



December 9, 2020

CITY OF BEAUMONT - PLANNING DEPARTMENT

550 E. 6TH Street
Beaumont, CA 92223

RE: BEAUMONT CINEMA, LLC dba 2ND STREET CINEMA
1491 E. Second St.
Conditional Use Permit for Type 47 Liquor License

To Whom It May Concern,

The new 2ND STREET CINEMA, located at the San Gorgonio Village, on Second Street, a commercially zoned property plans to open early spring of 2021. The cinema is designed to be a premier luxury style theater with leather reclining seats and all-Dolby, top-of-the line sound. The theater will employ roughly 24 employees. It will be open 7 days a week, from 11am to 10pm daily. Deliveries will consist of once a day, 3 times per week at the early morning.

The theater is located adjacent to Kohl's and has its own ample parking. The main entrances and exits open out onto commercial thoroughfares (E. Second Street, Commerce Way and E. First Street). The cinema has no windows (except for the entry main lobby) and the walls are acoustically designed to prohibit noise production. The location has very few nearby residents within a 300' radius across Second Street behind the cinema. There are no schools, parks, places of worship, parolee-probationer homes, emergency shelters, supportive housing or transitional housing close by.

Our goal is to offer our patrons' cinema experience with an comprehensive menu of food and beverages which will include Beer and Wine on-tap, as well as a small assortment of alcoholic beverages. All alcoholic items being offered will be served under the strict "Use Conditions" set forth by the Department of Alcoholic Beverage Control. Said Conditions restrict the sale of any alcoholic beverage solely to ticket holders, 2 per person, plus routine auditorium monitoring every 20 minutes. (a *copy of conditions is attached for your review*). In accordance with the ABC Type-47 license guidelines, the 2ND STREET CINEMA will essentially operate as a self-serve style restaurant, whereby offering the sale of food and theater fare along with a selection of beer, wine and basic cocktail beverages directly from the concession ordering area located in the main lobby. The full menu will be available during all hours of operation. Historically, movie theaters that operate in this manner have little to no underage consumption violations and/or enforcement issues. This business model is not currently available within a 15-mile radius thus making it an added convenience and an utterly unique luxury experience for the Beaumont patrons, as well as the surrounding communities.

For the reasons set forth herein, we request that the Planning Department makes the determination that the operation of the 2ND STREET CINEMA, under the ABC type-47 license, will not interfere with the quiet enjoyment of the Beaumont residents, but genuinely enhance it.

Sincerely,

David Corkill, *Managing Member*
BEAUMONT CINEMA, LLC

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

IN THE MATTER OF THE APPLICATION OF

BEAUMONT CINEMA, LLC
dba: 2ND STREET CINEMA
1491 E. SECOND STREET
BEAUMONT, CA 92223

} FILE 47-620021

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} REG.

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} **PETITION FOR CONDITIONAL**
} **LICENSE**

For Issuance of an On-Sale Beer and Wine 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, the privilege conveyed with the applied-for license requires that the petitioner(s) operate(s) the premises, in good faith, as a Bona Fide Public Eating Place; and,

WHEREAS, the proposed premises and/or parking lot, operated in conjunction therewith, are located within 100 feet of residences(s); and,

WHEREAS, issuance of the applied-for license without the below-described conditions would interfere with the quiet enjoyment of the property by nearby residents and constitute grounds for the denial of the application under the provisions of Rule 61.4, of Chapter 1, Title 4, of the California Code of Regulations; 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 At all times when the premises is exercising the privileges of their license, the sale of food, in compliance with Section 23038 of the Business and Professions Code, shall be offered and available for purchase.
- 2 All sales and service of alcoholic beverages for consumption in the general spectator seating areas shall be made only from concession stands, portable stands or bars, or fixed bars, and shall not be sold, served, or delivered to customers by individual ambulatory vendors, commonly known as "hawkers".
- 3 Points of sale of alcoholic beverages shall not be maintained within the theater auditoriums.

Initials

- 4 Notwithstanding conditions #2 and #3 above, alcoholic beverages may be sold or served by waiters or waitresses in the general spectator seating areas under the following conditions:
 - a. Only persons occupying seats in the designated theaters shall be permitted to order and be served alcoholic beverages.
 - b. Orders from patrons seated in these theaters must be made to the waiter or waitress serving that area, and the alcoholic beverages must be personally delivered to the patron by the waiter or waitress who took the order.
 - c. The waiter or waitress serving in the theaters shall not carry a supply of unordered alcoholic beverages.
- 5 No more than two (2) alcoholic beverages shall be sold or served to any one (1) person during any transaction.
- 6 Alcoholic beverages shall be served in containers which significantly differ in appearance from those containers utilized for non-alcoholic beverages. Containers for beer shall not exceed 16 ounces. This condition does not preclude the service of alcoholic beverages in their original containers.
- 7 At all times when the premises is exercising the privileges of their license, an employee of the premises shall enter and monitor the activity within the theaters on a regular basis, but no less than once every 30 minutes.
- 8 During the period from the initiation of seating until the completion of the feature presentation, ambient lighting in the auditorium(s) shall remain at a level sufficient to allow a reasonable person to observe patrons who may be consuming alcoholic beverages.

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.

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 _____ DAY OF _____, 20_____.

Applicant/Petitioner (David Corkill)

Applicant/Petitioner