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CITY ATTORNEY'S OFFICE

OAKLAND CITY COUNCIL

ORDINANCE NO. 13867 C.M.S.

INTRODUCED BY COUNCILMEMBER ROWENA BROWN

ORDINANCE (1) ADDING CHAPTER 9.54 OF TITLE 9 OF THE OAKLAND MUNICIPAL CODE TO ESTABLISH AND REGULATE ENTERTAINMENT ZONES PURSUANT TO SB 969 (2024) TO PROMOTE ECONOMIC ACTIVATION; (2) MAKING OTHER CONFORMING CHANGES TO SECTIONS 9.08.180 AND 9.08.190 OF THE OAKLAND MUNICIPAL CODE; (3) CLASSIFYING AN ENTERTAINMENT ZONE EVENT AS A TIER TWO OR TIER THREE SPECIAL EVENT PURSUANT TO CHAPTER 9.52 OF THE OAKLAND MUNICIPAL CODE; AND (4) ADOPTING APPROPRIATE CALIFORNIA ENVIRONMENTAL QUALITY ACT FINDINGS

WHEREAS, the City of Oakland seeks to promote economic activation in certain areas of the City through the creation of entertainment zones to activate commercial corridor streets, integrate local restaurants and bars, support family-friendly programming, and turn one-time events into sustained economic activity; and

WHEREAS, Senate Bill (SB) 969 (2024) authorizes cities to establish designated "entertainment zones" where to-go alcoholic beverages from licensed bars, restaurants, breweries, and wineries may be consumed in public streets, sidewalks, or other public rights-of-way during permitted special events; and

WHEREAS, SB 969 requires a city, county, or city and county that establishes an entertainment zone to (1) establish a process or procedure by which persons in possession of alcoholic beverages in the entertainment zone may be readily identifiable as being 21 years of age or older; and (2) provide to Department of Alcoholic Beverage Control (ABC) a copy of the ordinance establishing or modifying the entertainment zone and identifying the entertainment zone's boundaries, days and hours of operation, types of alcoholic beverages permitted, and approved non-glass and nonmetal containers; and

WHEREAS, pursuant to Section 25692 of the California Business and Professions Code, before enacting an ordinance to establish or modify an entertainment zone, a city, county, or city

and county shall notify local law enforcement and request feedback about both of the following: (1) potential health and safety impacts that might be generated by the entertainment zone and strategies to mitigate those impacts; and (2) the entertainment zone's proposed boundaries, days and hours of operation, types of alcoholic beverages permitted, and approved non-glass and nonmetal containers; and

WHEREAS, SB 969 requires that a city that establishes an entertainment zone, or its designated subordinate officer or body, shall review the operation of the entertainment zone every two years following the adoption of the entertainment zone to ensure that the entertainment zone is being maintained in a manner that protects the health and safety of the general public; and

WHEREAS, this review shall be conducted in consultation with local law enforcement agencies and any reports produced during the review shall be made available to the department upon request; and

WHEREAS, the City recognizes the importance of balancing public safety, neighborhood livability, and business innovation in the implementation of entertainment zones; and

WHEREAS, SB 969 requires that an ordinance establishing or modifying an entertainment zone (1) shall not authorize consumption of alcoholic beverages during the hours in which sales of alcoholic beverages are prohibited under Section 25631 of the California Business and Professions Code; and (2) may only authorize consumption of alcoholic beverages during the hours in which at least one licensee within the boundaries of the entertainment zone is permitted to sell alcoholic beverages for consumption on the premises; and

WHEREAS, the City has consulted with law enforcement, public health officials, business owners, and community stakeholders to ensure that the proposed entertainment zone includes appropriate safety measures, signage, hours of operation, and enforcement protocols; and

WHEREAS, a wide range of programming within entertainment zones will reflect the diversity of Oakland and appeal to residents of all ages, backgrounds, and neighborhoods—whether through music, art, family-friendly activities, or culinary experiences—celebrating Oakland's identity while creating welcoming spaces that foster community connections; and

WHEREAS, entertainment zone designations will allow the City, business districts, and community organizations to host community events within these zones through streamlined approvals; and

WHEREAS, the City Council desires to establish Entertainment Zones in the Jack London District, Broadway Valdez/Northlake District, Temescal District, and Uptown Downtown as depicted in the map attached hereto and incorporated by reference as **Exhibit A (Map)**; and

WHEREAS, the City's Economic Workforce Development Department (EWDD) receives special event applications and coordinates interdepartmental review of the application on behalf of applicants; and

WHEREAS, special event applications for Tiers Two, Three, and Four require additional involvement among department heads and additional staff to expedite approvals become necessary to ensure public health and safety; and

WHEREAS, "Tier Two Special Event" means a special event that includes any of the following: three hundred (300) or more people, the closure of a non-local street, four hundred (400) or more square feet of tents, open flames, or pyrotechnics, or includes sales of goods, beverages, cannabis or alcohol, and a "Tier Three Special Event" means a special event with two thousand five hundred (2,500) or more people or a parade, pursuant to Section 9.52.040 of the Oakland Municipal Code; and

WHEREAS, applicants must submit a complete application by no later than forty-five (45) days in advance of a Tier Two Special Event and by no later than ninety (90) days in advance of a Tier Three Special Event, pursuant to Chapter 9.52.050 of the Oakland Municipal Code; and

WHEREAS, the current permit cost for a Tier Two Special Event is Four Hundred Twenty-Seven Dollars (\$427) and a Tier Three Special Event is One Thousand Seven Hundred Fifty-Two Dollars (\$1,752), as established and amended by the City's Master Fee Schedule for FY 2025-2026, adopted pursuant to Ordinance No. 13848 C.M.S.; and

WHEREAS, complete special event permit applications for Tier Two, Tier Three, and Tier Four submitted after the timelines proscribed in Subsections 9.52.050 will be assessed an additional fee of Three Hundred Seventy-Seven Dollars (\$377) for a special event permit late application as established and amended by the City's Master Fee Schedule, pursuant to Ordinance No. 13850 C.M.S. adopted on June 17, 2025; and

WHEREAS, the City desires to classify Entertainment Zone Events as a Tier Two or Tier Three Special Event, pursuant to Chapter 9.52 of the Oakland Municipal Code; and

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF OAKLAND DOES ORDAIN AS FOLLOWS:

SECTION 1. Recitals. The City Council finds and determines the foregoing recitals are true and correct and are hereby incorporated herein as findings and determinations of the City Council.

SECTION 2. Addition of Chapter 9.54 of the Oakland Municipal Code. Oakland Municipal Code (OMC) Chapter 9.54 is hereby added to read as follows:

Chapter 9.54 – Regulations Establishing Entertainment Zones To Encourage

9.54.010 – Title.

The chapter shall be known as the Oakland Entertainment Zone Ordinance.

9.54.020 – Purpose.

The chapter establishes the procedures for establishing and regulating Entertainment Zones pursuant to a Management Plan to allow the purchase of open container alcoholic beverages from local bars, restaurants, wineries, breweries, and on-sale licensees for consumption outside in common spaces, such as plazas, public streets, sidewalks or public rights-of-way during certain hours, subject to a special event permit issued pursuant to Chapter 9.52, for the purposes of creating active, commercial corridors, catalyze broader economic stimulus and ensure equitable program benefits while making Oakland a vibrant cultural hub.

9.54.030 – Definitions.

As used in this Chapter:

“Alcoholic Beverage” has the meaning set forth in Section 23004 of the California Business and Professions Code.

“Entertainment Zone” has the meaning set forth in Section 23039.5 of the California Business and Professions Code, as may be amended; and their locations are described under Section 9.54.060.

“Entertainment Zone Event” means an event that occurs within the boundaries of an Entertainment Zone in compliance with the California Department of Alcoholic Beverage Control (“ABC”) and the hours permitted by this Chapter 9.54; and subject to the requirements of the special events permit issued under Chapter 9.52.

“Management Plan” means a plan approved by the City Administrator for the management and regulation of an Entertainment Zone.

“Open container” means any bottle, can, glass, jug, box, or other receptacle that is open or has been opened and contains any alcoholic beverage.

9.54.040 – Entertainment Zone Requirements.

A. All commercial entities and organizations sponsoring the Entertainment Zone Event, or selling alcoholic beverages at an Entertainment Zone Event, shall comply with all applicable state and local laws and regulations, including:

1. All applicable ABC license and permitting requirements;
2. Sections 23357, 23358, 23396 of the California Business and Professions Code, as may be amended from time to time regulating licensed beer manufacturers, licensed winegrowers, and on-sale licensees, respectively;
3. All other laws governing the sale and consumption of alcoholic beverages, except any laws restricting off-site sale and consumption of alcoholic beverages under Title 17; and

4. All permit requirements for special events issued under Chapter 9.52.

B. Open alcoholic beverages may only be consumed within an Entertainment Zone during an Entertainment Zone Event, subject to any other restrictions imposed by state or local law.

C. All open alcoholic beverages consumed during an Entertainment Zone Event may only be purchased from a premises located within the Entertainment Zone that is authorized under California Business and Professions Code Section 23357, 23358, or 23396, as may be amended, to permit the consumers to leave the premises with open containers of alcoholic beverages for consumption off the premises, or an organization that is authorized by an ABC and City-authorized special event permit or license to make such sales within the Entertainment Zone.

9.54.050 – Entertainment Zone Hours.

An Entertainment Zone Event may only occur between the hours of 10:00 a.m. and 11:59 p.m., so long as at least one licensee within the boundaries of the Entertainment Zone is permitted to sell alcoholic beverages during those hours of consumption on the premises, and subject to any additional limitations imposed by any of the following:

A. ABC permit or license;

B. The Management Plan for the specific Entertainment Zone; or

C. The special event permit for the Entertainment Zone Event issued by the City under Chapter 9.52.

9.54.060 – Entertainment Zone Locations.

A. **Jack London District.** All plazas, pedestrian malls, public streets, sidewalks, or public rights-of-way in front of storefronts and establishments holding permits or licenses from ABC and the City that are located on either side of 2nd Street between Clay Street and Alice Street; on either side of Broadway between 4th Street and Embarcadero West; on either side of Alice Street between 3rd Street and Embarcadero West; on the south side of Embarcadero West between Washington Street and western side of Harrison Street; along the San Francisco Bay Trail and either side of Water Street between Clay Street and Harrison Street are hereby designated as the Jack London District Entertainment Zone under Sections 23039.5 and 25690 of the California and Business and Professions Code, pending the City Administrator's issuance of a Management Plan.

B. **Broadway Valdez/Northlake District.** All plazas, pedestrian malls, public streets, sidewalks, or public rights-of-way in front of storefronts and establishments holding permits or licenses from ABC and the City that are located along either side of Broadway, Webster Street, and Valdez Street between either side of 24th Street and Grand Avenue; and along either side of 24th Street, 23rd Street, and Grand Avenue between either side of Broadway and Valdez Street are hereby designated as the Broadway Valdez/Northlake District Entertainment Zone under Sections 23039.5 and 25690 of the California and

Business and Professions Code, pending the City Administrator's issuance of a Management Plan.

- C. **Temescal District.** All plazas, pedestrian malls, public streets, sidewalks, or public rights-of-way in front of storefronts and establishments holding permits or licenses from ABC and the City that are located on either side of Telegraph Avenue between 51st Street and 39th Street; along either side of 49th Street between Telegraph Avenue and Temescal Alley; and along either side of 40th Street between MacArthur BART Access Road and Telegraph Avenue are hereby designated as the Temescal District Entertainment Zone under Sections 23039.5 and 25690 of the California and Business and Professions Code, pending the City Administrator's issuance of a Management Plan.
- D. **Uptown Downtown.** All plazas, pedestrian malls, public streets, sidewalks, or public rights-of-way in front of storefronts and establishments holding permits or licenses from ABC and the City that are located along either side of 20th St/Thomas L. Berkley, 19th Street, and 17th Street between either side of Telegraph Avenue and Broadway; along either side of Telegraph Avenue and Broadway between either side of 15th Street and 20th Street/Thomas L. Berkley Way, including Latham Square; and along either side of 19th Street and William Street east of Henry J. Kaiser Memorial Park are hereby designated as the Uptown Downtown Entertainment Zone under Sections 23039.5 and 25690 of the California and Business and Professions Code, pending the City Administrator's issuance of a Management Plan.

9.54.070 – Entertainment Zone Implementation.

- A. The City Administrator is authorized to promulgate rules and regulations for the implementation of this Chapter.
- B. The City Administrator shall not issue a special event permit authorizing an Entertainment Zone Event in an Entertainment Zone before doing the following:
 - 1. Issuing a Management Plan that:
 - a. Establishes a process or procedure to readily identify individuals in possession of alcoholic beverages within the Entertainment Zone as being 21 years of age or older;
 - b. Requires any person seeking a City permit for an Entertainment Zone Event to comply with the applicable insurance requirements, rules, and regulations; and
 - c. Imposes requirements not otherwise imposed by state or local law, including additional requirements for permissible beverage containers, additional restrictions on the hours of operation for Entertainment Zone Events, and other restrictions on time, place, and manner.
 - 2. Transmitting a copy of the Management Plan to ABC.

3. Upon establishment or modification of an Entertainment Zone, the City Administrator will, following consultation with the Police Department, provide the following information to ABC, pursuant to Section 25690 of the California Business and Professions Code:
 - a. A copy of the ordinance establishing or modifying the Entertainment Zone;
 - b. Information as may be necessary to identify the boundaries of the Entertainment Zone.
 - c. The days and hours of operation of the Entertainment Zone;
 - d. The types of alcoholic beverages permitted within the Entertainment Zone; and
 - e. The approved non-glass and nonmetal containers in which alcoholic beverages may be authorized.
- C. Any holder of an ABC license or permit that wishes to allow customers to leave the premises with open containers of alcoholic beverages for consumption off the premises during an Entertainment Zone Event shall provide the City a copy of the notice provided to ABC under Section 23357, 23358, or 23396 of the California Business and Professions Code, as applicable, at the same time such notice is provided to ABC.
- D. The special events guidelines for outdoor special events shall include the following requirements:
 1. Establish a process or procedure to readily identify individuals purchasing or consuming alcoholic beverages within the Entertainment Zone as being 21 years of age or older;
 2. Any person or organization seeking a special events permit under Chapter 9.52 shall comply with the insurance requirements applicable to that permit, and all rules and regulations authorized by Chapter 9.52; and
 3. Any additional requirements for approved beverage containers, additional restrictions on hours of operation for the Entertainment Zone Event, and other time, place and manner restrictions.
- E. Upon revision of the special events guidelines for outdoor special events, the City Administrator shall transmit a copy of the guidelines to ABC.

9.54.080 – Entertainment Zone Signs.

Signs within an Entertainment Zone related to Entertainment Zone Events shall be considered “Special Event Signs” pursuant to Section 17.98.040 Window or other signage visible from within

the Entertainment Zone may advertise beer or alcohol so long as it is done in connection with an authorized Entertainment Zone Event.

9.54.090 – Enforcement.

- A. In addition to any other remedy allowed by law, any person who violates a provision of this chapter is subject to civil actions and administrative penalties pursuant to this Chapter
- B. Violations of this Chapter are hereby declared to be a public nuisance.
- C. Any person who violates a provision of this chapter is liable for civil penalties of not less than Two Hundred Fifty Dollars (\$250) or more than Twenty-Five Thousand Dollars (\$25,000) for each day the violation continues.
- D. Any participating licensee who violates this Chapter may be subject to suspension or revocation of their right to participate in the Entertainment Zone. The City may promulgate administrative regulations to implement this section.
- E. The City Administrator is authorized to not issue a special event permit for an Entertainment Zone Event and revoke or require changes to a Management Plan due to non-compliance with this Chapter or applicable laws and regulations.
- F. All remedies prescribed under this chapter are cumulative and the election of one or more remedies does not bar the city from the pursuit of any other remedy to enforce this chapter.

SECTION 3. Amendments to OMC Section 9.08.180. Oakland Municipal Code Section 9.08.180 is hereby amended to read as follows (Additions are shown as double underline and deletions are shown as ~~strikethrough~~).

9.08.180 – Alcoholic beverages on public streets or on adjacent private property thereto.

- A. No person shall drink any alcoholic beverage: (1) on any public street, sidewalk, alley, highway, city park, city recreation area, city open space or playground; or (2) within fifty (50) feet of any public street, sidewalk, alley, highway, city park, city recreation area, city open space, or playground while on private property open to public view without the express permission of the owner, his or her agent, or the person in lawful possession thereof.
- B. This section shall not apply to persons participating in events for which a short-term encroachment permit has been granted as provided in Section 12.08.060 of this code, or a park use permit issued by the Office of Parks and Recreation allowing for use of alcoholic beverages under specified conditions, and which shall contain the following conditions:

1. Alcoholic beverages consumed or possessed at such events or entertainment shall not be in glass or metal containers except as specified.
2. Sponsors of such events shall comply with all state laws relating to the sale of alcoholic beverages.
3. Sponsors of special events or entertainments shall provide toilet facilities as provided for in Section 12.64.360 of this code.
4. Except as exempted in subdivisions (5) and (6) of this subsection, the sale, distribution and/or consumption of alcoholic beverages in any city park area, city recreation area, city open space or playground shall be restricted to fully enclosed perimeter areas (not requiring a roof), buildings, tents or structures.
5. The following city park facilities shall be exempted from the enclosed space requirements of subdivision (4) of this subsection, Camron Stanford House (within enclosed garden area only), Dunsmuir House and Garden, Knowland Park Zoo (within fenced zoological park area only).
6. The consumption of beer and wine (not including ales, malt liquors or fortified wines) shall be exempted from the enclosed space requirements of subdivision (4) of this subsection, at designated picnic grounds in Joaquin Miller Park, provided that a valid park use permit shall be required for all such consumption.
7. Sponsors of events shall comply with all other conditions as required by the Director of Parks, Recreation and Cultural Services and by rules promulgated by the Chief of Police.

C. This section shall not apply to persons participating in events within an authorized Entertainment Zone as established and regulated by Chapter 9.54 allowing for the consumption of open alcoholic beverages under specified conditions.

SECTION 4. Amendments to OMC Section 9.08.190. Oakland Municipal Code Section 9.08.190 is hereby amended to read as follows (Additions are shown as double underline and deletions are shown as ~~strikethrough~~).

9.08.190 – Open alcoholic beverage containers.

- D. Prohibited Conduct. No person in possession of any bottle, can or other receptacle containing any alcoholic beverage which has been opened, or has a seal broken, or the contents of which have been partially removed, shall enter or remain on the posted premises of, including the posted parking lot or on any public sidewalk immediately adjacent to, any retail package off-sale alcoholic beverage licensee licensed pursuant to Division 9 (commencing with Section 2300) of the Business and Professions Code. Any person violating this provision shall be guilty of an infraction. This section shall not apply to persons participating in events within an authorized Entertainment Zone as established and

regulated by Chapter 9.54 allowing for the consumption of open alcoholic beverages under specified conditions.

- A. Posting of Signs. All retail package off-sale alcoholic beverage licensees licensed pursuant to Division 9 of the Business and Professions Code to operate in the city shall post such licensed premises with permanent signs which shall include language stating that possession of any opened alcoholic beverage container in or outside the store is prohibited by law. Signs required to be posted pursuant to this section must be clearly visible to: (1) patrons of the licensees; (2) persons using the parking lot immediately adjacent to the licensed premises; and (3) persons on the public sidewalk immediately adjacent to the licensed premises.

Any licensee who does not acquire, post and maintain signs pursuant to this provision is guilty of an infraction. Upon payment for the cost of the signs, signs shall be provided to the licensee by the Office of Public Works. Signs damaged, stolen or otherwise removed must be reported by the licensee within three working days from the date of damage or removal to the Office of Public Works. Signs damaged, stolen or otherwise removed must be replaced by the licensee within ten working days from the date of damage or removal.

B. Definitions.

"Parking lot immediately adjacent to the licensed premises" means any parking lot which is contiguous to the licensed premises and is utilized by the patrons of the licensed premises.

"Posted premises" means those premises which are subject to licensure under any retail off-sale alcoholic beverage license, the parking lot immediately adjacent to the licensed premises, and any public sidewalk immediately adjacent to the licensed premises which are posted with notices pursuant to subsection B of this section.

SECTION 5. Biennial Review. Every two (2) years, the City Administrator shall review the operation of each Entertainment Zone to ensure that each zone is being maintained in a manner that protects the health and safety of the general public, pursuant to Section 25692 of the California Business and Professions Code, as may be amended. This biennial review shall be conducted in consultation with the Police Department. Any reports produced during the review shall be made available to ABC upon request.

SECTION 6. Tier Two or Tier Three Special Event Classification. An Entertainment Zone Event shall be classified as a Tier Two or Tier Three Special Event, pursuant to Chapter 9.52 of the Oakland Municipal Code for purposes of establishing a fee and late fee, as set forth in the FY 2025-2026 Maste Fee Schedule adopted by Ordinance No. 13848 C.M.S.

SECTION 7. California Environmental Quality Act. The City Council finds that the creation or activation of Entertainment Zones is exempt from the California Environmental Quality Act ("CEQA") under the common sense exemption (CEQA Guidelines §15061(b)(3)) because it can be seen with certainty that this Ordinance will not have a significant effect on the environment.

The action is regulatory in nature and does not authorize or result in any physical development, expansion of use, or changes in land use intensity. This Ordinance merely allows existing licensed businesses to operate under modified alcohol service rules within designated areas using existing facilities, consistent with the Class 1 (Existing Facilities) exemption (§15301). It also qualifies under the Class 8 (Regulatory Actions for Environmental Protection) and Class 21 (Enforcement Actions by Regulatory Agencies) exemptions (§§15308, 15321) as it includes enforcement and litter-control provisions to protect public and environmental quality. Additionally, this Ordinance is consistent with and implements policies of the City's General Plan promoting mixed-use and pedestrian-oriented activity centers, consistent with §15183 (Projects Consistent with a General Plan). Therefore, for each of the above reasons, whether taken individually or collectively, the ordinance is exempt from CEQA.

SECTION 8. Authority. This Ordinance is enacted to serve the public interest and is necessary to protect the health, safety, and/or welfare of the citizens of Oakland, and is enacted pursuant to Article XI, Sections 5 and 7 of the California Constitution, Section 106 of the Oakland City Charter, and the City's home rule powers.

SECTION 9. Informational Report. The City Administrator shall return to the Community and Economic Development Committee with an informational report on the outcome of the Entertainment Zones by no later than October 13, 2026, and which may be forwarded to the City Council.

SECTION 10. Conflict. Nothing in this Ordinance shall be interpreted or applied so as to create any requirement, power, or duty in conflict with any federal or state law.

SECTION 11. Notice of Exemption. The Environmental Review Officer, or designee, is directed to cause to be filed a Notice of Exemption with the appropriate agencies.

SECTION 12. Severability. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be invalid or unconstitutional by decision of any court of competent jurisdiction, such decision shall not affect the validity of the remaining portions of the Chapter. The City Council hereby declares that it would have passed this Ordinance and each section, subsection, clause or phrase thereof irrespective of the fact that one or more other sections, subsections, clauses or phrases may be declared invalid or unconstitutional

SECTION 13. Effective Date. This ordinance shall become effective immediately on final adoption if it receives six or more affirmative votes; otherwise it shall become effective upon the seventh day after final adoption.

IN COUNCIL, OAKLAND, CALIFORNIA,

DEC 16 2025

PASSED BY THE FOLLOWING VOTE:

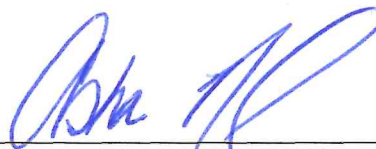
AYES - BROWN, FIFE, GALLO, HOUSTON, RAMACHANDRAN, UNGER, WANG, AND
PRESIDENT JENKINS - 8

NOES - 0

ABSENT - 0

ABSTENTION - 0

ATTEST:



ASHA REED

City Clerk and Clerk of the Council of the
City of Oakland, California

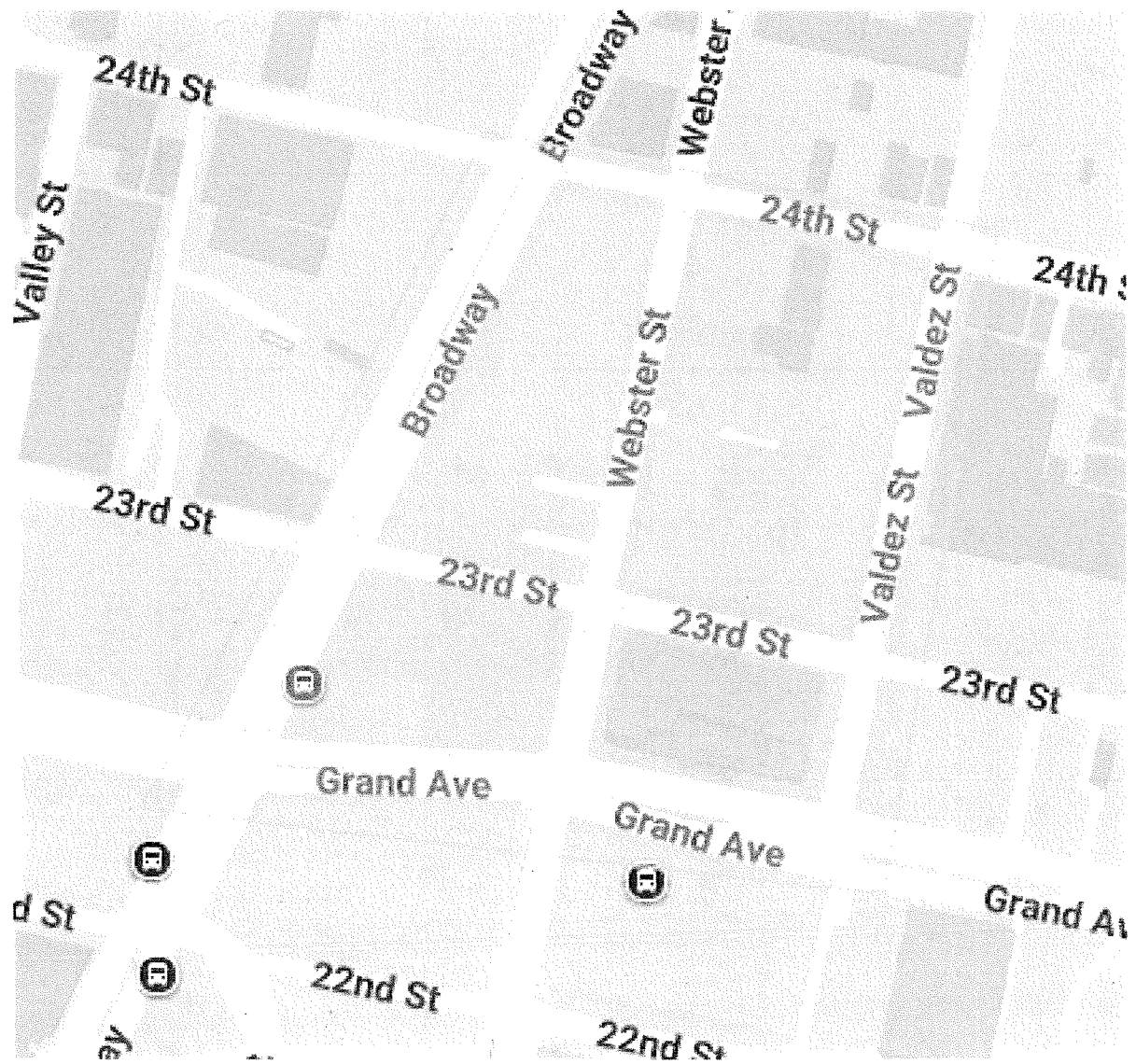
Introduction Date DEC 2 2025

Exhibit A: Entertainment Zone Maps

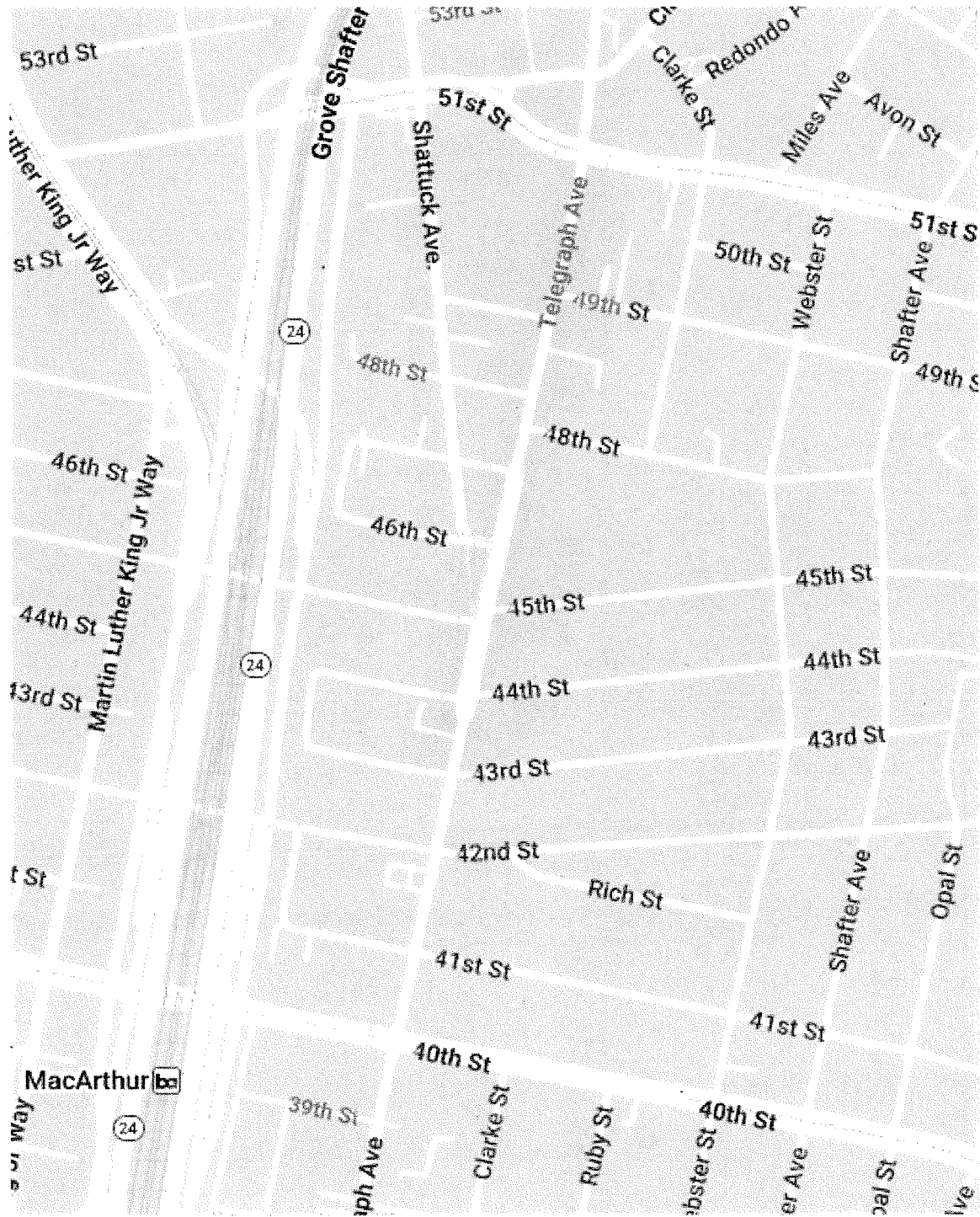
Jack London District (D2 & D3)



Broadway Valdez/Northlake District (D3)



Temescal District (D1)



Uptown Downtown (D3)



NOTICE AND DIGEST

ORDINANCE (1) ADDING CHAPTER 9.54 OF TITLE 9 OF THE OAKLAND MUNICIPAL CODE TO ESTABLISH AND REGULATE ENTERTAINMENT ZONES PURSUANT TO SB 969 (2024) TO PROMOTE ECONOMIC ACTIVATION; (2) MAKING OTHER CONFORMING CHANGES TO SECTIONS 9.08.180 AND 9.08.190 OF THE OAKLAND MUNICIPAL CODE; (3) CLASSIFYING AN ENTERTAINMENT ZONE EVENT AS A TIER TWO OR TIER THREE SPECIAL EVENT PURSUANT TO CHAPTER 9.52 OF THE OAKLAND MUNICIPAL CODE; AND (4) ADOPTING APPROPRIATE CALIFORNIA ENVIRONMENTAL QUALITY ACT FINDINGS

This Ordinance adds Chapter 9.54 of Title 9 of the Oakland Municipal Code to establish and regulate Entertainment Zones pursuant to a Management Plan to allow for the purchase of open container alcoholic beverages from local bars, restaurants, wineries, breweries and on-sale licensees for consumption outside in common spaces, such as plazas, public streets, sidewalks, or public rights-of-way during certain hours, subject to a special event permit issued pursuant to Chapter 9.52, pursuant to SB 969 (2024) to promote economic activation. This legislation makes other conforming changes to Sections 9.08.180 and 9.08.190 of the Oakland Municipal Code to further consistency with this policy. The proposed ordinance establishes Entertainment Zones in the Jack London District, Broadway Valdez/Northlake District, Temescal District, and Uptown Downtown and further classifies an Entertainment Zone Event as a Tier Two or Tier Three Special Event pursuant to Chapter 9.52 of the Oakland Municipal Code and adopts appropriate California Environmental Quality Act Findings.