

MUSIC VENUE LICENSE ACKNOWLEDGMENT

FILE NUMBER:
DATE PROVIDED:

LICENSEE/APPLICANT NAME (PRINT)
BUSINESS NAME (DBA)
PREMISES ADDRESS (Street number and name, city, state, zip code)

The department is authorized to issue a music venue license that would allow the licensee to sell beer, wine, and distilled spirits at retail for consumption on the premises in a music entertainment facility. A “music entertainment facility” means a publicly or privately owned live performance venue, concert hall, auditorium, or an enclosed arena where music or entertainment events are presented for a price of admission. A music venue licensee’s authorization to sell, serve, and permit consumption of alcoholic beverages is limited to the time period from two hours before a live performance until one hour after the live performance, subject to existing law prohibiting the sale, service and consumption between the hours of 2 a.m. and 6 a.m. A licensee may hold private events that are exempt from the live performance requirement provided that the facility’s principal purpose shall be to operate as a music entertainment facility.

Licensees holding a music venue license must abide by the following laws and rules specific to this type of license:

- The sale of alcoholic beverages is for consumption upon the premises only. The sale of alcoholic beverages for off-site consumption is prohibited.
- Only the licensee-of-record is authorized to sell alcoholic beverages upon the licensed premises. The licensee cannot allow other persons or organizations (ex. caterers, promoters, nonprofits, etc.) to derive profits from the sale of alcoholic beverages.
- For all events open to the public, the sale, service and consumption of alcoholic beverages is only authorized during the time period from two hours before a live performance until one hour after the live performance. Alcoholic beverages cannot be sold, served, or consumed between the hours of 2 a.m. and 6 a.m. (The Department has the authority to impose conditions further limiting the hours of sale.)
 - “Live performance” means a bona fide performance by artists for entertainment that occur on the licensed premises. The electronic reception and projection of an event occurring away from the licensed premises does not constitute a live performance.
- The number of private events occurring at the music entertainment facility shall not exceed the number of live entertainment events occurring at the facility in any calendar year.
- A paid ticket or cover charge may include but shall not require the purchase of alcoholic beverages by any patron. A paid ticket or cover charge for a minor shall not include, or be used or exchanged for, directly or indirectly, the purchase of alcoholic beverages.
- To comply with the requirements set forth in Business and Professions Code section 23550, the licensee must ensure all the following criteria are met:
 1. The facility has defined performance and audience spaces. A “defined performance space” shall be a distinct physical area that is reserved **solely** for the presentation of live entertainment.
 2. The facility includes mixing equipment, a public address system, and a lighting rig. The equipment must be permanently maintained on the premises and must be in working order.

3. The facility employs one or more individuals to serve not less than two of the following roles:
 - A. A sound engineer
 - B. A booker
 - C. A promoter
 - D. A stage manager
 - E. Security personnel
 - F. A box office manager
 4. There is a paid ticket or cover charge to attend performances at the facility and artists are paid and do not play for free or solely for tips, except for fundraisers or similar charitable events.
 5. Performances at the facility must be marketed through listings in printed or electronic publications, on websites, by mass email, or on social media.
- The licensee must keep records upon the licensed premises to show compliance with the previously mentioned requirements set forth in Business and Professions Code section 23350. The licensee must also keep records upon the licensed premises reflecting the number of private events and the number of live entertainment events. The records must cover the period of the preceding three years and must be provided to the department upon request.
 - A music venue license shall not be transferred or sold for a purchase price or consideration in excess of the original fee paid for that license.

I understand that as an applicant for a music venue license, I must have a designated performance space and must possess on the premises, mixing equipment, a public address system, and a lighting rig prior to the license being issued.

I understand any violation of these laws or rules, or any other laws or rules not specifically listed herein that apply to my license, by me, or my agents or employees, could result in disciplinary action being filed against my alcoholic beverage license(s).

LICENSEE/APPLICANT SIGNATURE	DATE SIGNED
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