



## City of Santa Barbara

Police Department

### Memorandum

**DATE:** July 11, 2013

**TO:** Fire and Police Commission

**FROM:** Holly Perea, Police Technician

**SUBJECT:** Nightclub Dance Permit: "Killer Shrimp" 416 State St

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#### DISCUSSION:

On April 29, 2013, Matt Olufs submitted an application for a nightclub dance permit to the Santa Barbara Police Department on behalf of Killer Shrimp Santa Barbara LLC, owners of the prospective business at 416 State St, dba "SB Cantina."

Killer Shrimp Santa Barbara LLC is comprised of 4 owners: Kevin Michaels, John Reda, Stephen Doherty, and Mika Michaels. Applicants received all necessary approvals from Community Development for the dance permit, and submitted the required security and noise mitigation plans. Notices were distributed to nearby properties and posted on the premise in accordance with the Santa Barbara Municipal Code requirements and deadlines. All four applicants underwent Live Scan fingerprinting. The results of all owners meet Municipal Code requirements.

According to the application, security guards will be dressed in company-branded shirts with the word "Security" printed on the front and back. Guards will communicate verbally, through headsets, and with flashlights.

On May 8, 2013, Santa Barbara Police Department staff conducted a site visit. Matt Olufs, was present on behalf of the business to conduct the walkthrough. The following information was learned during this visit:

- The premise was under construction at the time of the walkthrough, but printed plans and a discussion with Matt Olufs at the walkthrough confirmed the details of the proposed layout.
- 36 speakers will be installed: 25 on the interior and 11 on the exterior.
- 14 security cameras will be installed: 11 on the interior and 4 on the exterior. Video from the cameras will be stored for 30 days.
- There is only one point of entrance into the business: through the front of the business.
- According to Mr. Olufs, minors won't be allowed on premise during hours of dancing, which at the time of the walkthrough were specified as 10:00 pm through 1:30 am Thursday, Friday, and Saturday. (The application lists proposed hours of dancing from noon until 2:00 am daily.)
- The owners propose the following minimum levels of security:
  - 3 security guards on duty during dancing or entertainment when occupancy is between 1 and 125 patrons;
  - 4 security guards on duty during dancing or entertainment when occupancy is between 126 and 200 patrons; and
  - 5 security guards duty during dancing or entertainment when occupancy reaches a minimum of 201 patrons.

## **RECOMMENDATION:**

It is the recommendation of the Santa Barbara Police Department that a dance permit be issued to Killer Shrimp with the following conditions:

1. No live entertainment, dancing, or amplified music permitted on any patio or outdoor area.
2. Noise from the premise, including but not limited to recorded music, radio, television, and live entertainment, must not be audible beyond 50 feet of the premise in any direction.
3. A minimum of 3 uniformed security guards required:
  - a. nightly during hours of dancing
  - b. after 9:00 pm on Thursdays, regardless of entertainment or dancing.
4. A minimum of 5 uniformed security guards required:
  - a. after 9:00 pm on Friday, and Saturday, regardless of dancing or entertainment, and
  - b. after 9:00 pm nightly when patrons under the age of 21 are on premise.
5. All security guards must complete LEADs and Responsible Beverage Server (RBS) training.
6. Every security guard must be currently licensed with the California Department of Consumer Affairs as a Proprietary Security Officer, and the premise must possess a current Proprietary Private Security Employer's License issued by the California Department of Consumer Affairs.
7. Rear doors may not be used for public entry or exit except in the case of emergency.
8. Staff must maintain an orderly line of patrons awaiting entry into the premise. The queue of patrons must not block passage of pedestrians on the walkway, nor may it extend into any nearby street.
9. Dancing shall be prohibited after midnight nightly when any patron under the age of 21 years of age is on premise.
10. When patrons under age 21 years are on premise after 9 pm, a distinct physical and spatial barrier must be used to separate patrons under age 21 from those ages 21 and over.