

CITY OF TAMARAC
INTEROFFICE MEMORANDUM (20-05-002M)
COMMUNITY DEVELOPMENT

TO: Michael Cernech,
City Manager

FROM: Maxine Calloway,
Director of Community Development

DATE May 14, 2020

RE TR # 13416: La Taberna Nightclub, Special Extended Hours Permit

Recommendation: The Director of Community Development recommends that the Mayor and City Commission approve the proposed Special Extended Hours Permit for La Taberna Nightclub located at 5303 State Road 7, Tamarac, Florida. at its May 27, 2020 meeting.

Issue: Diana Cruz, applicant for La Taberna Nightclub, Inc. seeks approval for a Special Extended Hours Permit to allow for the consumption of alcohol on-premises from 2:00 A.M. to 4:00 A.M Thursday, Friday, Saturday, and Sundays before a holiday.

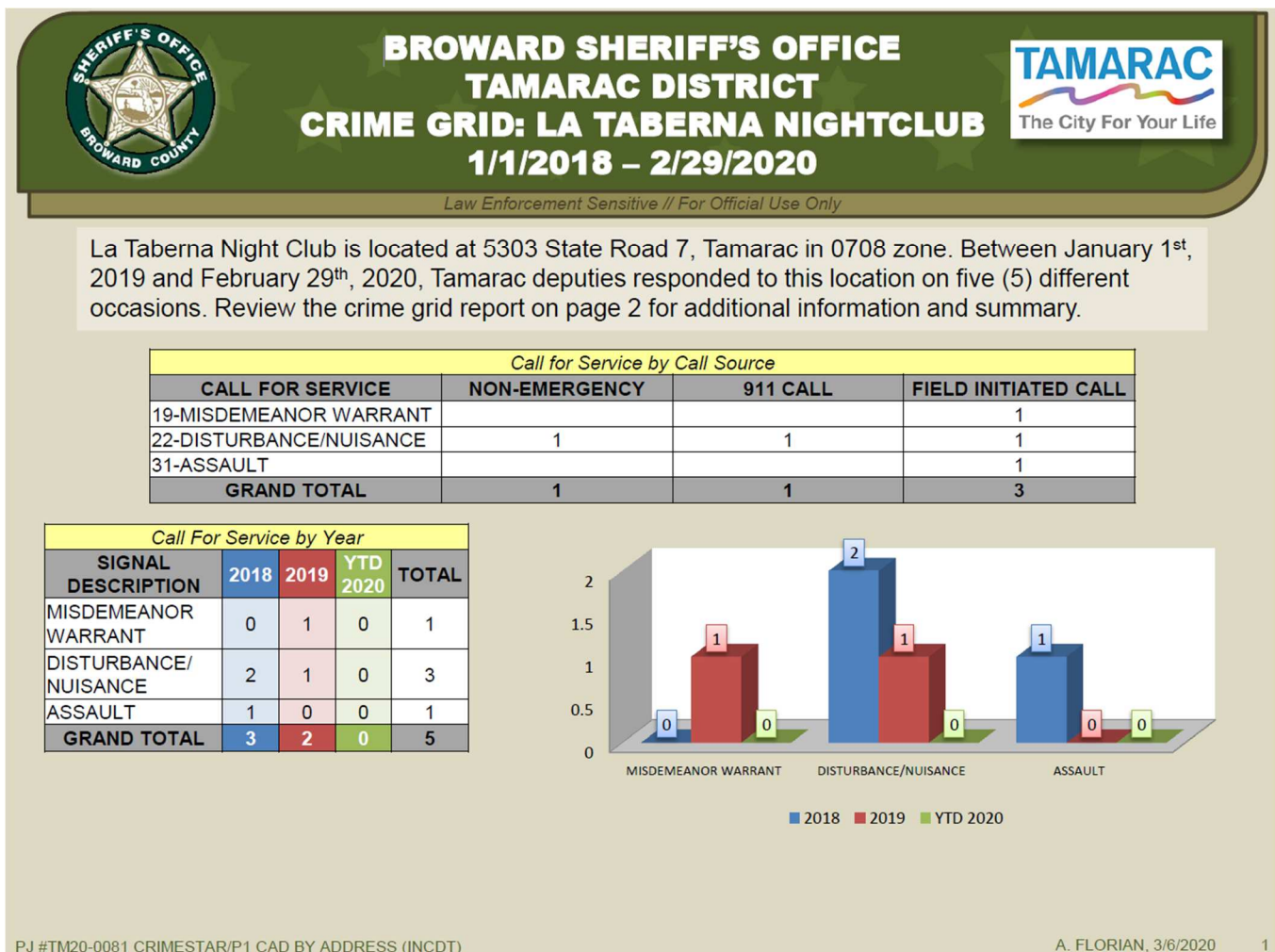
Background: On December 11, 2019 the City Commission approved Temporary Ordinance 2421 to amend Section 3-4 of the Code of Ordinances to allow the sale and serving of alcoholic beverages for consumption on premises only from 2:00 A.M. to 4:00 A.M. Thursday, Friday, Saturday, and Sundays before a holiday subject to Special Extended Hours Permit approval by the City Commission, consistent with a Special Extended Hours Permit application review process.

La Taberna Nightclub has been in operation since January 2016, a little over four (4) years. The current use was approved by the City Commission through Special Exception application. The owners have expressed the desire to be competitive with similar uses in neighboring municipalities that have the ability to stay open until 4:00 A.M. See below aerials:



Analysis: Section 3-4 of the Code of Ordinances requires a Special Extended Hours Permit application to be approved for one year, if it is found that there is no substantially adverse impact on the surrounding area based on the following criteria;

1. Increased parking demands – The shopping center where La Taberna exists is known as Commercial Plaza and currently has two hundred and one (201) parking spaces which adequately provides sufficient parking for this use and all other uses existing within this center. The additional two (2) hours Thursday through Sunday will not increase parking demands beyond what already is needed. Additionally, the hours from 2:00 A.M. to 4:00 A.M. no other business within the center will be open, thereby allowing for shared parking opportunities with the use of the existing unoccupied spaces.
2. Increased law enforcement demands – The nightclub has security guards currently. Staff inquired with the Broward Sheriff's Office who provided a crime grid analysis for the last three (3) years starting from 2018. The analysis shows that disturbances were minimal during this period. While staff does not expect an increase in law enforcement demands during the additional two hours, the nightclub activities will be monitored over the one year permit period to assess demands going forward. See below analysis:



CASE	CALL DESCRIPTION	ADDRESS	INCIDENT DATE/TIME	CALL SOURCE	DISPO	SUMMARY
L0718061700001928	31-ASSAULT	5303 N SR 7	6/17/2018 11:09:23 PM	3-FIELD INITIATED CALL	A	W/M SUSPECT CHARGED WITH BATTERY AND ASSAULT ON TWO VICTIMS. SUSPECT TRANSPORTED TO MAIN JAIL.
L0718111100001075	22-DISTURBANCE/NUISANCE	5303 N SR 7	11/11/2018 12:29:02 AM	1-911 CALL	B	COMPLAINANT REQUESTING POLICE REGARDING EX-GIRLFRIEND HARRASSING HIM AT CLUB.
L0718121500001586	22-DISTURBANCE/NUISANCE	5303 N SR 7	12/15/2018 8:45:48 PM	3-FIELD INITIATED CALL	B	DEPUTY ARRIVED REGARDING NOISE COMPLAINT. NO BACK UP REQUESTED.
L0719031800001813	22-DISTURBANCE/NUISANCE	5303 N SR 7	3/18/2019 5:41:10 PM	0-NON 911 CALL	B	FOUR SUBJECTS LOITERING AND DRINKING IN THE PARKING LOT. COMPLAINANT CALLED TO HAVE SUBJECTS REMOVED FROM PROPERTY.

L0719020900000934	19-MISDEMEANOR WARRANT	5303 N SR 7	2/9/2019 8:06:15 PM	3-FIELD INITIATED CALL	A	LA TABERNA ADDRESS USED FOR CALL. IT APPEARS CONTACT MADE WITH 2 SUBJECTS ON THE SIDE OF HONG KONG CITY BBQ (5301 SR 7) AND 1X ARREST ON A WARRANT.
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3. Increased environmental and aesthetic impact, including generation of noise, light and odors – The applicant states that all activity is contained inside the premises with closed doors limiting the affects of noise, light and smells. The additional two (2) hours will contain the same activity as the current operating hours do. Currently, the nightclub operates from 7:00 P.M. to 2:00 A.M.
4. Increased adverse effects on existing properties within the immediate neighborhood – The additional two (2) hours from 2:00 A.M. to 4:00 A.M. will mimic the current operating hours with regard to activity which have been approved by the City. The ability for this commercial tenant to be more competitive/consistent with neighboring municipalities with regards to operating hours is a benefit not only to the applicant, but to the City's economic goals for business retention.
5. The ability of the establishment's owners or management to minimize the above-listed effects – The City will monitor and respond to any issues that may arise from this use consistently with previous actions by the City and the Broward Sheriff's Office.

Fiscal Impact: No fiscal impact is anticipated with this application as all required application fees have been submitted.

Recommendation: The Director of Community Development recommends that the Mayor and City Commission approve the proposed Special Extended Hours Permit for La Taberna Nightclub located at 5303 State Road 7, Tamarac, Florida. at its May 27, 2020 meeting with the following conditions of approval:

1. The extended hours permit approval is contingent upon the State of Florida reopening bars and nightclubs in accordance with all City, County or State guidelines due to the current Covid-19 pandemic.
2. The Special Extended Hours Permit is effective for One (1) Year and shall expire exactly One (1) Year from date of first use.
3. Future Special Extended Hours Permit requires a new application and fee and City Commission approval.



Maxine Calloway,
Community Development Director

Attachments: Temporary Resolution No. 13416
 Special Extended Hours Permit Application
 State of Florida, Department of Business and Professional Regulation, Division
 of Alcoholic Beverages and Tobacco License