

Staff Summary Report



Development Review Commission: 02/14/2012

Agenda Item Number:

SUBJECT: Hold a public hearing for an appeal of a previously approved use permit for P J PROPERTIES (PL110435) located at 1290 North Scottsdale Road, Suite Nos. 120 – 122.

DOCUMENT NAME: DRCr_PJProp_021412 PLANNED DEVELOPMENT (0406)

COMMENTS: Request by RIO SALADO CENTER – P J PROPERTIES (PL110435) (Arnaldo Matos/P J Properties, applicant/property owner) located at 1290 North Scottsdale Road, Suite Nos. 120 – 122 in the PCC-1, Planned Commercial Center Neighborhood District for:

UPA12005– Use Permit appeal (ZUP11116) to allow a reception center with live entertainment.

PREPARED BY: Sherri Lesser, Senior Planner (480-350-8486)

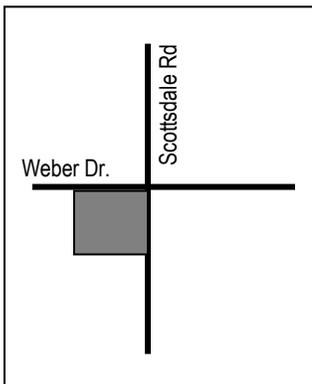
REVIEWED BY: Lisa Collins, Deputy Director Community Development Dept. (480-350-8989) 

LEGAL REVIEW BY: N/A

FISCAL NOTE: There is no fiscal impact to City funds.

RECOMMENDATION: Staff – Approval, subject to conditions

ADDITIONAL INFO:



Owner – Rio Salado Center LLC
Applicant – Arnaldo Matos
Existing Zoning – PCC-1, Planned Commercial Center Neighborhood District
Parcel Size – 237,055 s.f. / 5.442 acres
Building Area – 56,205 s.f.
Tenant Area – 5,953 s.f.
Parking Required for Use per ZDC – 119 spaces
Parking Required for Entire Center per ZDC – 331 spaces
Parking Provided on Site – 271 spaces
Parking Required per Parking Study – 270 spaces

A property owner located to the north of the shopping center is requesting an appeal of the January 3, 2012 Hearing Officer Decision to approve a use permit for a reception center with live entertainment. The Hearing Officer reviewed the application and approved the request stating that the proposed business meets the ZDC criteria for approval of a use permit.

PAGES:

1. List of Attachments
2. Comments; Reasons for Approval
3. Conditions of Approval; History & Facts
4. Description; Zoning & Development Code Reference

ATTACHMENTS:

1. Location Map(s)
2. Aerial Photo(s)
3. Letter of Appeal
4. Letter of Intent
5. Site plan
6. Floor plan
- 7-14. Copy of Contract
15. Brochure for Center

COMMENTS:

The appellants are before the Development Review Commission to appeal the decision by the Hearing Officer to approve a request for a use permit. This proposed business will locate in the space previously occupied by Pulse Teen Night Club in the Rio Salado Shopping Center located at 1290 N. Scottsdale Road. The property owner of the Rio Salado Center is also the applicant for the use permit. They are seeking the use permit to allow a reception center for a variety of events (i.e. Wedding Receptions, Quinceaneras, Bar Mitzvahs and business meetings/seminars). They will hire a manager to manage and lease the reception center. The property owner will be the ultimate party responsible for the conduct of the business. They will not serve food or liquor; all items will be brought in by the individuals associated with the events. The entertainment will vary per events and will include DJ's, dancing, and live bands. The applicant estimates that the hall will be used primarily on the weekends. The hours of operation will be in the evenings and in all cases the venue will be open no later than 1:30 AM.

Since the Hearing Officer meeting in January, the applicant has hired the manager/event planner for the reception center. They have also provided a copy of their contract showing their rules for conduct and a promotional brochure for the center.

Public Input

No additional public input has been received regarding this appeal or the use permit.

Use Permit

The Zoning and Development Code requires a use permit for reception centers with live entertainment in the PCC-1, Planned Commercial Center Neighborhood District. This use permit request meets all applicable tests in the following manner:

Evaluating the use permit, the proposal appears to pass the use permit test listed below:

- a. Any significant increase in vehicular or pedestrian traffic in adjacent areas;
There should be no significant increase in vehicular or pedestrian traffic in adjacent areas not uncommon with a major shopping center.
- b. Nuisance arising from the emission of odor, dust, gas, noise, vibration, smoke, heat, or glare at a level exceeding that of ambient conditions;
The live entertainment use is similar to others in the area; sound from music will have to conform to the noise ordinance.
- c. Contribution to the deterioration of the neighborhood or to the downgrading of property values which is in conflict with the goals, objectives or policies for rehabilitation, redevelopment or conservation as set forth in the City's adopted plans, or General Plan;
The proposed use should not contribute to neighborhood deterioration or downgrade property values.
- d. Compatibility with existing surrounding structures and uses;
The proposed use appears to be compatible with surrounding uses
- e. Adequate control of disruptive behavior both inside and outside the premises, which may create a nuisance to the surrounding area or general public;
Provisions within will be proposed within the security plan to maintain adequate control of disruptive behavior.

Conclusion

Staff recommends approval of the use permit, subject to conditions.

REASON(S) FOR APPROVAL:

- 1. The business is a general commercial use, and is compatible with the other businesses on the property and within the area.
- 2. No apparent nuisance resulting from noise, smoke, odor, dust, vibration, or glare.
- 3. No apparent hazards to persons or property from possible explosion, contamination, fire or flood.
- 4. The proposed use appears to have adequate control of disruptive behavior.

CONDITIONS OF APPROVAL

EACH NUMBERED ITEM IS A CONDITION OF APPROVAL. THE DECISION-MAKING BODY MAY MODIFY, DELETE OR ADD TO THESE CONDITIONS.

ZUP11116 CONDITIONS OF APPROVAL

1. All permits and clearances required by the Building Safety Division shall be obtained prior to the use permit becoming effective.
2. The use permit is valid and operable only for the specific use for a twelve ~~eighteen~~-month time period and will cease on 1/3/13 as allowed per Section 6-308 (L). **Modified by Hearing Officer**
3. Any intensification or expansion of this use shall require the applicant to return to the appropriate decision-making body for a new use permit.
4. Allowable noise decibel levels to comply with the Tempe City Code – Chapter 20. Noise complaints arising from the open windows/doors shall require closure of all outdoor windows and doors to mitigate noise trespass to adjacent public or private spaces.
5. The live entertainment use shall take place inside only. No live entertainment will be allowed outside.
6. If there are any complaints arising from the use permit that are verified by a consensus of the complaining party and the City Attorney's office, the use permit will be reviewed by city staff to determine the need for a public hearing to re-evaluate the appropriateness of the use permit.
7. All required permits and clearances shall be obtained from the Audit and Licensing Division of the City of Tempe prior to the use permit becoming effective.
8. The applicant shall work with the Tempe Police Department to implement a Security Plan for the business. Please contact the Crime Prevention Department at 480-858-6333.

HISTORY & FACTS:

- October 17, 1996– The City Council approved the request by Studebakers for the following:
- a. Use Permit to allow a 7,900 s.f. restaurant/nightclub with entertainment (including 350 s.f. outdoor patio) to be located in the PCC-1 District
 - b. Use Permit to allow parking to be provided based on demand
 - c. Variance to allow a center with less than 100,000 s.f. in gross floor area to request permission to provide parking based on demand.
- October 5, 2000– The City Council denied the request by Metropolis for a transfer of ownership and time extension of a previous council condition for a bar with live entertainment at 1290 N Scottsdale Rd.
- February 27, 2001– The Planning & Zoning Commission accepted the withdrawal of the request by Club G for a use permit of a nightclub with live entertainment, DJ and dancing at 1290 N Scottsdale Rd.
- April 30, 2009 – The Development Services Department Board of Adjustment staff approved the request by Mijana located at 1290 N Scottsdale Rd., Suite Nos. 107-110 for the transfer of an existing use permit to allow a restaurant with live entertainment.

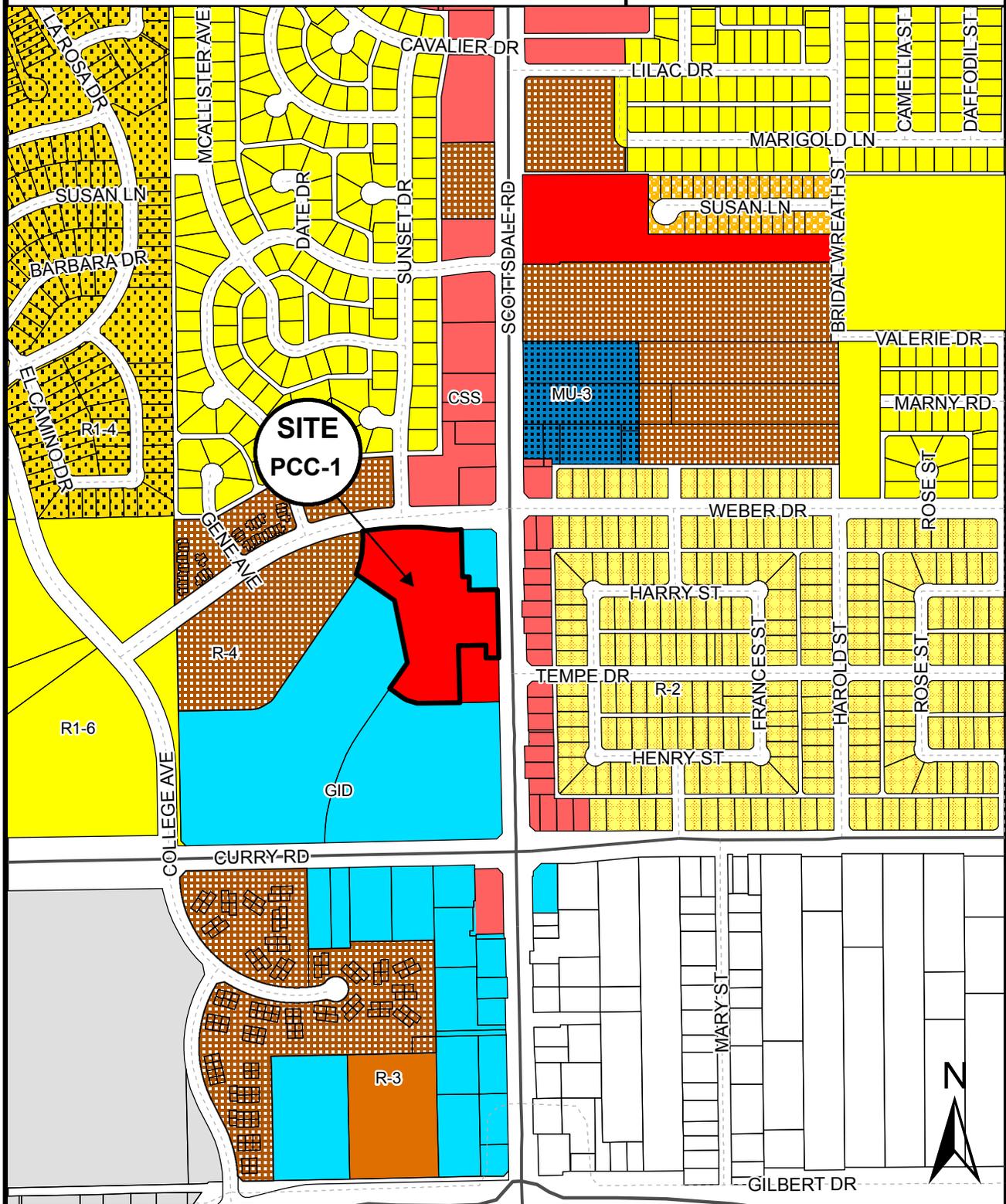
- June 2, 2009 – The Hearing Officer approved the request by Athena’s Temple LLC located at 1290 N Scottsdale Rd., Suite No. 101 for a use permit to allow a massage therapy establishment.
- December 1, 2009– The Hearing Officer approved the request by Goodwill of Central Arizona located at 1290 N Scottsdale Rd., Suite Nos. 113-119 for a use permit to allow a resale retailer (Goodwill of Arizona).
- January 5, 2010– The Hearing Officer approved the request by Hookahmania located at 1290 N Scottsdale Rd., Suite Nos. 111 & 112 for a use permit to allow a hookah lounge.
- April 13, 2010 – Shared Parking Approved.
- May 4, 2010 – The Hearing Officer approved the request by Rio Salado Center – Teen Dance Club for a use permit for a teen dance club subject to conditions.
- January 3, 2012 – The Hearing Officer approved the request by Rio Salado Reception Center for a use permit for a banquet facility with live entertainment subject to conditions.

ZONING AND DEVELOPMENT CODE REFERENCE:

Part 3, Chapter 2, Section 3-202 – Permitted Uses in Commercial and Mixed-Use Districts
Part 6, Chapter 3, Section 6-308 – Use Permit

P J PROPERTIES

PL110435



Location Map



P J PROPERTIES (PL110435)

01/04/12

REQUEST FOR APPEAL

**RE: P J Properties
PL:110435**

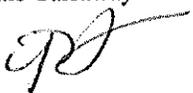
TO WHOM IT MAY CONCERN :

We are writing this letter to the City of Tempe demanding an Appeal on the decision that the Hearing Officer made on 01/03/12 in regards to PL:110435 P J Properties.

If you have any questions you may contact us at 602-418-7606.



Lane Carraway



Paul Dunham



Eleanor Dunham

**Arnaldo Matos
CO: PJ Properties
419 North Rock Street
Gilbert, Arizona 85234
(480) 990-7871**

Ms. Sherri Lesser
City of Tempe
31 East Fifth Street
Tempe, Arizona 85280

VIA EMAIL: Sherri_Lesser@Tempe.gov

RE: RIO SALADO RECEPTION HALL
1290 North Scottsdale Road #120-#122
Tempe, Arizona 85281

Dear Ms. Lesser,

I am the Property Owner of the Rio Salado Center that is located at 1290 North Scottsdale Road in Tempe, Arizona. I have made application and requesting approval for a use permit to allow me to use suites #120-#122 as a Reception/Event hall.

I will hire a manager to manage and lease the Reception Hall. We will offer for the hall for the purpose of Wedding Receptions, Quinceaneras, Bar Mitzvahs, and business meetings /seminars.

The Hall would be available for lease daily, however, it is our belief that the majority of receptions will be on Friday and Saturday evenings. The hall will be available no later than 1:00 am for these receptions. We will also require the people leasing the hall to provide security.

We will simply be leasing the hall out for events. We will not be serving either food or liquor. The clients will be solely responsible for any food or liquor that they consume during their reception.

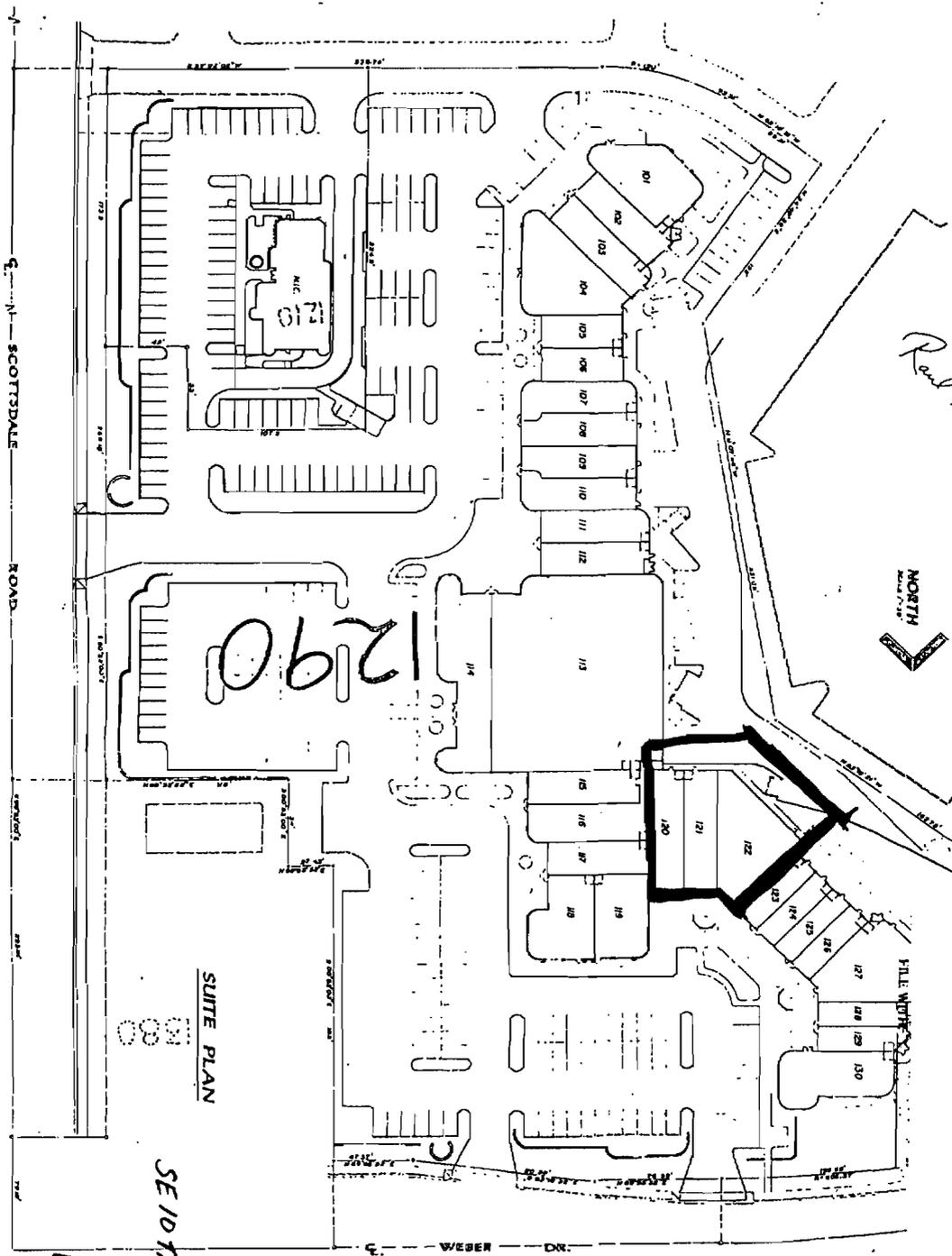
This will be an indoor hall and therefore will not cause any nuisance to the area.

The majority of receptions will take place in the evening hours, and we believe we will have more than adequate parking to accommodate our guests.

I believe this will be a business that will be an asset to the shopping center as well as the neighborhood.

If you should have any questions, please feel free to give me a call.

Arnaldo Matos
Rio Salado Center



Address: 1290 N. Scottsdale
 Suite 101
 Scottsdale, AZ 85254
Raul Villeda



TEEN VENUE

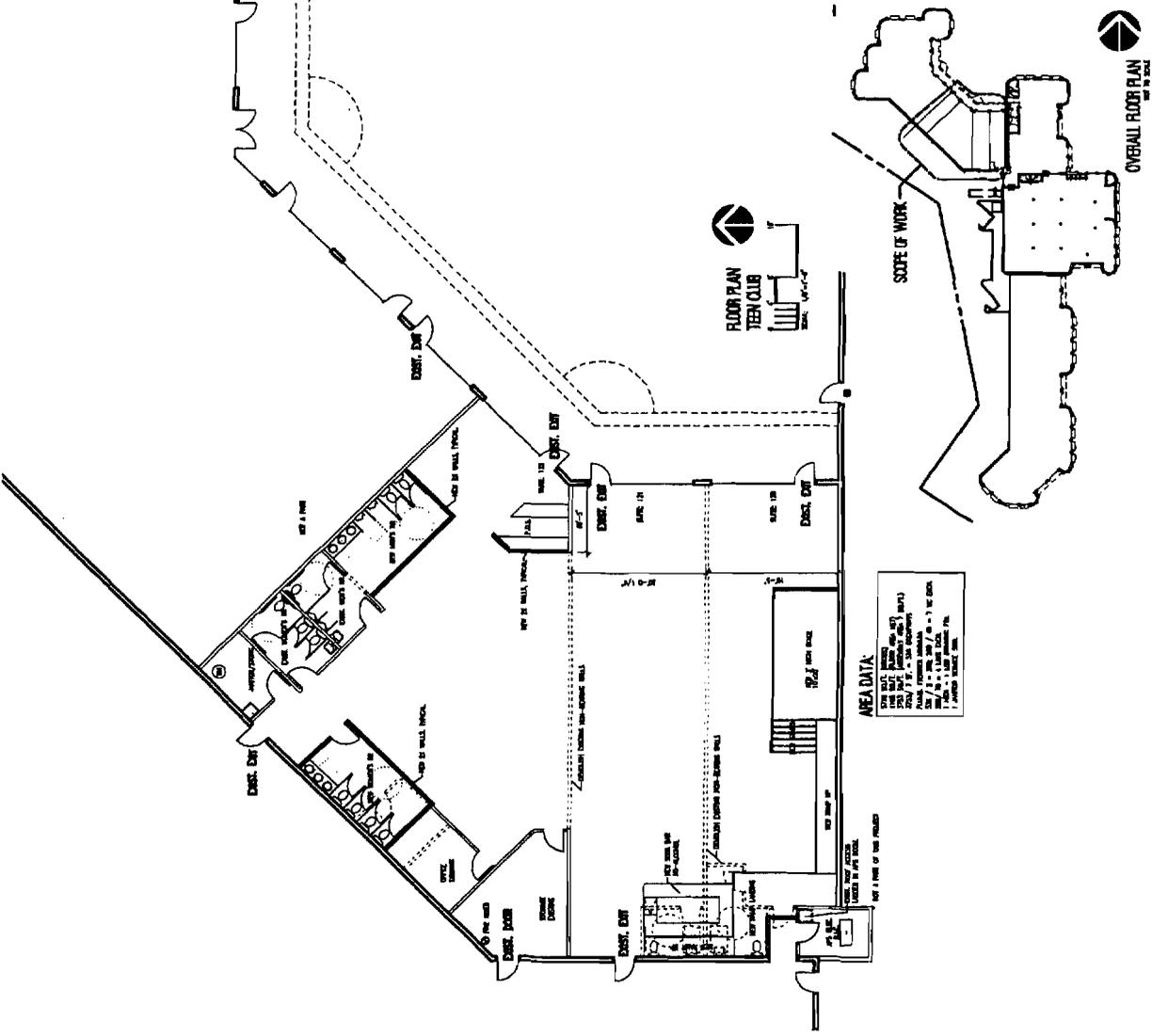
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URBAN DESIGN CONSULTANTS LIMITED ARCHITECTS • PLANNERS • LANDSCAPE ARCHITECTS 7077 EAST MAIN, SCOTTSDALE, ARIZONA 85251 602-947-3880											

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ATTACHMENT 6 CUSTOMER COPY

DATE: 2-11-10
 JOB NO. 02010000



FLOOR PLAN
 11TH FLOOR

AREA DATA:

1	EXIST. HALL	10,000
2	EXIST. OFFICE	1,000
3	EXIST. CONFERENCE	1,000
4	EXIST. STORAGE	1,000
5	EXIST. RESTROOM	1,000
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OVERALL FLOOR PLAN
 SEE SHEET 02010000

CLIENT CONTRACT FOR RIO SALADO RECEPTION CENTER LLC

Event:	Date of Event:	Date of Contract:
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Client Name:	Address:
Phone Number:	City: State: Zip:

	# of Guests	Total Cost:	Deposit:
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This Contract serves as an agreement between Client and Rio Salado Reception Center LLC

The hall is exclusive for private parties by invitation only. Rio Salado Reception Center LLC are responsible to reserve the date for the event of this Contract. If for some anticipated reason the hall is not able to carry out this contract the hall shall refund in full your deposit and any other payment(s) given no later than two weeks after the refund is requested. The hall reserves the right to interview and ask any questions pertaining to the event for any person(s) renting the hall. There will be a hall Manager or an Assistant Manager present at all times during this event. Please also note that there are active security cameras in the building at all times.

Hall Manager: _____ Date: _____

Terms & Conditions for the Renter Client:

1. There shall be security guards provided by Rio Salado Reception Center LLC for your event 1 for every 100 persons and under and 1 for outside to maintain any persons loitering or any misconduct.
2. The security guards will begin at time your event is scheduled and till every person at this event has left the parking lot.
3. The security guards have the right & authority to suspend the event in the case of a fight or any violations of this contract.
4. No adhesives are permitted when decorating.
5. When the event is over any décor shall be removed from the banquet hall.
6. Rio Salado Reception Center LLC is not responsible for any valuables or personal items lost during or after event.
7. The Hall is not responsible for any losses or damages during the event.

8. There shall be no excessive noise and the door to outside must remain closed unless to go outside.
9. Any and all trash created by your event outside must be cleaned up before you leave..
10. When the event is over any trash shall be taken to the trash container behind the hall.
11. If the client wishes to bring in their own alcohol there will be a security guard fee for an extra guard to monitor all distribution of alcohol. If the client decides to bring in a bar service that is licensed they must be capable of monitoring the distribution of the alcohol.
12. Any consequences that should arise by the guests for any reason shall be your total responsibility, including any damages to the hall. All damages are to be paid for by the renter.
13. The hall can only be used for the indicated event.
14. Your deposit or payment is not refundable 72 hours after signing the contract.
15. Your deposit will not be refunded until an inspection of the hall is complete.
16. We reserve the right to refuse service to any person that disobeys any of the terms of this contract.
17. The hall is exclusive for the private parties by invitation only.
18. The Event will end and must be cleaned up by renter no later than 1:30am
19. Final Payment must be made 1 week prior to the day of the event.
20. Any cancellations must be given at least 2 weeks prior to the day of the event.
21. The Hall is open for an event from 11:00 am to 1:30 am depending on the event.
22. There can be no loitering in the parking lot after the event any and all parties need to leave the premises by 2:00 am.
23. There are no weapons of any kind allowed onto the premises.

24. The Client must have full understanding of the Arizona State liquor Laws which are some of the following: 4-244.

Unlawful acts

It is unlawful:

1. For a person to buy for resale, sell or deal in spirituous liquors in this state without first having procured a license duly issued by the board.
2. For a person to sell or deal in alcohol for beverage purposes without first complying with this title.
3. For a distiller, vintner, brewer or wholesaler knowingly to sell, dispose of or give spirituous liquor to any person other than a licensee except in sampling wares as may be necessary in the ordinary course of business, except in donating spirituous liquor to a nonprofit organization which has obtained a special event license for the purpose of charitable fund raising activities or except in donating spirituous liquor with a cost to the distiller, brewer or wholesaler of up to five hundred dollars in a calendar year to an organization that is exempt from federal income taxes under subsections (3), (4), (6) or (7) of section 501(c) of the internal revenue code and not licensed under this title.
4. For a distiller, vintner or brewer to require a wholesaler to offer or grant a discount to a retailer, unless the discount has also been offered and granted to the wholesaler by the distiller, vintner or brewer.
5. For a distiller, vintner or brewer to use a vehicle for trucking or transportation of spirituous liquors unless there is affixed to both sides of the vehicle a sign showing

the name and address of the licensee and the type and number of the person's license in letters not less than three and one-half inches in height.

6. For a person to take or solicit orders for spirituous liquors unless the person is a salesman or solicitor of a licensed wholesaler, a salesman or solicitor of a distiller, brewer, vintner, importer or broker or a registered retail agent.

7. For any retail licensee to purchase spirituous liquors from any person other than a solicitor or salesman of a wholesaler licensed in this state.

8. For a retailer to acquire an interest in property owned, occupied or used by a wholesaler in his business, or in a license with respect to the premises of the wholesaler.

9. Except as provided in paragraphs 10 and 11 of this section, for a licensee or other person to sell, furnish, dispose of or give, or cause to be sold, furnished, disposed of or given, to a person under the legal drinking age or for a person under the legal drinking age to buy, receive, have in the person's possession or consume spirituous liquor. This paragraph shall not prohibit the employment by an off-sale retailer of persons who are at least sixteen years of age to check out, if supervised by a person on the premises who is at least nineteen years of age, package or carry merchandise, including spirituous liquor, in unbroken packages, for the convenience of the customer of the employer, if the employer sells primarily merchandise other than spirituous liquor.

10. For a licensee to employ a person under nineteen years of age to manufacture, sell or dispose of spirituous liquors. This paragraph shall not prohibit the employment by an off-sale retailer of persons who are at least sixteen years of age to check out, if supervised by a person on the premises who is at least nineteen years of age, package or carry merchandise, including spirituous liquor, in unbroken packages, for the convenience of the customer of the employer, if the employer sells primarily merchandise other than spirituous liquor.

11. For an on-sale retailer to employ a person under nineteen years of age in any capacity connected with the handling of spirituous liquors. This paragraph does not prohibit the employment by an on-sale retailer of a person under nineteen years of age who cleans up the tables on the premises for reuse, removes dirty dishes, keeps a ready supply of needed items and helps clean up the premises.

12. For a licensee, when engaged in waiting on or serving customers, to consume spirituous liquor or for a licensee or on-duty employee to be on or about the licensed premises while in an intoxicated or disorderly condition.

13. For an employee of a retail licensee, during that employee's working hours or in connection with such employment, to give to or purchase for any other person, accept a gift of, purchase for himself or consume spirituous liquor, except that:

(a) An employee of a licensee, during that employee's working hours or in connection with the employment, while the employee is not engaged in waiting on or serving customers, may give spirituous liquor to or purchase spirituous liquor for any other person.

(b) An employee of an on-sale retail licensee, during that employee's working hours or in connection with the employment, while the employee is not engaged in waiting on or serving customers, may taste samples of beer or wine not to exceed four ounces per day or distilled spirits not to exceed two ounces per day provided by an employee of a wholesaler or distributor who is present at the time of the sampling.

(c) An employee of an on-sale retail licensee, under the supervision of a manager as part of the employee's training and education, while not engaged in waiting on or serving customers may taste samples of distilled spirits not to exceed two ounces per educational session or beer or wine not to exceed four ounces per educational session, and provided that a licensee shall not have more than two educational sessions in any thirty day period.

(d) An unpaid volunteer who is a bona fide member of a club and who is not engaged in waiting on or serving spirituous liquor to customers may purchase for himself and consume spirituous liquor while participating in a scheduled event at the club. An unpaid participant in a food competition may purchase for himself and consume spirituous liquor while participating in the food competition.

(e) An unpaid volunteer of a special event licensee under section 4-203.02 may purchase and consume spirituous liquor while not engaged in waiting on or serving spirituous liquor to customers at the special event. This subdivision does not apply to an unpaid volunteer whose responsibilities include verification of a person's legal drinking age, security or the operation of any vehicle or heavy machinery.

14. For a licensee or other person to serve, sell or furnish spirituous liquor to a disorderly or obviously intoxicated person, or for a licensee or employee of the licensee to allow or permit a disorderly or obviously intoxicated person to come into or remain on or about the premises, except that a licensee or an employee of the licensee may allow an obviously intoxicated person to remain on the premises for a period of time of not to exceed thirty minutes after the state of obvious intoxication is known or should be known to the licensee in order that a nonintoxicated person may transport the obviously intoxicated person from the premises. For the purposes of this section, "obviously intoxicated" means inebriated to the extent that a person's physical faculties are substantially impaired and the impairment is shown by significantly uncoordinated physical action or significant physical dysfunction that would have been obvious to a reasonable person.

15. For an on-sale or off-sale retailer or an employee of such retailer to sell, dispose of, deliver or give spirituous liquor to a person between the hours of 2:00 a.m. and 6:00 a.m.

16. For a licensee or employee to knowingly permit any person on or about the licensed premises to give or furnish any spirituous liquor to any person under twenty-one years of age or knowingly permit any person under twenty-one years of age to have in the person's possession spirituous liquor on the licensed premises.

17. For an on-sale retailer or an employee of such retailer to allow a person to consume or possess spirituous liquors on the premises between the hours of 2:30 a.m. and 6:00 a.m.

18. For an on-sale retailer to permit an employee or for an employee to solicit or encourage others, directly or indirectly, to buy the employee drinks or anything of value in the licensed premises during the employee's working hours. No on-sale retailer shall serve employees or allow a patron of the establishment to give spirituous liquor to, purchase liquor for or drink liquor with any employee during the employee's working hours.

19. For an off-sale retailer or employee to sell spirituous liquor except in the original unbroken container, to permit spirituous liquor to be consumed on the premises or to knowingly permit spirituous liquor to be consumed on adjacent property under the licensee's exclusive control.

20. For a person to consume spirituous liquor in a public place, thoroughfare or gathering. The license of a licensee permitting a violation of this paragraph on the premises shall be subject to revocation. This paragraph does not apply to the sale of spirituous liquors on the premises of and by an on-sale retailer. This paragraph also does not apply to a person consuming beer from a broken package in a public recreation area or on private property with permission of the owner or lessor or on the walkways surrounding such private property or to a person consuming beer or wine from a broken package in a public recreation area as part of a special event or festival that is conducted under a license secured pursuant to section 4-203.02 or 4-203.03.

21. For a person to have possession of or to transport spirituous liquor which is manufactured in a distillery, winery, brewery or rectifying plant contrary to the laws of the United States and this state. Any property used in transporting such spirituous liquor shall be forfeited to the state and shall be seized and disposed of as provided in section 4-221.

22. For an on-sale retailer or employee to allow a person under the legal drinking age to remain in an area on the licensed premises during those hours in which its primary use is the sale, dispensing or consumption of alcoholic beverages after the licensee, or the licensee's employees, know or should have known that the person is under the legal drinking age. An on-sale retailer may designate an area of the licensed premises as an area in which spirituous liquor will not be sold or consumed for the purpose of allowing underage persons on the premises if the designated area is separated by a physical barrier and at no time will underage persons have access to the area in which spirituous liquor is sold or consumed. A licensee or an employee of a licensee may require a person who intends to enter a licensed premises or a portion of a licensed premises where persons under the legal drinking age are prohibited under this section to exhibit a written instrument of identification that is acceptable under section 4-241 as a condition of entry. The director, or a municipality, may adopt rules to regulate the presence of underage persons on licensed premises provided the rules adopted by a municipality are more stringent than those adopted by the director. The rules adopted by the municipality shall be adopted by local ordinance and shall not interfere with the licensee's ability to comply with this paragraph. This paragraph does not apply:

(a) If the person under the legal drinking age is accompanied by a spouse, parent or legal guardian of legal drinking age or is an on-duty employee of the licensee.

(b) If the owner, lessee or occupant of the premises is a club as defined in section 4-101, paragraph 7, subdivision (a) and the person under the legal drinking age is any of the following:

(i) An active duty military service member.

(ii) A veteran.

(iii) A member of the United States army national guard or the United States air national guard.

(iv) A member of the United States military reserve forces.

(c) To the area of the premises used primarily for the serving of food during the hours when food is served.

23. For an on-sale retailer or employee to conduct drinking contests, to sell or deliver to a person an unlimited number of spirituous liquor beverages during any set period of time for a fixed price, to deliver more than thirty-two ounces of beer,

one liter of wine or four ounces of distilled spirits in any spirituous liquor drink to one person at one time for that person's consumption or to advertise any practice prohibited by this paragraph.

24. For a licensee or employee to knowingly permit the unlawful possession, use, sale or offer for sale of narcotics, dangerous drugs or marijuana on the premises.

25. For a licensee or employee to knowingly permit prostitution or the solicitation of prostitution on the premises.

26. For a licensee or employee to knowingly permit unlawful gambling on the premises.

27. For a licensee or employee to knowingly permit trafficking or attempted trafficking in stolen property on the premises.

28. For a licensee or employee to fail or refuse to make the premises or records available for inspection and examination as provided in this title or to comply with a lawful subpoena issued under this title.

29. For any person other than a peace officer or a member of a sheriff's volunteer posse while on duty who has received firearms training that is approved by the Arizona peace officer standards and training board, the licensee or an employee of the licensee acting with the permission of the licensee to be in possession of a firearm while on the licensed premises of an on-sale retailer. This paragraph shall not be construed to include a situation in which a person is on licensed premises for a limited time in order to seek emergency aid and such person does not buy, receive, consume or possess spirituous liquor. This paragraph shall not apply to:

(a) Hotel or motel guest room accommodations.

(b) The exhibition or display of a firearm in conjunction with a meeting, show, class or similar event.

(c) A person with a permit issued pursuant to section 13-3112 who carries a concealed handgun on the licensed premises of any on-sale retailer that has not posted a notice pursuant to section 4-229.

30. For a licensee or employee to knowingly permit a person in possession of a firearm other than a peace officer or a member of a sheriff's volunteer posse while on duty who has received firearms training that is approved by the Arizona peace officer standards and training board, the licensee or an employee of the licensee acting with the permission of the licensee to remain on the licensed premises or to serve, sell or furnish spirituous liquor to a person in possession of a firearm while on the licensed premises of an on-sale retailer. It shall be a defense to action under this paragraph if the licensee or employee requested assistance of a peace officer to remove such person. This paragraph shall not apply to:

(a) Hotel or motel guest room accommodations.

(b) The exhibition or display of a firearm in conjunction with a meeting, show, class or similar event.

(c) A person with a permit issued pursuant to section 13-3112 who carries a concealed handgun on the licensed premises of any on-sale retailer that has not posted a notice pursuant to section 4-229.

31. For any person in possession of a firearm while on the licensed premises of an on-sale retailer to consume spirituous liquor.

32. For a licensee or employee to knowingly permit spirituous liquor to be removed from the licensed premises, except in the original unbroken package. This paragraph shall not apply to either of the following:

(a) A person who removes a bottle of wine which has been partially consumed in conjunction with a purchased meal from licensed premises if a cork is inserted flush with the top of the bottle or the bottle is otherwise securely closed.

(b) A person who is in licensed premises that have noncontiguous portions that are separated by a public or private walkway or driveway and who takes spirituous liquor from one portion of the licensed premises across the public or private walkway or driveway directly to the other portion of the licensed premises.

33. For a person who is obviously intoxicated to buy or attempt to buy spirituous liquor from a licensee or employee of a licensee or to consume spirituous liquor on licensed premises.

34. For a person under twenty-one years of age to drive or be in physical control of a motor vehicle while there is any spirituous liquor in the person's body.

35. For a person under twenty-one years of age to operate or be in physical control of a motorized watercraft that is underway while there is any spirituous liquor in the person's body. For the purposes of this paragraph, "underway" has the same meaning prescribed in section 5-301.

36. For a licensee, manager, employee or controlling person to purposely induce a voter, by means of alcohol, to vote or abstain from voting for or against a particular candidate or issue on an election day.

37. For a licensee to fail to report an occurrence of an act of violence to either the department or a law enforcement agency.

38. For a licensee to use a vending machine for the purpose of dispensing spirituous liquor.

39. For a licensee to offer for sale a wine carrying a label including a reference to Arizona or any Arizona city, town or geographic location unless at least seventy-five per cent by volume of the grapes used in making the wine were grown in Arizona.

40. For a retailer to knowingly allow a customer to bring spirituous liquor onto the licensed premises, except that an on-sale retailer may allow a wine and food club to bring wine onto the premises for consumption by the club's members and guests of the club's members in conjunction with meals purchased at a meeting of the club that is conducted on the premises and that at least seven members attend. An on-sale retailer who allows wine and food clubs to bring wine onto its premises under this paragraph shall comply with all applicable provisions of this title and any rules adopted pursuant to this title to the same extent as if the on-sale retailer had sold the wine to the members of the club and their guests. For the purposes of this paragraph, "wine and food club" means an association that has more than twenty bona fide members paying at least six dollars per year in dues and that has been in existence for at least one year.

41. For a person under twenty-one years of age to have in the person's body any spirituous liquor. In a prosecution for a violation of this paragraph:

(a) Pursuant to section 4-249, it is a defense that the spirituous liquor was consumed in connection with the bona fide practice of a religious belief or as an integral part of a religious exercise and in a manner not dangerous to public health or safety.

(b) Pursuant to section 4-226, it is a defense that the spirituous liquor was consumed for a bona fide medicinal purpose and in a manner not dangerous to public health or safety.

42. For an employee of a licensee to accept any gratuity, compensation, remuneration or consideration of any kind to either:

(a) Permit a person who is under twenty-one years of age to enter any portion of the premises where that person is prohibited from entering pursuant to paragraph 22 of this section.

(b) Sell, furnish, dispose of or give spirituous liquor to a person who is under twenty-one years of age.

43. For a person to purchase, offer for sale or use any device, machine or process which mixes spirituous liquor with pure oxygen or another gas to produce a vaporized product for the purpose of consumption by inhalation.

44. For a retail licensee or an employee of a retail licensee to sell spirituous liquor to a person if the retail licensee or employee knows the person intends to resell the spirituous liquor.

25. If you don't understand anything in this agreement please have the manager go over it with you.

26. If your party reaches greater than 100 persons than there will be specific parking arrangements made.

I have read and agreed to the Terms of this Contract.

Renters Name: _____ Date: _____

Signature: _____

Rio Salado Reception Center

1290 N Scottsdale Rd suite 121

Package 1

- Reception Hall
- Access to Front Patio
- Chairs
- Tables (Round & Rectangular)
- Table Cloths & Table Covers
- Chair Covers with Bows
- Table Arrangements
- Decorated Table for Cake
- Dedicated table for Gifts & Guest Book
- Coordinator for up to 4 hrs
- Security Guards
- Ice & Fountain Drinks
- Cleaning after the Event
- Event Coordinator
- Court of Honor Table
- Gift table

- 100 People \$2550
- 200 People \$ 4050
- 300 People \$6050



Package 2

- Includes same as package 1
- 9 floral arrangements
- Cake by Elizabeth Salas
- DJ or Mariachis for up to 4 hrs
- Table placements
- Food warmers

- 100 People \$3050
- 200 People \$4550
- 300 People \$6550



We are dedicated to making your special day the most memorable it can be. If you are looking to book an event please call us at 602-334-7531