

Background on Text Amendment Proposal to Ban Late-Night Establishments

- A group of residents in the Sherrington Community were grievously bothered by the 1273 S. Hairston nightclub activities. We joined them in calling on the County to shut it down. The place closed before the pandemic. In an effort to prevent such a thing from happening again, the group has been working almost 2 years to get the prohibition against late-night establishments in Tier 2.
- The GHHCDC asked the County Planning staff many times to be part of the discussion.
- An amendment was presented to District 5 Community Council June 14. The Council unanimously recommended deferral because there had been no public meetings, the amendment was different than the agenda item (the amendment included Tiers 1, 2, and 5 and the agenda listed only 2), and the GHHCDC suggests more targeted ways to deal with the problem.
- On June 15, the District 4 Community Council took the same position as District 5.
- On June 18, District 5 Planner Dustin Jackson said there would be NO community meetings, and he said Planning amended the amendment. It now only targets Tier 2.

GHHCDC's position is to protect residents from bad actors, but not to get rid of the option to have a restaurant that serves alcohol after 12:30 a.m. In addition, Tier 2 covers other commercial districts, not just the one near Sherrington. The late-night rule allows alcohol to be sold until 2 a.m. Sunday-Wednesday and until 2:30 a.m. Thursday-Saturday. Note: a late-night establishment is not the same as a nightclub.

Definition of Late Night Establishment: Any establishment licensed to dispense alcoholic beverages for consumption on premises where such establishment is open for use by patrons beyond 12:30 a.m. A late-night establishment must be 1,500 feet away from the line of property zoned residential.

Definition of Nightclub: A commercial establishment dispensing alcoholic beverages for consumption on the premises and in which dancing and musical entertainment is allowed. A night club must be 1,500 feet away from the line of property zoned residential.

The Planning Commission considers the amendment July 8, and the BOC considers in July 29.

- 1) Do we want to continue asking for a deferral?
- 2) Should we suggest a modification, and if so, what?
- 3) Who will join the meetings and speak?

Note: The situation at 1273 S. Hairston violated many county regulations including not having the proper business license, not adhering to the distance requirement from residential property, noise, and (possibly) illicit entertainment. The closest property was less than 500 feet away. **It doesn't matter what codes we have in place if the County does not enforce its rules.** But that is another matter.

Map of Greater Hidden Hills Boundaries and Tiers, next page

