

Hillside Federation Report on Proposed Changes to the Conditional Use Permit (Alcohol)

PROJECT TITLE: Conditions Motion: Land use and public safety conditions on CUBs Date:
Reason for Action/Information:

The City of Los Angeles has taken the position that the imposition of land use and public safety conditions related to the sale and service of alcohol on Conditional Use Beverage permits is the purview of ABC, and are no longer allowed or enforceable. This directly counters the 40 year practice within the City of LA and nearly every California municipality. It also strips the community's input into protecting their neighborhoods.

The Conditions Motion has broad citywide support. It has garnered the formal endorsement of the Westside Regional Alliance of Councils (WRAC), the South Los Angeles Alliance of Neighborhood Councils (SLAANC), as well as 16 Neighborhood and Community Councils, and 14 public health agencies. We hope the Hillside Federation will stand with a growing group of supporters to protect communities' public health, safety, and quality of life through land use and public safety conditions.

Concise Motion:

Now, therefore, be it resolved that the Hillside Federation supports the "Conditions Motion", which calls upon the City Council to adopt a policy to: (1.) Authorize the imposition of land use conditions that protect public health, safety and welfare by mitigating potential adverse impacts from the sale or service of alcohol, consistent with the past practice of the City of Los Angeles and current practice of other jurisdictions statewide; (2.) Maintain and enforce previously-imposed CUB conditions on the sale or service of alcohol; and (3.) Prohibit the removal of previously-imposed conditions outside the public processes mandated under the City Charter and Zoning Code.

Description of the Project and the Issue(s) of Concern:

For decades, the City of Los Angeles has allowed stakeholders such as LAPD, council offices, neighborhood councils, and other community groups to place reasonable, alcohol-related conditions on local permits (i.e. limiting hours of alcohol sales to prevent late night nuisance/loitering, restricting youth-attractive products and advertising, etc.) in order to protect public health and safety.

Unfortunately, conditions specific to alcohol sales — including those on existing permits, are no longer allowed and/or enforced in Los Angeles. This means businesses that previously negotiated agreeable conditions with the community, such as limited hours of sale, are no longer permissible. Furthermore, land use and public safety conditions related to alcohol sales and service can no longer be placed on new businesses coming into the community.

City Codes/Policies/Plans/Ordinances being violated: A change in practice of this magnitude should have gone through City Council with opportunities for public comment. Instead, the shift from decades-long practice was done administratively without the direction of council.