noted that:

1. The fusible link automatic door closures at the record shop had not been installed.
2. The required seismic anchor had not been installed on the dance floor light frame.

On August 13, 1987 the building and fire departments conducted a follow up inspection of the interior of Club Montage. The following health and safety problems were noted:

- 1.) The required fire extinguishers had been removed, with the exception of one in the upper mezzanine exit corridor. It was behind its allowable service date.
- 2.) The left side of the required rear exit was inoperable.
- 3.) Wall area adjacent to urinals must be none adsorbent. Plywood does not qualify. U.B.C. 510
- 4.) Install deadfront covers on electrical panels.
- 5.) Maintain minimum 3 foot clearance in front of electrical panels. NEC Article 110
machine must be hardwired or serviced by standard 6 foot attention cords not allowed.
above fryer to be serviced at 6 month intervals.
(1986).

B.) Exhaust hood and hood fire system does not properly cover the added deep fryer. U.M.C. 2003 (f).

cc. Fire Chief
Community Development Director
City Manager
Steve Perkins

CLUB M. ISPM
