

STAFF REPORT

Date: May 22, 2024

To: Mayor and City Council

Thru: Doug Thornley, City Manager

Subject: Staff Report (For Possible Action): Approval of Privileged Business License – On-Premises Alcohol, Cabaret (New) – Champagne & Chocolate, Cesar Fausto, 550 West Plumb Lane, Suite E.

From: Lance Ferrato, Director of Business Licensing

Department: Business Licensing

Summary:

This is an application (R162508Q-APP-2024) for on-premises alcohol and cabaret at a new confectionery. The site location was approved by the Planning Division and has a zoning designation of Specific Plan District (SPD) Plumgate. Zoning hours of operations are 7:00 a.m. to 11:00 p.m. with alcohol sales and service limited to 11:00 a.m. to 11:00 p.m.

The SPD was approved on August 28, 2001, and subsequently amended twice: January 28, 2003; and May 26, 2010. Currently, as it pertains to the referenced application, the following conditions apply and will be met.

- Restaurants, maximum of three (3) with each limited to 5,000 square feet. The area of the three restaurants combined may not exceed 8,000 square feet. Table service of alcohol is allowed in two of the three restaurants. Alcohol may not be purchased for off-premises consumption. No gaming is allowed.
 - Champagne & Chocolate will be one of the three restaurants, the others being The Kitchen Table and Starbucks.
 - No restaurant will exceed 5,000 square feet.
 - Starbucks – approximately 1,612 square feet.
 - The Kitchen Table – approximately 1,574 square feet.
 - Vacant Space – approximately 3,494 square feet.
 - Total square footage will not exceed 8,000 square feet.
 - The total square footage equals approximately 6,680 square feet.
 - Table service of alcohol will occur at Champagne & Chocolate and The Kitchen Table.

- No package alcohol sales or gaming.
- Specialty retail shops (i.e., jewelry, boutiques, books, crafts, antiques, groceries, etc.)
 - This is an allowed use that complements the next item.
- Alcohol service and sales (as an ancillary use to specialty retail) may be permitted on parcel number 019-033-50 only and shall not exceed 50% of the overall gross floor area or 1,200 square feet. Food in the form of appetizers shall be available at all times when the bar is open and drinks are being served. Water shall also be made available. Package alcohol sales are restricted to wine and beer, including all gift baskets.
 - Champagne & Chocolate will be located on parcel number 019-033-50.
 - The alcohol service and sales area will not exceed 50% of the overall gross floor area or 1,200 square feet.
 - The alcohol service and sales area has been calculated to be 1,716 square feet.
 - The specialty retail area consists of chocolate products and covers approximately 240 square feet.
 - Alcohol service and sales area square footage is approximately 49% of the overall gross floor area (1,716 square feet of 3,494 square feet in total).
 - Food will be available through the restaurant at all times when the bar is open and drinks are being served.
 - Water will be available.
 - No package alcohol sales at this time.

Attachments:

Privileged License Application Approval - Background, Discussion and Legal Implications

Vicinity Map - Champagne & Chocolate

Specific Plan District Handbook - Plumgate