

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

1000 South Hill Road, Suite 310
Ventura, CA 93003
(805) 289-0100



October 29, 2015

Sheriff Bill Brown
Santa Barbara Sheriff's Department
P.O. Box 6427
Santa Barbara, CA 93160

Re: Santa Ynez Band of Mission Indians
2400 E. Hwy 246
Santa Ynez, CA 93460
47-552161

Dear Protestant(s);

The purpose of this letter is to notify you that the Department has approved an application to allow the above applicant to operate the above applied-for premises under the authority of an Interim Retail Permit, effective October 29, 2015.

The permit is subject to compliance with specific operating conditions which are reflective of those recommended by the Department for imposition upon any future permanently issued license (see attached).

If you have any questions or concerns regarding this matter, do not hesitate to contact me directly at (805) 289-0100.

Sincerely

A handwritten signature in blue ink, appearing to read "Leslie Pond".

Supervising Agent in Charge
Leslie.pond@abc.ca.gov
Ventura / Santa Barbara / San Luis Obispo Counties
Ventura Office – 805-289-0100 Fax 805-289-0110
San Luis Obispo Office – 805-543-7183 Fax 543-3814

Santa Barbara County
Sheriff's Office

NOV - 2 2015

Office of the Sheriff

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

IN THE MATTER OF THE APPLICATION OF

SANTA YNEZ BAND OF MISSION INDIANS
CHUMASH CASINO HOTEL AND RESORT
3400 E HIGHWAY 246
SANTA YNEZ, CA 93460-9405

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**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, the petitioner has entered into a Tribal-State Gaming Compact with the State of California; and,

WHEREAS, the petitioner is operating Class III gaming devices as defined by 25 U.S.C. Section 2703(8) on the applied-for location; and,

WHEREAS, the petitioner wishes to sell, serve and permit consumption of alcoholic beverages in a portion of the gaming facility where Class III Gaming activities will be conducted; and,

WHEREAS, the Santa Barbara County Sheriff's Department has protested this license application based on the grounds that issuance would aggravate existing law enforcement problems; and,

WHEREAS, Doreen Farr; Third District Supervisor has protested this license application based on the grounds that issuance would aggravate existing law enforcement problems; and,

WHEREAS, protest(s) has/have been filed against the issuance of the applied-for license; and,

WHEREAS, the protest(s) deal(s) with the proposed operation of the applied-for premises; 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:

VA

Initials

- 1 Sales, service and consumption of alcoholic beverages shall only be allowed on the premises between the hours of 9:00 AM and 1:00AM.
- 2 Persons under 21 years of age shall not be permitted to remain in any room where Class II and/or III gaming activities are being conducted unless the person is en route to a non-gaming area of the facility; except that employees not engaged in the sale or service of alcoholic beverages shall be permitted to remain in such area(s) in the performance of their duties as employees.
- 3 The licensee will comply fully and submit to Section 25755 B&P, in that, all peace officers as defined in California Penal Code sections 830.1 and 830.2, during the scope of their employment as peace officers, may visit and inspect the premises when the licensee is exercising their license privileges.
- 4 The licensee will insure that all alcoholic beverage sales staff receives appropriate training in the sale and handling of alcoholic beverages such as offered in the TIPS or LEAD programs.
- 5 There shall be no sales, service, or consumption of alcoholic beverages in the area designated as the "Showroom", as defined on ABC-257 dated November 20, 2014, during any live sporting event or exhibition, such as but not limited to boxing, mixed martial arts, or wrestling.
- 6 No person under 21 years of age will be allowed to rent or stay in hotel guestrooms where Controlled Access Cabinets containing alcoholic beverages are unlocked unless accompanied by an adult parent or guardian.
- 7 The licensee will develop and maintain a designated driver program where licensee will offer free non-alcoholic beverages to designated drivers.
- 8 The sale of alcoholic beverages for consumption off the premises is strictly prohibited.
- 9 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.

VA
Initials

- 10 The parking lot of the premises shall be equipped with lighting of sufficient power to illuminate and make easily discernible the appearance and conduct of all persons on or about the parking lots and structures.
- 11 There shall be no "Happy Hours" when alcoholic beverages are offered at discount prices that are less than standard prices.
- 12 That local government, including the County Sheriff, the District County Supervisor and the Mayor of the City of Solvang, shall be notified by the Department in writing if this alcoholic beverage license is being considered for an amendment or any additional alcoholic beverage licenses are being applied for by the Tribe or its agents.
- 13 The sale of distilled spirits by the bottle for same day or future consumption is prohibited.
- 14 Anytime alcoholic beverages are being sold, served or consumed, full and complete meals shall be offered and made available.

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 1st day of October, 2015.



Applicant/Petitioner

Applicant/Petitioner