



# Oxnard Police Department

## ON-SALE / PUBLIC PREMISE INSPECTION

### PROPRIETOR INFORMATION

## Excerpts from Chapter XI of the Oxnard City Code

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### AN ESTABLISHMENT WITH ENTERTAINMENT AND ALCOHOL MUST HAVE SECURITY

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#### **ENTERTAINMENT DEFINED.**

No permit is required. § 11-185: *Entertainment* is “any live or mechanically or electronically produced performance involving words, actions, music, sounds, animals, visual displays or other methods or devices intended to amuse, divert or please persons in the vicinity of the performance, excluding dancing for which a permit is required (elsewhere) by this chapter.”

#### **SECURITY REQUIRED.**

§ 11-187 (c): If a business sells or allows the consumption of alcoholic beverages on the premises, security guards shall be present in the business establishment during the time that live entertainment is presented in the business establishment and within one-half hour before and one-half hour after such time. One security guard shall be present when 25 to 50 patrons are present, and one additional security guard shall be present for each additional increment of one to 50 patrons, up to a maximum of eight security guards.

(d): Security guards shall keep order inside and immediately outside the business establishment, including the parking areas adjacent thereto. Security guards shall not permit loitering outside the business establishment.

#### **TERMINATION BY POLICE CHIEF.**

§ 11-188: The police chief or designee shall have the right to terminate any entertainment that creates a public nuisance because of noise, congestion, disturbances of the peace or any other reason, or that violates any of the conditions set out in section 11-187. All direct and indirect costs of providing the police response necessary to terminate the entertainment shall be charged to the person presenting the entertainment. Such costs shall be deemed a debt to the city, and any person required to pay such costs shall be liable in an action in the name of the city for recovery of such costs, including reasonable attorneys’ fees.

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### AN ESTABLISHMENT THAT ALLOWS DANCING MUST HAVE A PERMIT AND SECURITY

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#### **DANCE PERMIT REQUIRED.**

§ 11-171: No person shall conduct a public dance without a valid dance permit obtained pursuant to Chapter 11 of the Oxnard City Code. If a public dance is held in a location that is rented or provided for consideration in any form to the person holding the public dance, the person providing the location and the person in charge of the public dance are jointly and severally responsible for obtaining a dance permit.

§ 11-176: No public dance shall be conducted or permitted between 2:00 a.m. and 8:00 a.m.

**TERMINATION BY POLICE CHIEF.**

§ 11-178: The police chief or designee may terminate any public dance that creates a public nuisance by reason of excessive noise, congestion, disturbance of the peace, or any other reason, or that is operated without a required dance permit. All direct and indirect costs of providing the police responses necessary to terminate the public dance shall be charged to the permittee or person presenting the dance. Such costs shall be deemed a debt to the city, and any person required to pay such costs shall be liable in an action in the name of the city for recovery of such costs, including reasonable attorneys' fees.

**PUBLIC DANCE DEFINED.**

§ 11-170: A dance that is not conducted in a private residence by one or more occupants thereof and attended only by the persons invited by the occupant(s).

**YOU MUST DISPLAY YOUR PERMIT.**

§ 11-159: The permit issued shall be displayed conspicuously at all times at the location where the activity is authorized.

**SECURITY REQUIRED.**

§ 11-174: Security guards shall be present during and within one-half hour before and after the time that live entertainment is presented at a public dance. Security shall keep order inside and immediately outside the location where the public dance is held, including the parking areas adjacent thereto. Security guards shall not permit loitering outside the public dance. Once security guard shall be present when 25 to 50 patrons are present, and one additional guard shall be present for each additional increment of one to 50 patrons, up to a maximum of eight security guards.

**MINORS ATTENDING DANCES.**

§ 11-177 (a): A person under the age of 18 may attend a public dance only if no alcohol is allowed to be consumed in or about the locations where the public dance is held. A person under the age of 18 who attends such a public dance shall leave the public dance no later than 10:00 p.m.

§ 11-177 (b): The person in charge of a public dance to which persons under the age of 18 are admitted shall not permit alcohol to be consumed in or about the locations where the public dance is held and shall either terminate the public dance no later than 10:00 p.m. or shall require all persons under the age of 18 to leave the public dance no later than 10:00 p.m.

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## SECURITY GUARD & ADDITIONAL INFORMATION

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**SECURITY REQUIREMENTS.**

Below is the number of patrons versus the number of security guards required pursuant to the Oxnard City Code as it relates to Establishments serving alcohol with Entertainment and Establishments holding Public Dances.

<b>Patrons Present</b>	<b>0-24</b>	<b>25-50</b>	<b>51-100</b>	<b>101-150</b>	<b>151-200</b>	<b>201-250</b>	<b>251-300</b>	<b>301-350</b>	<b>351+</b>
<b>Security Guards</b>	<b>0</b>	<b>1</b>	<b>2</b>	<b>3</b>	<b>4</b>	<b>5</b>	<b>6</b>	<b>7</b>	<b>8</b>

**“SECURITY GUARD” DEFINED.**

11-170 & 11-185: Any person who is licensed by the State of California pursuant to Chapter 11.5 (commencing with section 7580) of Division 3 of the Business and Professions Code, or who is employed by such a licensed person as a security guard, and who wears a uniform with a badge identifying the person as a security guard, and who has no duties in the public dance (or business establishment) except duties related to security.

**COOPERATION REQUIRED.**

§ 11-187(e): Management, employees and security guards of a business establishment where entertainment is presented shall cooperate with law enforcement officers conducting any investigation in or around the business establishment.

**PUBLIC DANCES MUST ADHERE TO ENTERTAINMENT REGULATIONS OF CODE.**

By definition, a “Public Dance” is considered “Entertainment,” but public dances have special licensing requirements. As such, public dances must also adhere to all provisions included in the *Entertainment* section of this chapter, commencing with Art. 6.