

BEFORE THE  
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL  
OF THE STATE OF CALIFORNIA

In the Matter of the Application of:

EPIC RESTAURANT GROUP LLC  
Blue 32 Restaurant  
1332 Hermosa Ave 1  
Hermosa Beach, CA 90254

File: 47-422561

Reg:

PETITION FOR  
CONDITIONAL  
LICENSE

For issuance of an On-Sale General Eating Place License

Under the Alcoholic Beverage Control Act

**WHEREAS**, petitioner(s) has/have filed an application for the issuance of the above-referred-to license(s) for the above-mentioned premises; and,

**WHEREAS**, pursuant to Section 23958 of the Business and Professions Code, the Department may deny an application for a license where issuance would result in or add to an undue concentration of licenses; and,

**WHEREAS**, the proposed premises are located in Census Tract 6210.01 where there presently exists an undue concentration of licenses as defined by Section 23958.4 of the Business and Professions Code; and,

**WHEREAS**, the petitioner(s) stipulate(s) that by reason of the aforementioned over concentration of licenses, grounds exist for denial of the applied-for license(s); and,

**WHEREAS**, the issuance of an unrestricted license would be contrary to public welfare and morals;

**NOW THEREFORE**, the undersigned petitioner(s) do/does hereby petition for a conditional license as follows, to-wit:

1. Sales, service and consumption of alcoholic beverages shall be permitted only between the hours of 8:00 a.m. and 12:00 Midnight Sunday through Thursday and 8:00 a.m. and 1:30 a.m. Friday and Saturday.
2. The premises shall be maintained as a bona fide food restaurant and shall provide a menu containing an assortment of foods normally offered in such restaurants.
3. No "happy hour" type of reduced price alcoholic beverage promotion shall be allowed.
4. The quarterly gross sales of alcoholic beverages shall not exceed the gross sales of food during the same period. The licensee shall at all times maintain records which reflect separately the gross sale of food and the gross sales of alcoholic beverages of the licensed business. Said records shall be kept no less frequently than on a quarterly basis and shall be made available to the Department on demand.
5. There will be no dancing allowed on the premises.

Applicant/Petitioner Initials:                     

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- 6. There shall be no coin operated games or video machines maintained upon the premises at any time.
- 7. No pool or billiard table may be maintained on the premises.
- 8. Entertainment provided shall not be audible beyond the area under the control of the licensee(s) as defined on the ABC-257 dated 12/20/04 and ABC-253 dated 12/20/04.
- 9. Live entertainment provided shall be limited to 3 singer/musician combo.
- 10. The sale of alcoholic beverages for consumption off the premises is strictly prohibited.
- 11. The subject alcoholic beverage license shall not be exchanged for a public premises type license nor operated as a public premises.

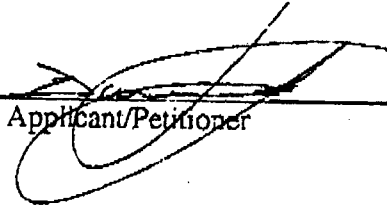
This petition for conditional license is made pursuant to the provisions of Sections 23800 through 23805 of the Business and Professions Code and will be carried forward in any transfer at the applicant-premises.

Petitioner(s) agree(s) to retain a copy of this petition on the premises at all times and will be prepared to produce it immediately upon the request of any peace officer.

Petitioner(s) stipulate(s) and agree(s) that he/she/it will not apply to the Department for removal of the condition as herein set forth unless sufficient changes occur to justify reconsideration of the need for the continuation of such conditional restrictions.

The petitioner(s) understand(s) that any violation of the foregoing condition(s) shall be grounds for the suspension or revocation of the license(s).

DATED THIS 15<sup>th</sup> DAY OF March, 2005

  
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Applicant/Petitioner

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Applicant/Petitioner