



SPECIAL MEETING

TOWN OF LOS GATOS TOWN COUNCIL POLICY COMMITTEE

Council Policy Committee – (2016)

*Marico Sayoc, Vice Mayor
Marcia Jensen, Council Member*

AGENDA
TOWN COUNCIL CHAMBERS
110 EAST MAIN STREET
April 28, 2016 – 10:00 A.M.

MEETING CALLED TO ORDER

ROLL CALL

VERBAL COMMUNICATIONS *(Three minute time limit)*

1. Approval of the April 14, 2016 Council Policy Committee Draft Minutes
2. Review and discuss revised draft Entertainment Policy
3. Discuss and provide direction on a draft Civic Facilities Use Policy
4. Identification and discussion of future Policy Committee agenda items

ADJOURNMENT

Enclosures:

1. April 14, 2016 Policy Committee Draft Minutes (Item 1)
2. Review and discuss revised draft Entertainment Policy (Item 2)
3. Discuss and provide direction on a draft Civic Facilities Use Policy (Item 3)

cc: Post *(also posted on Town Web)*
Town Council

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Town Manager's Office at (408) 354-6834. Notification 48 hours before the meeting will enable the Town to make reasonable arrangements to ensure accessibility to this meeting [28 CFR §35.102-35.104]

TOWN OF LOS GATOS
COUNCIL POLICY COMMITTEE
April 14, 2016 10:00 a.m.

110 E. Main Street
Town Council Chambers
Los Gatos, California

MINUTES

Call to Order

The Council Policy Committee meeting was called to order at 10:15 a.m.

Members and Staff present:

Vice Mayor Marico Sayoc
Councilmember Marcia Jensen
Laurel Prevetti, Town Manager
Rob Schultz, Town Attorney
Joel Paulson, Community Development Director
Monica Renn, Economic Vitality Manager

Verbal Communications

None

Agenda Items

**1. Approval of March 24, 2016 Council Policy Committee Meeting Minutes
Committee Action:**

The Committee unanimously approved the draft minutes with no changes.

2. Review and discuss the updated draft Entertainment Policy

The Policy Committee agreed to recommend to the Council a simple policy that allows businesses to provide amplified sound by right before 10:00 p.m., given that all provisions within the Town's Noise Ordinance are followed. In addition, the Committee would like to provide two options for Council consideration of an application process for entertainment after 10 p.m.: (1) simple policy with the Development Review Committee as the deciding body and (2) more detailed policy with the Planning Commission as the deciding body. Findings with which the deciding body may use to make a decision would be clear and included within the recommended policy.

With both recommendations, it was decided that those existing Conditional Use Permits (CUPs) that are silent or refer to compliance with an entertainment policy would be able to observe the new provisions, if adopted by the Council, without further review. the

CUPs with language that prohibits live entertainment and/or amplified sound would need to be modified through the public hearing process. Staff suggested the possibility of giving similar business types the opportunity to have their CUPs grouped together at a single hearing to modify this single condition in multiple use permits.

Council member Jensen stated it was her goal to use the second paragraph in the Music in the Park and Jazz on the Plazz contract as the framework for the language in the proposed policy, as this language has been adopted by the Council. In addition, the Committee discussed how to define entertainment or to provide examples to demonstrate clearly the activities being regulated under the policy. It was recommended that the Town move away from calling this an Entertainment Policy and move towards an Amplified Sound Policy, recognizing that entertainment takes many forms and that the concern that comes from entertainment is largely the noise.

The Committee also discussed compliance and the ability to revoke the right to have amplified sound should there be multiple founded complaints of a business participating in amplified sound that is out of compliance with the Town's Noise Ordinance and the potential new provisions. The Town does have the right to review and modify or revoke CUPs of businesses with founded compliance issues. Staff was asked to discuss the role of code compliance within the staff report that is forwarded to the Council.

STAFF REPORT FOR ITEM 2
WILL BE DISTRIBUTED
ON APRIL 26, 2016

STAFF REPORT FOR ITEM 3
WILL BE DISTRIBUTED
ON APRIL 26, 2016