



**OFFICIAL ZONING CODE INTERPRETATION (No. 1)**  
**(Zoning Code Section 20-70.020)**

ZONING CODE PROVISIONS INTERPRETED: Chapter 20-70 (Definitions – “Night Club”)

Chapter 20-70 provides a definition for “Night Club” as follows:

**Night Club.** *A facility serving alcoholic beverages for on-site consumption, and providing entertainment, examples of which include live music and/or dancing, comedy, etc.*

A question has been raised regarding the term “*facility serving alcoholic beverages for on-site consumption*” and whether or not it implies a Bar/Tavern type of facility or a Restaurant/Café with Incidental Bar type of facility; or both.

With regards to Bar/Taverns, the primary land use is the consumption of alcohol beverages. With regards to Restaurant with Incidental Bar, the primary land use is the consumption of a meal.

It has been determined that the term “facility” within the “Night Club” definition was intended to apply to uses where the primary land use is the consumption of alcoholic beverages.

Since a “Restaurant/Cafe with Incidental Bar” that also offers entertainment, still retains a primary land use focused around the consumption of a meal, and not on the consumption of alcoholic beverages or the entertainment, it has been determined that the term “facility” in the land use definition of “Night Club” implies a Bar/Tavern and not a Restaurant/Café with Incidental Bar.

This determination is consistent with the General Plan.

Date: 4/19/12

  
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Clare Hartman  
Zoning Administrator