

RESOLUTION NO. 19-\_\_\_\_\_

**Resolution Of The City Council Of The City Of Emeryville Authorizing The Chief Of Police To Issue An Annual Cabaret License To Rudy's Can't Fail Café For Calendar Year 2019**

**WHEREAS**, Emeryville Municipal Code 5-30.03 provides that a license is required to operate a cabaret in the City of Emeryville; and

**WHEREAS**, an applicant for a cabaret license is required to submit an application to the Police Department; and

**WHEREAS**, BMZ Enterprises has submitted an application for Rudy's Can't Fail Café for an Annual Cabaret License for calendar year 2019 to the Emeryville Police Department; and

**WHEREAS**, the Chief of Police has conducted an investigation of the Rudy's Can't Fail Café application and has prepared a report and recommendation as required by the Emeryville Municipal Code; and

**WHEREAS**, the Chief of Police has recommended the application be approved and a license issued subject to conditions of approval; and

**WHEREAS**, the City Council held a public hearing on April 2, 2019, to consider the application, the report and recommendations by the Chief of Police, and the comments received from the public regarding the application; now, therefore, be it

**RESOLVED**, pursuant to Emeryville Municipal Code Section 5-4.07, the City Council of the City of Emeryville hereby approves an Annual Cabaret License for calendar year 2019 to Rudy's Can't Fail Café, subject to the Conditions of Approval, attached hereto as Exhibit A, and authorizes the Chief of Police to issue said license.

**ADOPTED**, by the City Council of the City of Emeryville at a regular meeting held Tuesday, April 2, 2019, by the following vote:

AYES: \_\_\_\_\_

NOES: \_\_\_\_\_

ABSTAIN: \_\_\_\_\_

ABSENT: \_\_\_\_\_

ATTEST:

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
MAYOR

APPROVED AS TO FORM:



\_\_\_\_\_  
CITY ATTORNEY