



Chief of Police
Jennifer G. Tejada

Police Department
City of Emeryville



MEMORANDUM

Date: 09/01/18

To: Chief Jennifer Tejada

From: Lieutenant Mike Allen

Subject: Annual Cabaret Permit Investigation for "Trader Vic's" restaurant.

SUMMARY

This application has been reviewed and no information has been discovered that would result in the denial of the City of Emeryville Annual Cabaret Permit to Trader Vic's.

DISCUSSION

The Emeryville Municipal Code Section 5-4.02 requires City Council Approval of every commercial operation of a cabaret within the City Limits. Chapter 4 of Title 5 of the Emeryville Municipal Code governs "cabarets and dances" requires the Emeryville Police Department conduct an investigation of the applicant to ensure compliance with the regulations of the ordinance. Section 5-4.02(c) defines a cabaret as "Any event of place where live entertainment is provided by or for any patron or guest....to which admission may be gained by the public generally with or without payment of a fee or cover charge or the purchase or presentation of a ticket...."

Trader Vic's currently has a valid 2018 Cabaret Permit with the City of Emeryville. Trader Vic's address is 9 Anchor Drive, Emeryville, CA 94608. Cabaret permits are issued on a one-day or annual permit basis and only after the approval of the Chief of Police.

Trader Vic's is seeking an Annual Cabaret Permit to present live music entertainment and supply background music at their facility. These events will take place from 11:30AM to 10:00PM, Monday through Sunday, within the restaurant. These are public and private events.

The estimated attendance of these events varies. Alcohol is sold at these events. Trader Vic's has a valid ABC permit on file with the California Bureau of Alcohol and Beverage Control, license number- 47-41474.

To date in 2018, Trader Vic's had a total of eleven (11) calls for service to the restaurant. Of these calls for service which included medical calls, animal control, and burglary, three (4) were noise related. Two of calls for service were in May, one in July and one in August. The times of the noise disturbance were; 6:30 PM, 8:00PM, 4:17 PM and 06:35 AM. (See attached print out) Trader Vic's was responsive and cooperative in each instance.

Trader Vic's carries liability insurance policy through American Insurance, Co. The policy is for \$2,000,000 each occurrence. Trader Vic's will have staff members on site to monitor all cabaret events. Trader Vic's staff members function is to problem solve if issues occur.

RECOMMENDED CONDITIONS OF APPROVAL

- The Cabaret Permit if issued would only be valid for 2019 and during the following days and hours:
Tuesday to Friday, 11:30am to 10:00pm, Saturday and Sunday, 4:00pm to 10:00 pm. Trader Vic's is closed on Mondays.
- This Cabaret Permit would only allow the music to be played/performed inside of Trader Vic's and not on the exterior patio. All exterior doors will be closed during cabaret events.

If any noise complaints are received by the Emeryville Police Department, Trader Vic's shall, as soon as possible, mitigate the noise to an acceptable level or immediately discontinue any amplified sound that is causing the disturbance. Trader Vic's. has designated the following persons to be responsive to any noise complaints from the public:

Jonathan Roman - General Manager (925) 348-1343
Rhett Rosen – Chief Operating Officer (954)224-7935
Michael Broderick – Corporate Executive Chef (770) 317-8141

- Any violations of these conditions and/or any of the conditions set forth in Emeryville Municipal Code 5-4.24 may result in immediate suspension of this Annual Permit.

Rhett Rosen, Vice President of Trader Vic's completed and submitted the Cabaret Permit Application on behalf of Trader Vic's.

CONCLUSION:

The Emeryville Police Department's Criminal Investigation Services (CIS) has found no reason to deny this permit.

Approved

Not Approved



Jennifer Tejada
Chief of Police