

ATTACHMENT 1

NOTE: Sub-Committee revisions noted in ***BOLD ITALICS***.

1. This permit authorizes an Amendment to Conditional Use Permit U 2000-06 to allow live entertainment and/or amplified music at La Prima Pizza Restaurant located at 1923 Lake Street. Live entertainment and/or amplified music shall be permitted indoors on Thursday, Friday, Saturday and nights and on Sunday afternoon during the following times:

Thursday	:	5:00 p.m. to 9:00 p.m. (acoustic music only)
Friday	:	5:00 p.m. to 10:00 p.m.
Saturday	:	12:00 p.m. to 10:00 p.m.
Sunday	:	12:00 p.m. to 6:00 p.m. (acoustic music only)

Live entertainment or amplified music is also permitted on the following holidays:

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| 1. Valentine's Day | 8. Independence Day |
| 2. Presidents' Day | 9. Labor Day |
| 3. St. Patrick's Day | 10. Columbus Day |
| 4. Cinco de Mayo | 11. Halloween |
| 5. Mother's Day | 12. Veteran's Day |
| 6. Memorial Day | 13. New Year's Eve |
| 7. Father's Day | |

For holidays that fall on a week day, live entertainment or amplified music shall be allowed between the hours 12:00 p.m. and 6:00 p.m.

Live entertainment or amplified music is permitted outdoors only when in conjunction with a Calistoga Chamber of Commerce sponsored city-wide entertainment event. During such events, outdoor live entertainment or amplified music shall be allowed between the hours of 10:30 a.m. and 6:00 p.m.

2. All applicable conditions of Conditional Use Permit U 2000-06 remain in effect.
3. All windows and doors shall be kept shut during inside musical performances. ***Except as permitted above, no live entertainment or amplified music shall be permitted outside of the restaurant building.***
4. Posted occupancy limits in the restaurant/bar areas shall not be exceeded. Adequate on-site parking must be provided for all events.

5. ***Music and entertainment shall be ancillary and complementary to the primary permitted use as a restaurant and bar.*** Installation of entertainment-related fixtures in the restaurant or bar area (such as a dance floor, DJ booth, special lighting or sound system) or anything that emphasizes music and entertainment as a primary rather than ancillary use shall not be permitted.
6. The Conditional Use Permit shall be administratively reviewed after the first six months of operation to determine if there are any significant problems. In the event of substantial noise complaints (as determined by the Police Chief), the applicant shall submit and implement a noise mitigation plan subject to the review and approval of the Planning and Building Department. The mitigation plan may include soundproofing or reduction of hours of operation. All musical entertainment shall cease until the mitigation plan has been implemented. After the initial six month review, the Use Permit shall be administratively reviewed on an annual basis.
7. The Planning Commission may revoke this use permit in the future if the Commission finds that the use to which the permit is put is detrimental to the health, safety, comfort and welfare of the public, or constitutes a nuisance or if music is played outside of the hours set out in this permit.
8. This permit shall be null and void if not used by _____, 2010, or if the use is abandoned for a period of 180 days.