

Napa County

1195 Third Street, Suite 210
Napa, Ca. 94558



Agenda

SPECIAL MEETING

Wednesday, May 3, 2023

2:00 PM

**Board of Supervisors Chambers
1195 Third Street, Third Floor**

Zoning Administrator

Brian Bordona, Zoning Administrator

Michael Parker, Planning Manager

Laura Anderson, County Counsel

Alexandria Quackenbush, Meeting Clerk

Aime Ramos, Meeting Clerk

Jason Hall, Meeting Clerk

How to Watch or Listen to the Napa County Zoning Administrator Meetings

The Napa County Zoning Administrator will continue to meet the 4th Wednesday of each month when a meeting is scheduled.

The Napa County Zoning Administrator realizes that not all County residents have the same ways to stay engaged, so several alternatives are offered. Remote Zoom participation for members of the public is provided for convenience only. In the event that the Zoom connection malfunctions for any reason, the Zoning Administrator reserves the right to conduct the meeting without remote access.

Please watch or listen to the Zoning Administrator meeting in one of the following ways:

1. Attend in-person at the location posted on the agenda.
2. Watch on Zoom using the attendee link: <https://countyofnapa.zoom.us/j/92615423689>. Make sure the browser is up-to-date.
3. Listen on Zoom by calling 1-669-900-6833 (Meeting ID: 926-1542-3689).

If you are unable to attend the meeting in person and wish to submit a general public comment or a comment on a specific agenda item, please do the following:

1. Email your comment to zoningclerk@countyofnapa.org. Emails received will not be read aloud but will still become part of the public record and shared with the Zoning Administrator.
2. Use the Zoom attendee link: <https://countyofnapa.zoom.us/j/92615423689>. Make sure the browser is up-to-date. When the Zoning Administrator calls for the item on which you wish to speak, click "raise hand." Please limit your remarks to three minutes.
3. Call the Zoom phone number 1-669-900-6833 and enter the webinar ID: 926-1542-3689. When the Zoning Administrator calls for the item on which you wish to speak, press *9 to raise hand. Please limit your remarks to three minutes.

****Please note that phone numbers in their entirety will be visible online while speakers are speaking****

For more information, please contact us via telephone at (707) 253-4417 or send an email to zoningclerk@countyofnapa.org.

1. **AGENDA REVIEW**
2. **PUBLIC HEARING ITEMS**

Blue Note Summer Session- Category 4 Temporary Event Application [23-0790](#)
#P23-00079-E

CEQA Status: Ministerially Exempt from the provisions of the California Environmental Quality Act (CEQA). The project site is not included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5.

Request: Approval of an application for Temporary Event License P23-00079-E filed by STR Entertainment, Inc. to hold the Blue Note Summer Session music concert on May 19th, 20th, and 21st, 2023, at Silverado Resort & Country Club (Silverado Resort or the Resort) for a maximum of 1,200 people per day with amplified music from 4 p.m. to 10:00 p.m. and crew breakdown from 10 p.m. to midnight. The stage will be set just above the 1st and 18th holes of the North Golf Course at the Resort located at 1600 Atlas Peak Road, Napa, Assessor Parcel No. 060-010-001-000 with parking (670 spaces) for the event located at 1711 Atlas Peak Road, Napa, Assessor Parcel No. 039-210-004-000.

Staff Recommendation: Find that the project is Ministerially Exempt from CEQA and approve the Temporary Event Application, as conditioned.

Staff Contact: Charlene Gallina, Supervising Planner, (707) 299-1355 or charlene.gallina@countyofnapa.org

Applicant Contact: Ken Tesler, Managing Director, Blue Note Napa, (201) 697-6671; email: ken@bluenotenapa.com and Heather Seney, STR Entertainment, Inc.; (860) 689-5536; email: heather@bluenotenapa.com

Attachments: [A. Conditions of Approval](#)
[B. Application Materials - May 19 - May 21, 2023](#)
[C. Event Site and Parking Plan](#)
[D. Temporary Event Manual](#)
[E. Notice of Apparent Code Violation](#)
[F. Public Comments](#)
[P23-00079-E Supplemental Information Packet.pdf](#)

Blue Note Summer Session- Category 4 Temporary Event Application [23-0792](#)
#P23-00080-E

CEQA Status: Ministerially Exempt from the provisions of the California Environmental Quality Act (CEQA). The project site is not included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5.

Request: Approval of an application for Temporary Event License P23-00080-E filed by STR Entertainment, Inc. to hold the Blue Note Summer Session music concert on June 8th, 9th, and 10th, 2023, at Silverado Resort for a maximum of 1,500 people per day with amplified music from 4 p.m. to 10:00 p.m. and crew breakdown from 10 p.m. to midnight. The event will be located at Silverado Resort with the stage set just above the 1st and 18th holes of the North Golf Course, 1600 Atlas Peak Road, Napa, Assessor Parcel No. 060-010-001-000 with parking (670 spaces) for the event located at 1711 Atlas Peak Road, Napa, Assessor Parcel No. 039-210-004-000

Staff Recommendation: Find that the project is Ministerially Exempt from CEQA and approve the Temporary Event Application, as conditioned.

Staff Contact: Charlene Gallina, Supervising Planner, (707) 299-1355 or charlene.gallina@countyofnapa.org

Applicant Contact: Ken Tesler, Managing Director, Blue Note Napa, (201) 697-6671; email: ken@bluenotenapa.com and Heather Seney, STR Entertainment, Inc.; (860) 689-5536; email: heather@bluenotenapa.com

Attachments: [A. Conditions of Approval](#)
[B. Application Materials - June 8-10, 2023](#)
[C. Event Site and Parking Plan](#)
[D. Temporary Event Manual](#)
[E. Notice of Apparent Code Violation](#)
[F. Public Comments](#)

3. ADJOURNMENT

I HEREBY CERTIFY THAT THE AGENDA FOR THE ABOVE STATED MEETING WAS POSTED AT A LOCATION FREELY ACCESSIBLE TO MEMBERS OF THE PUBLIC AT THE NAPA COUNTY ADMINISTRATIVE BUILDING, 1195 THIRD STREET, NAPA, CALIFORNIA ON 4/28/23 BY 5:00 P.M. A HARDCOPY SIGNED VERSION OF THE CERTIFICATES IS ON FILE WITH THE SECRETARY OF THE COMMISSION AND AVAILABLE FOR PUBLIC INSPECTION.

AIME RAMOS (By e-signature)
Secretary of the Zoning Administrator



Napa County

Board Agenda Letter

1195 THIRD STREET
SUITE 310
NAPA, CA 94559
www.countyofnapa.org
Main: (707) 253-4580

Zoning Administrator

Agenda Date: 5/3/2023

File ID #: 23-0790

TO: NAPA COUNTY ZONING ADMINISTRATOR
FROM: Michael Parker for Brian Bordona - Interim Director
REPORT BY: Charlene Gallina, Supervising Planner - (707) 299-1355
SUBJECT: Blue Note Summer Session - Category 4 Temporary Event Application #P23-00079-E

RECOMMENDATION

Blue Note Summer Session- Category 4 Temporary Event Application #P23-00079-E

CEQA Status: Ministerially Exempt from the provisions of the California Environmental Quality Act (CEQA). The project site is not included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5.

Request: Approval of an application for Temporary Event License P23-00079-E filed by STR Entertainment, Inc. to hold the Blue Note Summer Session music concert on May 19th, 20th, and 21st, 2023, at Silverado Resort & Country Club (Silverado Resort or the Resort) for a maximum of 1,200 people per day with amplified music from 4 p.m. to 10:00 p.m. and crew breakdown from 10 p.m. to midnight. The stage will be set just above the 1st and 18th holes of the North Golf Course at the Resort located at 1600 Atlas Peak Road, Napa, Assessor Parcel No. 060-010-001-000 with parking (670 spaces) for the event located at 1711 Atlas Peak Road, Napa, Assessor Parcel No. 039-210-004-000.

Staff Recommendation: Find that the project is Ministerially Exempt from CEQA and approve the Temporary Event Application, as conditioned.

Staff Contact: Charlene Gallina, Supervising Planner, (707) 299-1355 or charlene.gallina@countyofnapa.org

Applicant Contact: Ken Tesler, Managing Director, Blue Note Napa, (201) 697-6671; email:

ken@bluenotenapa.com and Heather Seney, STR Entertainment, Inc.; (860) 689-5536; email: heather@bluenotenapa.com

EXECUTIVE SUMMARY

That the Zoning Administrator:

1. Find that the project is Ministerially Exempt from the CEQA; and
2. Approve Temporary Event Category 4 License P23-00079-E, subject to the recommended conditions of approval in Attachment A.

Discussion:

On May 30, 2023, STR Entertainment, Inc. applied for a permit for a Category 4 Temporary Event to be held at the Silverado Resort located at on May 19, 20, and 21, 2023, from 4:00 p.m. to 10:00 p.m. and crew breakdown from 10:00 p.m. to midnight. The event organizers anticipate approximately 800-1,200 guests will attend the event per day. The event will consist of three amplified music shows featuring the following performers: May 19 - Les Claypool (rock) - expected attendance: 1200, May 20 - Dwight Yoakam (country) - expected attendance: 800, and May 21 - Emylou Harris (folk) - expected attendance: 800. Parking (670 spaces) for this event will be off-site at 1711 Atlas Peak Road which is located directly across from the Silverado Resort Golf Course and Driving Range, as well as the Silverado Cottages townhomes. The event will be open to the public and will be limited by the number of tickets sold.

Unlike conditional use permits or other discretionary permits, temporary event permits are ministerial and shall be approved and issued if the minimum standards contained in the "Minimum Standards Table" of the Temporary Events Manual (the Minimum Standards) (Attachment D) are met. Because the permit is ministerial, the purpose of the hearing is for the Zoning Administrator to evaluate and consider evidence regarding whether the applicant has demonstrated that the Minimum Standards have been met or will likely be met prior to the event. The Zoning Administrator cannot impose standards, conditions or restrictions on the permit beyond what is provided in the Minimum Standards. As such, public comment should be limited to whether the Minimum Standards have or have not been met or will likely or not likely be met before the event begins. Finally, the Zoning Administrator's approval of the permit is limited to just the temporary event permit. Any permits, approvals or authorizations from other agencies, departments or divisions must be satisfied prior to the event per the Recommended Conditions of Approval (Attachment A).

Staff recommends approval of the requested permit subject to the recommended conditions of approval ensuring proof of compliance with County Code Chapter 5.36 and all applicable Minimum Standards in the

Temporary Events Manual prior to the concert event. (See Attachment A)

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: Pursuant to Napa County's Local Procedures for Implementing the California Environmental Quality Act (CEQA) and Sections 15022 and 15268 of the State CEQA Guidelines issuance/approval of a temporary events license is ministerial and exempt from the requirements of CEQA and thus preparation of an environmental document is not required.

BACKGROUND AND DISCUSSION

Property Owner: Concert Venue - Silverado Resort & Country Club, Michael Petherbridge

Property Owner: Off-Street Parking - Dr. Robert S. Kiken, (805) 452-2300

Applicant/Representative: Ken Tesler, Managing Director, Blue Note Napa, (707) 880.2300 or cell (201) 697-6671, 1030 Main Street, Napa, CA 94559; ken@bluenotenapa.com and Heather Seney, STR Entertainment, Inc.; (860) 689-5536; heather@bluenotenapa.com

Silverado Resort & Country Club Representative: Todd Shallan, Silverado Resort Vice President and Managing Director (707) 257-5430, todd.shallan@silveradoresort.com

General Plan Designation: Concert Venue - Urban Residential (UR); Off-Site Parking - Rural Residential (RR), Agriculture, Watershed & Open Space (AWOS), & Urban Residential (UR)

Zoning: Concert Venue - Planned Development (PD); Off-Site Parking - Residential Country (RC)

Concert Project Site Area: 278.73 acres; Concert event to be held outdoors with the stage set just above the 1st and 18th holes of the North Golf Course and seating to the east of the stage.

Off-Site Parking Project Site Area: 23.58 acres; 670 parking spaces will be provided at 1711 Atlas Peak Road, Napa

Application Submittal Date: March 30, 2023

Code Compliance History: A Notice of Apparent Code Violation was sent to the applicant on April 26, 2023

after Code Enforcement staff became aware that the applicant was advertising the concert events and selling tickets prior to issuance of a temporary events permit in violation of County Code Section 5.36.020.C. (See Attachment E)

Discussion:

The applicant, STR Entertainment, requests a license to hold the Blue Note Summer Session music concert on May 19th, 20th, and 21st, 2023, at Silverado Resort for a maximum of 1,200 people per day with amplified music. The event is open to the public and will be limited by the number of tickets sold.

Parking for this event will be located at 1711 Atlas Peak Road directly across from the Silverado Resort Golf Course and Driving Range as well as the Silverado Cottages townhomes. The proposed parking lot is 23.58 acres and is proposed to accommodate 670 parking spaces, including handicapped parking. Per the site plan, 30 and one (1) VIP portable restroom facilities will be provided for staff and the public as required by Minimum Standards. Staff has determined that the location of the proposed parking can accommodate the proposed number of attendees and staffing for this event. Guests attending the concert will park in this vacant lot which will be managed by a professional parking company, On Track Event Management, with a staff of four to six people managing and directing guest parking. Once parked, guests will be able to cross at the intersection of Atlas Peak Road and Cottage Drive and then follow the existing golf course pathway to the concert venue.

Traffic and Event Control will be provided by the applicant with assistance from the Napa County Sheriff. Discussion with the Applicant has indicated that they are diligently working with the Sheriff's Department, the California Highway Patrol, and the Public Works Department towards final approval of the proposed Concert Venue Parking and Transportation Plan which will address, but not be limited to the following:

- Submittal of an encroachment permit for implementation of the traffic control plan.
- Final submittal of a detailed no parking plan is required. No parking zones in the country club area are required.
- Final submittal of a full explanation of what is included within a traffic control unit.
- Final submittal showing placement of all traffic control signs.

The permit has been conditioned to require that the applicant obtain final approval and an encroachment permit from these agencies and departments prior to the event (Attachment A).

Because the event will have 800-1,200 attendees over three consecutive days, under County Code Section 5.36.015.G it is considered a Category 4 event. No more than three (3) Category 4 events may occur on the

same parcel per year. County Code Section 5.36.050.B requires a public hearing before the Zoning Administrator prior to issuance of a Category 4 license/permit. This Category 4 event meets the definition of a "temporary event" under County Code Section 5.36.010 which means any festival, fair, show, showcase, house or garden design tour, concert, dance, rally, parade, demonstration or competition of creative athletic form, or any other gathering or assemblage of individuals for the purpose of observing or engaging in expressive activities within the ambit of the First Amendment of the United States Constitution and Sections 2, 3 and 4 of Article 1 of the California Constitution, including, but not limited to music, dance, theater, speech, athletics, or any other visual, audio, or tactile arts or combination thereof."

The application was deemed complete per the County's application checklist and the required Insurance Certificate of Insurance was provided. Other agencies and departments were notified of the application and have determined the application meets or will likely meet the Minimum Standards that are within those agencies' and departments' jurisdictional authority. A Building Permit from Building, Tent Permits by Fire, Environmental Health Permits from Consumer Protection, and an Encroachment Permit from Public Works are required to be issued and finalized no later than May 16, 2023 by end of day (unless inspections are required on the day of the event by the reviewing division or agency) to demonstrate compliance with construction of the concert venue, food service activities, and parking and traffic control Minimum Standards. The permit has been conditioned to require issuance of these permits prior to the event (Attachment A).

Per County Code Section 5.36.050.B., within thirty days following receipt of a completed application, a public hearing shall be scheduled before the Zoning Administrator on the Department's recommendation. At least ten days prior notice of the hearing shall be given to property owners within 1,000 feet, interested persons and others. On April 21, 2023, Notice of the May 3, 2023, Public Hearing before the Zoning Administrator was mailed to property owners and published in the Register.

Immediately upon the Zoning Administrator's approval of the requested temporary event permit, the applicant will be required to submit and obtain approval of an application for a Building Permit, Tent Permits, Environmental Health Permits, and an Encroachment prior to the temporary event. Such permits will address the installation and construction of the concert stage, the venue area (exiting and entrance locations, event seating areas, food service activities, and parking and traffic control). Prior to the event, inspections will occur to ensure that any remaining Minimum Standards and County Code requirements that appear likely to be met at this time have in fact been met.

The applicant (and Silverado Country Club) shall be responsible for supervising all event activities, ensuring compliance with all required conditions and shall accept all risk and liability for same. Furthermore, the license must be displayed in close proximity to the primary entrance to the event site and be available for public inspection during all phases of the event, including cleanup.

Public Comments:

As of the date this report was released, staff received six formal public comments and one phone call. The comments generally concern the permit/license process, noise, parking/traffic control and departure times, future events, alcohol serving and sales, current ticket sales, no prior notification from Silverado Resort, as well as support for the proposed event (Attachment F). A summary of these concerns is addressed as follows:

Permit/license process: Concerns were expressed that all the events on Blue Note Summer Session's schedule appear to be at a minimum Category 3 events, and as such appear to exceed the separation limits between events and maximum number of events according to the County Code Temporary Event provisions. Questions have been raised regarding timelines for processing such permits. Lastly, a question was raised on how the PGA Tournament, which is held annually at the resort, would not be included in the yearly maximum limit of three Category 4 events per year occurring on the same parcel.

Staff Response: On March 30, 2023, the applicant's Temporary Event Application submittal included all of the Blue Note Summer Concert Sessions in two parts: I: May - July (with exception of the 3-day Blue Note Jazz Festival) and Part II: August - October. Based upon initial review of these two permits, staff forwarded a letter to the applicant informing the applicant that the Department could not proceed with processing their two permits nor recommend approval of their applications because they did not comply with the County's Temporary Events ordinance (County Code Chapter 5.36). Per County Code Section 5.36.015 (G)(3) no more than three (3) Category 4 events may occur per calendar year on the same parcel. At the time, these applications were requesting 29 events in calendar year 2023. Furthermore, per Section 5.36.015 (G)(2), the applications did not meet the minimum required days of separation between events on the subject property. The applicant was requested to modify their concert schedule, and submit a temporary event permit application for the remaining concerts as follows for processing under the County's regulations:

- Five (5) Category 2B events (with the required days of separation) - up to a maximum of 250 attendees per day
- Six (6) Category 3 events (with the required days of separation) - up to a maximum of 400 attendees per day
- Three (3) Category 4 events (with the required days of separation) - no limit on number of attendees

Processing timelines provided in County Code Chapter 5.36 address minimum timelines for submittal and processing of application requests. This is to ensure that staff has sufficient time to complete Division, Department and Agency review for compliance with the Minimum Standards and to meet timelines for required public noticing and scheduling of applications for Zoning Administrative review and action. This application was submitted 10 days late. A late fee for processing this application has been assessed in addition to the standard filing fees for application submittal. The applicant has been made aware of the importance of timely submittals and assures staff that future applications will be submitted on time and be complete.

With regards to the Fortinet Golf Tournament and its concerts, this activity is currently authorized under a Site Plan Approval and the concerts associated with the tournament and located at the “Grove” on the South Golf Course have been determined to be accessory to the Silverado Resort’s main use as a golf and country club. In 1964 the original use permit issued to the Silverado Country Club authorized two golf courses. Over the years, the Resort has been required to submit a Site Plan Approval permit application for tournaments and any accessory activities.

Noise: Concerns identified that noise generated by traffic and music would pose an unacceptable deterioration of the neighborhood's quality.

Staff Response: As identified above, the concert event would be held outdoors with the stage set just above the 1st and 18th holes of the North Golf Course and seating to the east of the stage. The concert will be held from 4:00 p.m. to 10:00 p.m. with crew breakdown from 10:00 p.m. to midnight. All activities would be enclosed by a fence. All concert attendees are anticipated to vacate the concert venue area and parking lot no later than midnight.

The applicant is required to comply with the exterior noise standards set forth in County Code Sections 8.16.060, 8.16.070 and 8.16.080, measured at the property line of the event site or, with the written consent of adjacent landowners, at the outer property line of such landowners’ property. The applicant must meet this standard during the concert. Because temporary event permits are ministerial, applicants are not required to submit a noise study for County review. Furthermore, Section 5.36.010 has exempted temporary events from the noise standards and special events on roadways as defined in Section 10.24.010, provided such events are conducted pursuant to licenses issued pursuant to Chapters 5.36 and 10.24, respectively, of this code and then only as specifically required by such chapters or any manual of standards adopted by resolution of the board of supervisors for the purpose of implementing such chapters. Temporary Event applicants are not required to submit a noise study for review.

Parking/Traffic Control: Concerns have been raised regarding parking/traffic generated by the event.

Staff Response: The proposed Temporary Event is scheduled for May 19-21, 2023. The event organizers anticipate approximately 800-1,200 guests per day attend this event. The event will be open to the public and will be limited by the number of tickets sold in advance. No ticket sales are anticipated to be sold at the venue door thereby, limiting traffic to no more than 800-1,200 attendees. The maximum traffic generated for this event is anticipated to be approximately 428 vehicles based upon 2.8 persons per vehicle and maybe less if attendees arrive via shuttle service or walk to and from the concert venue from the Silverado Country Club lodging facilities. Furthermore, attendees will likely be arriving between 3 pm and 5 pm and departing between 10 pm and 11 pm, in addition to the arrival and departure of event staff.

It is the responsibility of the applicant to ensure that traffic control and parking operations will not impact surrounding properties, as well as traffic routes to and from the concert venue. The applicant has indicated that they are diligently working with the Sheriff's Department, the California Highway Patrol, and the Public Works Department towards final approval with of the proposed Concert Venue Parking and Transportation Plan. The final plan must be approved prior to the event per the Conditions of Approval.

Future events: Questions have been raised that while the hearing notice is for two events there are 22 events on the calendar for the series. Will the others be addressed at the hearing?

Staff Response: With respect to the remaining upcoming scheduled concert events, the County has not granted authorization for these activities. The first action on these two events series was scheduled for this Zoning Administrator meeting. The applicant is required to submit a temporary event permit application for the remaining concerts as noted above, and has been informed of this requirement. On April 26, 2023, the County received a Category 2B application for the concert series to be held on June 2-4, 2023, and is currently reviewing this application. The applicant as informed staff applications for the remaining concerts to be held in June and July will be submitted soon. The Blue Note Jazz Festival scheduled for July 18-20, 2023, is anticipated to be submitted within the next week.

SUPPORTING DOCUMENTS

- A. Recommended Conditions of Approval
- B. Application Materials
- C. Event Site & Parking Plan
- D. Temporary Event Manual
- E. Notice of Violation
- F. Public Comments

PLANNING, BUILDING, & ENVIRONMENTAL SERVICES DEPARTMENT
EXHIBIT A
CONDITIONS OF APPROVAL

Category 4 Temporary Event Application #P23-00079-E
Blue Note Summer Concert Session for May 19, 20, and 21, 2023
Silverado Resort & Spa – 1600 Atlas Peak Drive, Napa (APN 060-010-001)
&
Off-Site Parking – 1711 Atlas Peak Road (APN 039-210-004)

1. SCOPE

This License for a Temporary Event is limited to the following:

- A. Venue Location: A musical concert event to be held outdoors with the stage set just above the 1st and 18th holes of the North Golf Course and seating to the east of the stage. The area will include all food, beverages and retail sales.
- B. Musical Concert Dates & Maximum Attendance:
 - May 19 – maximum attendance: 1200
 - May 20 – maximum attendance: 800
 - May 21 - maximum attendance: 800
- C. Hours: Amplified music may occur from 4 p.m. to 10:00 p.m. and crew breakdown may occur from 10 p.m. to midnight. 4:00 p.m. to 10:00 pm.
- D. Parking: A maximum of 670 parking, including required handicapped spaces located off-site at 1711 Atlas Peak Road, located directly across from the Silverado Resort Golf Course and Driving Range, as well as the Silverado Cottages townhomes.
- E. Designated contact during concert venue set up and operation in case the County gets noise, lighting or other operational complaints – Ken Tesler, Blue Note Napa (201) 697-6671: ken@bluenotenapa.com and Heather Seney, STR Entertainment, Inc.; (860) 689-5536; heather@bluenotenapa.com .PBES shall be notified immediately if contact is changed. Such contact information shall be also posted on site by event entrance.
- F. The temporary event license shall be displayed in close proximity to the primary entrance to the event site and shall be available for public inspection during all phases of the events, including cleanup.
- G. A Building Permit from the Building Division, Tent Permits from the Fire Marshal, Environmental Health Permits from Consumer Protection, final authorization of the Traffic and Parking Control Plan from the California Highway Patrol/Napa County Sheriff and an Encroachment Permit from Public Works are required to be issued and finalized no later than May 16, 2023 by end of day (unless

inspections are required on the day of the event by the reviewing division or agency) to demonstrate compliance with construction of the concert venue, food service activities, and parking and traffic control Minimum Standards.

2. PROJECT SPECIFIC CONDITIONS:

- A. Within three business days of approval of the temporary event permit, the applicant and/or designee shall apply for a building permit for construction and/or installation of any temporary structures, lighting, electrical and refrigeration equipment, or any other items required and to be utilized for the Concert Venue. The event shall not occur unless and until the applicant has received final approval and the building permit has been issued.
 - B. Within three calendar days of approval of the temporary event permit, the applicant and/or designee shall apply for a tent permit from the Napa County Fire Department for any temporary structures utilized for the Concert Venue. The event shall not occur unless and until the applicant has received final approval and the tent permit has been issued.
 - C. Within three calendar days of approval of the temporary event permit, the applicant shall apply for a health permit from the Environmental Health Division for all food service and bar operations associated with the Concert Venue. The event shall not occur unless and until the applicant has received final approval and the health permit has been issued.
 - D. Within three calendar days of approval of the temporary event permit, the applicant shall submit the following items to the Public Works Department:
 - 1. A complete application for an encroachment permit for implementation of the traffic control plan.
 - 2. A final and detailed “no parking” plan including. “no parking” zones in the country club area.
 - 3. A full explanation of what is included in a traffic control unit.
 - 4. A final plan showing the location and placement of all traffic control signs.
 - E. The event shall not occur unless and until the applicant has received final approval and the encroachment permit has been issued.
3. Prior to commencement of the concert event, all project improvements, including full compliance with the Temporary Events Manual – Minimum Standards Table, as attached and applicable of all Departments and Agencies with jurisdiction over the

project, shall be completed. [NOTE: A FINAL DOCUMENT WITH APPLICABLE SECTIONS AND ITEM NUMBER WILL BE PROVIDED PRIOR TO THE MEETING]

4. The applicant shall pay in full all hourly Planning permit and County Counsel processing fees prior to issuance of any building, environmental, encroachment, or fire permits.
5. The applicant shall be responsible for supervising all event activities and ensuring compliance with these Conditions of Approval and the Minimum Standards.

**NAPA COUNTY
PLANNING, BUILDING, AND ENVIRONMENTAL SERVICES**



1195 THIRD STREET, SUITE 210, NAPA, CALIFORNIA 94559-3092 (707) 253-4417

Processing an Application for a Temporary Events License

A temporary event is any festival, fair, show, showcase, house or garden design tour, concert, dance, rally, parade, demonstration of competition of creative athletic form to which the public is invited or admitted with or without the payment of an admission charge. Temporary events include, but are not limited to, music, dance, theater, speech, athletics, or any other visual, audio, or tactile arts or combination thereof, including incidental retail sales of the products of such activities, as long as such sales are not advertised off-site. This includes any other gathering or assemblage of individuals for the purpose of observing or engaging in expressive activities within the ambit of the First Amendment of the United States Constitution and Section 2, 3, and 4 of Article 1 of the California Constitution.

A temporary event is held at any place other than a highway (as defined in Section 10.24.010 of the Napa County Code), a permanent building or installation constructed and primarily used for the purpose of conducting public assembly.

All applicants shall be responsible for complying with the provisions contained in the Temporary Events Ordinance located in Chapter 5.36 of the Napa County Code.

A. Application for Temporary Event License.

1. Applications must be submitted for a license to conduct a Category 2A, 2B, 3, or 4, Subsequent Category 2A, 2B, 3, or 4 events. No application is required for a Category 1, 1A, 1B, Subsequent Category 1, 1A or 1B event.
2. The application and information forms require that the applicant provide some basic information as well as a detailed written description of the proposed event. When the application is submitted, a non-refundable, filing fee is collected to cover the costs of processing and analysis time, legal advertising, field investigations and similar matters.
3. One temporary event license application (for a single fee) may include a series of events of the same Category at the same site. However, each event will be evaluated independently for determination of the required separation between events, and the number of events allowed at any given site.
4. If there is a repetition of a licensed temporary event ("subsequent event") within twenty-four months, and the applicant, location, type and size of activity are substantially the same, the applicant must provide a new application along with a current Certificate of Insurance, Defense and Indemnification Statement, and a current set of mailing labels specifying parcel number, name, and address of all property owners, as shown on the last equalized assessment roll, adjacent to, or situated within 1000 feet of the event site property boundaries, a copy of all assessors' pages used in compiling the property owners list. (Note: This requirement applies to Category 3, 4, Subsequent Category 3, 4, and Subsequent Category 2A or 2B events involving a prior complaint.)

B. Review and Report by Agencies.

1. Upon receipt of the completed application and the application fee(s), Planning, Building, and Environmental Services (PBES) shall review the application for compliance with the Minimum Standards Table in this manual.
2. If the application is for a subsequent event, the departments and agencies must also indicate whether impairment of the health or safety of the participants, spectators or neighbors occurred during the previous event, or any unanticipated impairment of traffic flow resulted from that prior event.
3. See Napa County Code Section 5.36.040 for department's investigation and reporting procedures.

4. No temporary event license shall be issued until the certificate of insurance or satisfactory evidence of equivalent security has been filed with the Director.
5. The applicant is responsible for supervising all activities authorized by the temporary event license and for ensuring compliance with all required conditions. The applicant will provide the Director with the name the Event Supervisor who will be responsible for all on-site supervision during all phases of the event.
6. The temporary event license must be displayed in close proximity to the primary entrance to the event site and be available for public inspection at all times.

The following is a list of those public agencies to which temporary event applications will be submitted for comment. The first column lists agencies required to report to the Zoning Administrator whether they believe those standards and requirements in this Manual corresponding to their area of expertise will be met. The second column lists agencies beyond the County's jurisdictional authority that may have an interest in commenting upon the ability of the proposed event to comply with the standards and requirements in this Manual.

<u>Reference Required. Comments Required:</u>	<u>Reference Required. Comments Solicited:</u>
Napa County Engineering (PBES)	California Highway Patrol (CHP)
Napa County Flood Control District (FCD)	Bay Area Air Quality Management District (BAAQMD)
Napa County Fire Department (FD)	California State Fire Marshall (CSFM)
Napa County Planning, Building, and Environmental Services (PBES)	California Department of Fish and Game (DFG)
Napa County Sheriff's Office (NCSO)	Federal Aviation Agency (FAA): only if event is within Airport Compatibility (:AC) zone or event will involve the installation and use of anything intruding into the airspace over 200 feet above grade, including but not limited to towers, antennas, rides, balloons, fireworks, and laser beams.
Napa County Environmental Health (PBES)	Adjacent police and fire agencies for other counties, cities (AP&F): only if event site is located within one mile of such agencies' boundaries.
Napa County Executive Office, Risk Manager (RM)	
Napa County Emergency Medical Services Agency (EMS)	

Minimum Standards Table

A license for a temporary event as defined in Section 5.36.010 of the Napa County Code shall be approved and issued only if the items identified below as “Requirement” (R) for the applicable category of event appear likely to be met. Such a license may be revoked prior to the event if Requirements are in fact not complied with.

Items identified as “Guidelines” (G) are included for preliminary informational purposes only. In general, these refer to policies and regulations of other governmental agencies which are not directly enforced by the County of Napa. The applicant should contact the listed Reporting/Commenting Agency for details as to such policies or regulations.

“Category” and the corresponding numbers have the same meaning as in the Temporary Events Ordinance (Napa County Code Chapter 5.36).

CONDITION	Applicable Category			Reporting or Commenting Agency
	N/A	Completed	4	
(A) INSURANCE:				
Proof of Insurance per County Code §5.36.080 must be met prior to issuance of license or evidence of equivalent security.			R	RM (#A-1)
Amount of general public liability coverage required: Minimum \$1,000,000 combined single limit.			R	RM (#A-2)
Endorsement for alcohol liability of the applicant for property damage and/or injuries, including death, to any persons if the event involves sale or other dispensing of alcoholic beverages for on-site consumption.			R	RM (#A-3)
(B) PARKING:				
Shuttle buses shall be provided for off-site parking lots located more than one-third mile from the event entrance, and shall be confined to travel on state highways, Silverado Trail, county arterial and collector roads. County Code §§18.112.070 and 18.112.080 Shuttle buses shall load and unload passengers on each lot if possible, or shall load on a paved shoulder of the right-of-way, and shall not sit idling while waiting for passengers. Shuttle buses shall unload inside the event entrance, and a turnaround area for shuttles shall be located on the event site. County Code §18.104.130(D)(14)			R	PBES, CHP (#B-1)
Written consent shall be obtained from the owners of all off-site parking areas which are not also the public parking portions of public roads or highways.			R	PBES (#B-2)
All off-site, off-street parking shall comply with the parking standards outlined in County Code §18.104.130.			R	PBES (#B-3)
Adequate number of monitors to ensure compliance with no parking along streets posted “No Parking” by the Board of Supervisors and no blockage of driveways or roads; appropriate warning signs; and plans for removal of violators.			R	CHP, PBES (#B-4)
Motor vehicle parking over combustible material, such as dry grass, shall be permitted only with fire hazard mitigation measures, including but not be limited to fire prevention measures; fire reporting procedures; parking area attendants; fire control equipment; parking lot fire apparatus access and emergency egress; wildland exposure			R	FD (#B-5)

CONDITION	Applicable Category			Reporting or Commenting Agency
	N/A	Completed	4	
protection; and mowed to a maximum height of four (4) inches.				
Access driveways to off-site parking lots shall meet a minimum access width of eighteen (18) feet. County Code §18.104.130(D)(12)			R	PBES (#B-6)
Temporary parking for signs and directional signs to off-site parking locations, prepared at the expense of the event sponsor, shall be no larger than 36 inches by 36 inches, and shall be located to safely identify the parking locations. Such signs shall be placed no earlier than the day before the event and shall be removed no later than the day following the event. Such signs shall not be located on trees or utility poles. County Code §18.104.130(D)(5)			R	PBES (#B-7)
Reclaimed water shall be applied to each off-site parking location at a minimum of once on the day prior to the event, at least once in the morning and once in the afternoon of each day when vehicles are parked or more often as necessary for dust suppression. County Code §18.104.130(D)(6)			R	PBES (#B-8)
Off-site parked vehicles shall be set back by a minimum of 50 feet from residences. Setbacks shall be temporarily fenced or flagged.			R	PBES (#B-9)
A minimum of three parking attendants shall be present at each lot used for temporary off-site parking to assist in parking vehicles as long as the parking lot is in use. Attendants shall be trained in enforcement of no smoking and emergency vehicle access requirements, emergency incident reporting and notification procedures, and the use of fire extinguisher. (County Code §18.104.130(D) (18) Security shall be provided at each off-site parking location for as long as parking continues at that lot. County Code §18.104.130(D)(4)			R	PBES (#B-10)
(C) TRAFFIC CONTROL:				
Any public road closures requested by applicant or required by PW or CHP due to location or size of event shall be approved pursuant to Vehicle Code procedures. (Board of Supervisors action required)			R	PBES, CHP (#C-1)
If additional traffic control by CHP requested by applicant or required by CHP, sign reimbursement agreement with CHP.			G	CHP (#C-2)
Provide monitors to direct traffic at all points of ingress, egress, and forks in private access roads and to turn away vehicles when authorized limit is reached.			G	PBES, CHP (#C-3)
Provide a traffic plan to PBES, CHP showing access routes to be used, placement of monitors and signs, parking areas, shuttle routes, and road closures.			G	PBES, CHP (#C-4)
Provide identifying signs for pedestrian routes along or adjacent to roadways between off-site parking areas and the event site. Temporary crosswalks shall be designated for pedestrian safety.			G	PBES CHP (#C-5)
(D) WATERSHED AND WATERCOURSE PROTECTION:				
No events shall be held in floodways between November and March.			R	FCD, DFG (#D-1)
All grading or clearing of vegetation shall comply with the Conservation Regulations. County Code §18.108.100			R	PBES, DFG (#D-2)
No discharge of hazardous materials to land, air or water in violation of federal or state laws or regulations.			R	PBES (#D-3)

CONDITION	Applicable Category			Reporting or Commenting Agency
	N/A	Completed	4	
(E) AIR QUALITY:				
Comply with all applicable Bay Area Air Quality Management District Regulations, including but not limited to, control of fugitive dust, gaseous and particulate emissions, excessive motor vehicle idling, open burning, and prohibited equipment.			G	BAAQMD (#E-1)
(F) SIGNAGE:				
Price of admission signs shall be conspicuously displayed before all event entrances in compliance with County Code §5.04.010.			R	PBES (#F-1)
Temporary Events signs and off-site directional signs shall comply with County Code §18.116.030.			R	PBES (#F-2)
No signs shall be placed on trees, utility poles, or within any public right-of-way.			R	PBES (#F-3)
Temporary parking signs shall be installed no sooner than the day before the event and be removed no later than 5 p.m. after the end of the event.			R	PBES (#F-4)
(G) LEGALITY OF STRUCTURES:				
Buildings used in the event shall either have been built with a building permit or shall have obtained a temporary or final Certificate of Occupancy or have a Certificate of Legal Nonconforming Use (CLN) issued per County Code §18.132.010.			R	PBES (#G-1)
There shall be no overnight stays by public attendees of the event unless such stays are otherwise permitted by zoning regulations or CLN.			R	PBES (#G-2)
The event shall not involve use of any structures which have been posted as dangerously substandard for human habitation per County Code §15.36.010.			R	PBES (#G-3)
(H) DISABILITY ACCESS:				
Provide hearing assisted devices to the hearing-impaired, wheelchair access to the site and site facilities if reasonably available in view of the type of activity and site constraints; if not, document why unreasonable or impossible.			G	See ADA Technical Assistance Manual (CEO) for federal advice, address and phone numbers. (#H-1)
(I) NONDISCRIMINATION:				
Unless interfering with practice of religion, attendance and facilities at the event should be open to all members of public regardless of race, religion, gender, marital status, disability, or noncontagious medical condition, and age, except if alcohol is served during the event, persons under the age of 18 may be excluded.			G	State Fair Employment and Housing Department (#I-1)
(J) SANITARY FACILITIES & SEWAGE DISPOSAL:				
Provide reasonably accessible and identified toilets, the number to be determined - by Environmental Health on basis of Portable Sanitation Industry Guidelines on file with PBES			R	PBES (#J-1)
Required toilets shall be either permanent facilities approved by Environmental Health or portable toilets serviced by a pumping company licensed under County Code §5.20.020.			R	PBES (#J-2)

CONDITION	Applicable Category			Reporting or Commenting Agency
	N/A	Completed	4	
If event site or any off-site parking areas include or are near an existing leachfield, the leachfield shall be fenced or otherwise blocked off from event to avoid soil compaction.			R	PBES (#J-3)
(K) SOLID WASTE DISPOSAL & RECYCLING:				
Provide a minimum of three trash receptacles for each 100 attendees per day of the event. The receptacles must be serviced accordingly so that trash does not overflow the receptacle.			R	PBES (#K-1)
Place trash receptacles through premises with attention to areas of high trash generation and near entrances/exits, and at each off-site parking lot during the use of the lots.			R	PBES (#K-2)
Provide a minimum of three well-labeled, visible recycling receptacles per 100 attendees per day for collection of recyclable materials. Labels should clearly indicate what recyclable materials are accepted. Provide lids with restricted openings where possible to decrease contamination with trash. Recycling and trash receptacles should look distinctly different.			R	PBES (#K-3)
Recycling receptacles should always be paired with trash receptacles throughout premises and placed at high generation points (beverage bar, kitchen, clearing areas, etc.). The receptacles must be serviced accordingly so that recyclables do not overflow the receptacles.			R	PBES (#K-4)
Arrange for collection of all trash receptacles within 48 hours of conclusion of event unless event trash & recyclables will be combined with other regularly scheduled pick-up at the event location. Recyclables may otherwise be taken to a buy-back location for the California Refund Value.			R	PBES (#K-5)
Event sponsors should consider various strategies to reduce waste generated at events in order to conserve resources and comply with mandates of the California Integrated Waste Management Act (California Code of Regulations, Title 14).			G	PBES (#K-6)
(L) LIGHTING:				
Shield all new outdoor lights from adjacent residences, airfields and public roadways.			G	PBES; FAA in :AC Districts (#L-1)
(M) FOOD FACILITIES				
A non-profit charitable temporary food facility must comply with CURFFL Article 13.5. A food permit may be required pursuant to Article 13.5, for additional information on Article 13.5 the applicant shall contact Environmental Health.			R	PBES (#M-1)
A for-profit entity, unless restricted by a use permit, that gives or sells food for the benefit of a non-profit entity has no food permit requirements as long as the event is less than 3 days in a 90-day period.			G	PBES (#M-2)
A for profit entity that gives or sells food that is NOT for the benefit of a non-profit entity must comply with Article 13. For events 2 days or longer, the applicant must apply for and obtain a temporary event food permit from Environmental Health.			R	PBES (#M-3)
(N) EMERGENCY ACCESS AND REPORTING ON SITE				
Applicant shall provide a telephone with 911 or a cellular phone with the appropriate 10 digit emergency number (707) 253-0911.			R	FD, NCSO (#N-1)

CONDITION	Applicable Category			Reporting or Commenting Agency
	N/A	Completed	4	
Emergency access roads shall meet Napa County Road and Street Standards for and "Agricultural Special Purpose Road" (e.g. one lane road with turnouts).				PBES, FD (#N-2)
Emergency access roads shall meet Napa County Road and Street Standards for a "Type I Common Drive" (e.g. two lane road).			R	PBES, FD (#N-3)
If the event is located in a high fire hazard severity zone, between May and October, a secondary access/egress route shall be provided.			R	PBES, FD (#N-4)
Emergency vehicle access to buildings shall not obstructed.			R	FD (#N-5)
(O) SECURITY ARRANGEMENTS:				
Control site access (e.g., fences, gates at points of easy access) in manner that does not prevent emergency ingress or egress.			G	NCSO, FD (#O-1)
Display right to evict attendees for behavior causing a public disturbance or safety hazard.			G	NCSO (#O-2)
Impose operational limits on distribution of alcohol to reduce potential for drunk driving by attendees leaving the site (e.g., free soft drinks but no alcohol to designated drivers; no distribution of alcohol two hours prior to end of event; shuttle transit to, from event to places of overnight accommodation. (Refer to "Responsible Hospitality Coalition" Guidelines)			G	NCSO, CHP (#O-3)
(P) FIRE AND LIFE SAFETY PRECAUTIONS:				
All first aid stations should be clearly identified.			G	EMS (#P-1)
Meet all applicable state regulations covering fire and life safety. (California Code of Regulations Title 19)			G	CSFM (#P-2)
The number and condition of exits from the event assembly area may be considered adequate in existing buildings if they conform to the Building Code standards in place at the time the building was constructed. Buildings and structures, such as caves, that were not constructed under the requirements of a building code shall be the criteria of this manual. (UFC § 1202.1)			R	FD (#P-3)
Open fires, smoking and use of spark-scattering equipment outdoors during April through December shall be allowed with a permit as indicated in County Code §8.24.020 and Public Resources Code §4411 (Prohibited Activities).			R	FD (#P-4)
Electrical equipment and facilities shall comply with County Code §15.28.010.			R	PBES, FD (#P-5)
Exit illumination shall be provided as per the Building Code with automatic back-up in case of power failure. (UFC §1211. 2501.15)			R	FD (#P-6)
Buildings and caves used as places of assembly shall have at least two exits.			R	FD (#P-7)
Exit doors shall be openable from the inside without the use of a key or any special knowledge or effort, and shall not be bolted, chained, latched, etc. (UFC §1207.3)			R	FD (#P-8)
Exit aisles shall be provided from all portions of the event assembly area to an exit with an aisle width of 44 inches (unless a smaller width is otherwise permitted). (UFC §2501.9)			R	FD (#P-9)
Exit obstructions, including storage, shall not be placed in an exit. (UFC § 1203)			R	FD (#P-10)

CONDITION	Applicable Category			Reporting or Commenting Agency
	N/A	Completed	4	
Exit signs shall be installed in the assembly rooms and as otherwise necessary to clearly indicate the direction of egress. (UFC § 1212, 2501.15)			R	FD (#P-11)
In areas of assembly without adequate exterior wall openings, such as basements and caves, event personnel with flashlights shall be present at all times and in sufficient numbers to direct people to exits in the event of an emergency or panic. Standby personnel may also be necessary in addition to the above or in other places of assembly when it is essential for public safety. (UFC §2501.19)			R	FD (#P-12)
In high fire hazard severity zones from April through December, fire breaks 10 feet wide or twice the height of the surrounding vegetation (whichever is greater) shall exist around event site to protect the surrounding wildland vegetation from fire.			R	FD (#P-13)
In high fire risk areas, if event site has no public road frontage, provide non-combustible refuge areas.			R	FD (#P-14)
In high fire hazard severity zones, event cancellation procedures in the case of extreme fire-weather conditions (e.g. National Weather Service "Red Flag Warning").			R	FD (#P-15)
Fire extinguishing systems shall be installed inside occupied buildings to the extent required by the Uniform Building Code and at each off-site parking lot.			R	PBES, FD (#P-16)
Smoke alarms shall be installed inside all buildings used for human occupancy.			R	FD (#P-17)
Basements and caves without adequate exterior wall openings shall be constructed of fire-resistive materials and shall not have combustible decorative materials (e.g. Christmas trees) nor storage of any flammable materials (e.g. case goods) unless there is an automatic sprinkler system. (UFC appendix I-A)			R	FD (#P-18)
The use of open flames in assembly areas shall be limited to fireplaces and candles securely fastened in places to prevent overturning and located away from occupants. (UFC §2501.18)			R	FD (#P-19)
Combustible decorative materials shall be flame resistant. (UFC §2501.5)			R	FD (#P-20)
Public fireworks displays shall conform to all requirements of applicable laws and regulations, as contained in the current version of "Fireworks in California," published by the California State Fire Marshal.			R	FD (#P-21)
(Q) WATER SUPPLY:				
Drinking water supply shall be approved by Environmental Health as meeting the requirements of the California Safe Drinking Water Act or its successors.			R	PBES (#Q-1)
All cleanup water or other liquid wastes shall be disposed of in a sewage system approved by Environmental Health or in approved leak-proof containers whose contents must then be disposed of in an approved sewage system.			R	PBES (#Q-2)
Any swimming pools or bathing spas used in the event shall comply with County Code §§15.44.010 and 15.48.020.			R	PBES (#Q-3)

CONDITION	Applicable Category			Reporting or Commenting Agency
	N/A	Completed	4	
(R) ENVIRONMENTAL SENSITIVITY:				
Any known habitat of rare or endangered plants located on or near the event site, shall be fenced-off.			R	PBES, DFG (#R-1)
No event activities shall occur within any known habitat of rare or endangered animals or block known wildlife migrating paths during known migrating seasons.			R	PBES, DFG (#R-2)
Event shall not involve occupation by human beings within an un-reinforced masonry building.			R	PBES (#R-3)
Event should not take place on or near any known archeological sites unless the sites are protected by barriers.			G	PBES contact with Sonoma St. Univ. suggested for information on suitable site protection techniques (#R-4)
(S) ANIMALS:				
All animal exhibits must comply with County Code §6.08.140 and 6.08.120 regarding transportation and cage inspections by PBES.			R	PBES (#S-1)
Sanitary facilities satisfactory to PBES must be provided for all animals (whether pets or participants) allowed on site during the event, to avoid contamination of groundwater or public-water supply watersheds.			R	PBES (#S-2)
(T) NOISE:				
Comply with exterior noise standards set forth in County Code §§8.16.060, 8.16.070 and 8.16.080, measured at the property line of the event site or, with the written consent of adjacent landowners, at the outer property line of such landowners' property.			R	PBES (T-1)



A Tradition of Stewardship
A Commitment to Service

FILE # _____

NAPA COUNTY
CONSERVATION, DEVELOPMENT & PLANNING DEPARTMENT
1195 Third Street, Suite 210, Napa, California, 94559 (707) 253-4417

APPLICATION FOR A TEMPORARY EVENTS LICENSE

To be completed by Applicant
(Please type or print legibly)

Name of Event: Blue Note Summer Sessions Subsequent Event: ☐ Yes ☒ No
Date(s) of Event: 5/19/2023 - 5/21/2023 Previous Temporary Event Date(s): N/A
Time(s) of Event: 4pm - 10pm music ; 4pm - 12am breakdown/crew only Previous License #: N/A
Location of Event: Silverado Resort Assessor's Parcel #(s): 060-010-001
Event Site Address: 1600 Atlas Peak Rd, Napa, CA 94558
Expected Attendance (per day): 800-1,200 per day

Applicant's or Organization's Name: STR Entertainment Contact Person: Heather Seney
Business/Residence Address: 1030 Main St. Napa CA 94559
No. Street City State Zip
Mailing Address: 4558 Stillson St Napa CA 94558
No. Street City State Zip
Telephone #: 860-689-5536 Fax #: _____ Email Address: heather@bluenotenapa.com
Applicant or authorized representative: _____
Name (please print): Heather Seney for STR Entertainment
Signature: *Heather Seney* for STR Entertainment
Title: Production Manager Date: 4/14/2023
Applicant's Legal Nature: ☐ Individual ☐ Partnership ☒ LLC ☐ Association
☐ Corporation ☐ Non-Profit, I.D.# _____ ☐ Other _____

Name(s) of Property Owner(s) (or authorized representative): Silverado Resort
Address(es) of Property Owner(s): 1600 Atlas Peak Rd Napa CA 94558
No. Street City State Zip
Mailing Address: 1600 Atlas Peak Rd Napa CA 94558
No. Street City State Zip
I hereby give my unconditional consent for all owners or current lessees for the use of my property for the above event and the right of access to the property involved, as are deemed necessary by the County Planning Division for preparation of reports related to this application.
Signature of Property Owner (authorized representative) *Michael Petherbridge* Date: Mar 21, 2023

TO BE COMPLETED BY CONSERVATION DEVELOPMENT AND PLANNING DEPARTMENT

Zoning District: _____ Category of Event: _____ Existing Use Permit(s)#: _____
Fees: \$ _____ Receipt: # _____ Received by: _____ Date: _____

NAME OF EVENT SUPERVISOR:

Ken Tesler

Will the event have any of the following? ☐ Displays, ☐ Demonstrations, ☒ Food ~~tastings~~, ☒ Beverages sold (offered for sale or given away), ☒ Known person or celebrity appearance, ☐ Sales, book, or other signings, ☒ musical or creative arts presentations.

Please give a detailed description of event: _____

Blue Note Summer Sessions is an outdoor summer concert series being held at Silverado Resort, with the stage set just above the 1st and 18th holes of the golf course. The concert series will feature a range of national touring artists and comedians.

Date(s): _____ Hours: 4pm - 10pm music ; 4pm - 12am breakdown/crew only
5/19/23-5/21/23

Time of expected Peak Hour: 7pm

Dates:

Maximum Daily Attendance

Expected: 1,200 maximum

Expected

Attendance at Peak
Hour: 800-1,200

Supportive Retail Sales:

☒ Yes Type: Blue Note and/or Artist Merchandise
☐ No

Outdoor Amplified Music Proposed?

Yes ☒ No ☐

Will the event occur indoors (within existing building(s)?

Yes ☐ No ☒

Note: If yes building(s) must be approved for assembly.

Will the event utilize caves at any time during the event?

Yes ☐ No ☒

Are there any pending Building Permits?

Yes ☐ No ☒ If yes, # _____

Will Tents, Canopies, Pavilions or Food Booths be used at this Event? Yes ☒ No ☐

If yes, contact Napa County Fire Marshal 30 days prior to event for License Requirements.

Existing Use Permit Number(s) (if applicable): _____

TEMPORARY EVENT SUPPLEMENTAL INFORMATION

1. Location and number of vehicle parking spaces, method of traffic control:

- a) Location(s): ☐ On Site ☒ Off Site
- b) Number of Vehicle Parking Spaces: Paved _____ Unpaved 670
- c) Method of Traffic Control: ☐ Valet Parking ☒ Staff ~~Volunteers~~ 3rd party parking company staff
- d) Parking Attendants for traffic control: ☐ 1 ☐ 2 ☐ 3 ☐ 4 ☒ Specify # 4-6
- e) A plot plan and verbal description of how off-site parking will be arranged (if applicable).
Parking will be managed by a professional parking company, On Track Event Management. See attached.
- f) A letter of permission from Property Owner to use the property where the off-site parking will be located has been submitted: ☒ Yes ☐ No

2. If the event is held at a winery or other business, will the site open to the public during the event?

Yes ☒ No ☐

3. Number of attendees will be controlled by use of: ☒ Number of tickets being sold ☐ Other Talley

If other, please explain: _____

4. Drinking Water Supply and Facilities:

- ☒ Drinking water provided by: Silverado Resort
- ☐ Approved on-site system
- ☐ Public Water System (name): _____
- ☒ Bottled Water

5. Will food be served at the event? ☒ Yes ☐ No If YES, complete the following questions.

- a) Will food vendor donate 100% of net proceeds generated from food sales to a legal non-profit?
☐ Yes ☒ No, if yes, non-profit id# _____
- b) Is event a maximum of one day? ☐ Yes ☒ No

If you answered YES to a) and b) above, a permit for the temporary food facility IS NOT required. Facility must operate consistent with guidelines.

If any portion of the profit will be kept by the vendor or the event is more than one day, an application for the temporary food facility must be approved and a permit issued by the Department of Environmental Management. Contact DEM at (707) 253-4471 or visit www.countyofnapa.org/DEM for an application.

Name and phone number of contact person with food safety certificate or safe food handling knowledge:

Name: Tim Brown Phone: (415) 720-3687

Date of Food Safety Certificate, if applicable: _____

Food Preparation and Service (check one):

☒ By a [Napa County](#) permitted caterer, who will prepare, serve and be responsible for safe food preparation and handling throughout the event:

Name of Caterer Brown Method Enterprises [Napa County Permit ID #](#) _____

☐ On-site permitted kitchen _____ Permit ID # of Kitchen _____

☐ Other: _____

Temporary food facility permit may be required, contact DEM

6. **List names and telephone numbers of the event food or goods suppliers:**
 BNNVV LLC dba Blue Note Napa (beverage services) - 707-880-2300
 Brown Method Enterprises (catering) - 415-720-3687
-
7. **Sanitation Facilities:**
 a) The number of permanent toilet facilities 0
 b) The number of portable toilets available in the area of the event for guest use 30 portos + 1 VIP restroom trailer
 c) Company providing the portable toilets: United Site Services
 d) Business name of Napa County permitted pumper truck United Site Services
 Napa County pumper truck permit number: _____
8. **Provisions for cleanup of trash and recyclables, the premises and removal of recyclables and non-recyclables (provide equal number of trash and recycling receptacles, located in pairs):**
 a) Number of receptacles to be provided for trash 12
 b) Number of clearly labeled receptacles to be provided for recyclables 12
 (Recycling receptacles should always be placed next to a trash receptacle and near beverage areas.)
 c) Describe locations where these receptacles will be placed _____
Trash and recycling receptacles will be placed near bars, food stations, restrooms, and at the entrance/exit.
9. **Medical Facilities and Services:**
 First Aid kit available ☒ Yes ☐ No
 Staff trained in First Aid available ☒ Yes ☐ No
 Capabilities of contacting 911 in an emergency ☒ Yes ☐ No
10. **Fire Protection Facilities and Procedures:**
 Fire Extinguishers available ☒ Yes ☐ No
 Staff trained in Fire Procedures ☐ Yes ☒ No
11. **Building Safety:**
 Will any part of the event take place in a building(s) that are under construction and/or within a cave(s)?
 Yes ☐ No ☒
 If yes, please include a floor plan showing the areas of the building(s) and/or cave(s) where event will take place.
12. **Security Protection Company hired:** ☒ Yes ☐ No
 If yes, name of company: CSC Corporation will be hired for select shows
13. **Dust Control:** ☐ Yes ☒ No
14. **Premises Illuminated:** ☒ Yes ☐ No
15. **Will Event take place over night:** ☐ Yes ☒ No
 a) Arrangements for illuminating the premises have been made: ☐ Yes ☐ No
 b) If yes, explain: _____
 c) What arrangements for camping or similar facilities are being made: _____
16. **Insurance attached and approved by Risk Management:** ☒ Yes ☐ No
17. **Defense and Indemnification Statement has been read, signed and attached:** ☒ Yes ☐ No

DEFENSE AND INDEMNIFICATION STATEMENT

I HEREBY AFFIRM THAT I HAVE READ THE TEMPORARY EVENTS MANUAL AND STATE THAT THE INFORMATION PROVIDED WITH THE APPLICATION IS CORRECT. I AGREE TO COMPLY WITH ALL CONDITIONS ATTACHED TO THIS LICENSE, COUNTY ORDINANCES AND STATE LAWS RELATED TO CONDUCTING THE ACTIVITIES DESCRIBED IN THE APPLICATION. I AGREE TO DEFEND, INDEMNIFY AND HOLD THE COUNTY OF NAPA AND EACH AND ALL OF ITS OFFICERS, AGENTS AND EMPLOYEES HARMLESS FROM ANY AND ALL CLAIMS, ACTIONS, DAMAGES, COSTS AND EXPENSES, INCLUDING ATTORNEY'S FEES, TO THE EXTENT SUCH ARE CAUSED BY THE NEGLIGENT ACTS OR OMISSIONS BY ME OR AUTHORIZED PARTICIPANTS OR ATTENDEES AT THE TEMPORARY EVENT.



SIGNATURE OF APPLICANT (or authorized representative)
(Required)

3/21/2023

DATE

Michael Petherbridge

SIGNATURE OF PROPERTY OWNER (or authorized representative)
(Required)

Mar 21, 2023

DATE

PLEASE ATTACH YOUR CERTIFICATE OF INSURANCE TO THIS DOCUMENT

FOR OFFICE USE ONLY

DATE SUBMITTED: _____

FILE NUMBER: _____



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

04/11/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must have **ADDITIONAL INSURED** provisions or be endorsed. If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Brown & Brown Insurance Services of California, Inc 3697 Mt. Diablo Blvd, Ste 100 Lafayette CA 94549-3745	CONTACT NAME: Michelle Molenburg PHONE (A/C, No, Ext): (800) 733-3131 E-MAIL ADDRESS: Michelle.Molenburg@bbrown.com FAX (A/C, No): INSURER(S) AFFORDING COVERAGE INSURER A: Arch Insurance Company INSURER B: Technology Insurance Company, Inc. INSURER C: INSURER D: INSURER E: INSURER F:	NAIC # 11150 42376
INSURED BNNV, LLC 1030 Main Street Napa CA 94559		

COVERAGES**CERTIFICATE NUMBER:** 2022-2023**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC <input checked="" type="checkbox"/> OTHER: Per Event	Y		SNCG1226003	04/26/2022	04/26/2023	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ Excluded PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 5,000,000 PRODUCTS - COMP/OP AGG \$ 5,000,000
A	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY			SNAUT0068203	04/26/2022	04/26/2023	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
A	UMBRELLA LIAB <input checked="" type="checkbox"/> OCCUR EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE DED <input checked="" type="checkbox"/> RETENTION \$ 0			SNFXS0071003	04/26/2022	04/26/2023	EACH OCCURRENCE \$ 4,000,000 AGGREGATE \$ 4,000,000
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input checked="" type="checkbox"/> Y	N/A	TWC4082683	04/26/2022	04/26/2023	<input checked="" type="checkbox"/> PER STATUTE <input type="checkbox"/> OTH-ER E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
A	Liquor Liability			SNLIQ0072803	04/26/2022	04/26/2023	Each Common Cause \$1,000,000 Aggregate Limit \$2,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

RE: Blue Note Summer Sessions, May 19, 2003- October 28, 2023 at 1600 Atlas Peak Road, Napa, CA 94558

Named Insured includes STR Entertainment LLC as respects general liability

Certificate holder is included as additional insured if required by written contract or agreement and per form CG2026 attached to the general liability policy

CERTIFICATE HOLDER**CANCELLATION**County of Napa, its Officers, Employees,
Agents & Volunteers
1195 Third Street, Room 210
Napa CA 94559**SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.**

AUTHORIZED REPRESENTATIVE

© 1988-2015 ACORD CORPORATION. All rights reserved.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED – DESIGNATED PERSON OR ORGANIZATION

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

Name Of Additional Insured Person(s) Or Organization(s):

Any person or organization you are required to add as an additional insured to this policy by written contract or written agreement which is currently in effect or coming into effect during the term of this policy and executed prior to the occurrence of any "property damage", "bodily injury", or "personal and advertising injury".

Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

A. Section II – Who Is An Insured is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused, in whole or in part, by your acts or omissions or the acts or omissions of those acting on your behalf:

1. In the performance of your ongoing operations; or
2. In connection with your premises owned by or rented to you.

However:

1. The insurance afforded to such additional insured only applies to the extent permitted by law; and
2. If coverage provided to the additional insured is required by a contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured.

B. With respect to the insurance afforded to these additional insureds, the following is added to **Section III – Limits Of Insurance:**

If coverage provided to the additional insured is required by a contract or agreement, the most we will pay on behalf of the additional insured is the amount of insurance:

1. Required by the contract or agreement; or
2. Available under the applicable limits of insurance;

whichever is less.

This endorsement shall not increase the applicable limits of insurance.



Diplomates of the American Board
of Oral and Maxillofacial Surgery

**Reconstructive Facial
Surgery**

- Orthognathic
- Trauma
- Preprosthetic
- Facial Deformities
- Distraction
Osteogenesis

Dentoalveolar Surgery

- Implants
- Trauma
- Surgical Extractions
- Impactions
- Surgical Endodontics
- Bone Grafting
- Tissue Regeneration
- Ridge Preservation

Cosmetic Facial Surgery

- Facial Rejuvenation
- CO₂ Laser Resurfacing
- Facial Implants
- Botox
- Dermal Fillers

Pathologic Surgery

- Biopsy
- Cyst
- Tumor

TMJ Disorders

March 22nd, 2023

To Whom It May Concern:

I, Dr. Robert S. Kiken, authorize the STR LLC to use my property (#039-210-004) at 1711 Atlas Peak Rd. for Blue Note Summer Sessions Concert Series between May 19-October 28, 2023.

Any questions or issues please contact me at 805-452-2300.

Sincerely,

Dr. Robert S. Kiken

PARKING
(670) SPACES

PED
CROSSING

STOP

TEMPORARY
STOP SIGN




ADA PARKING

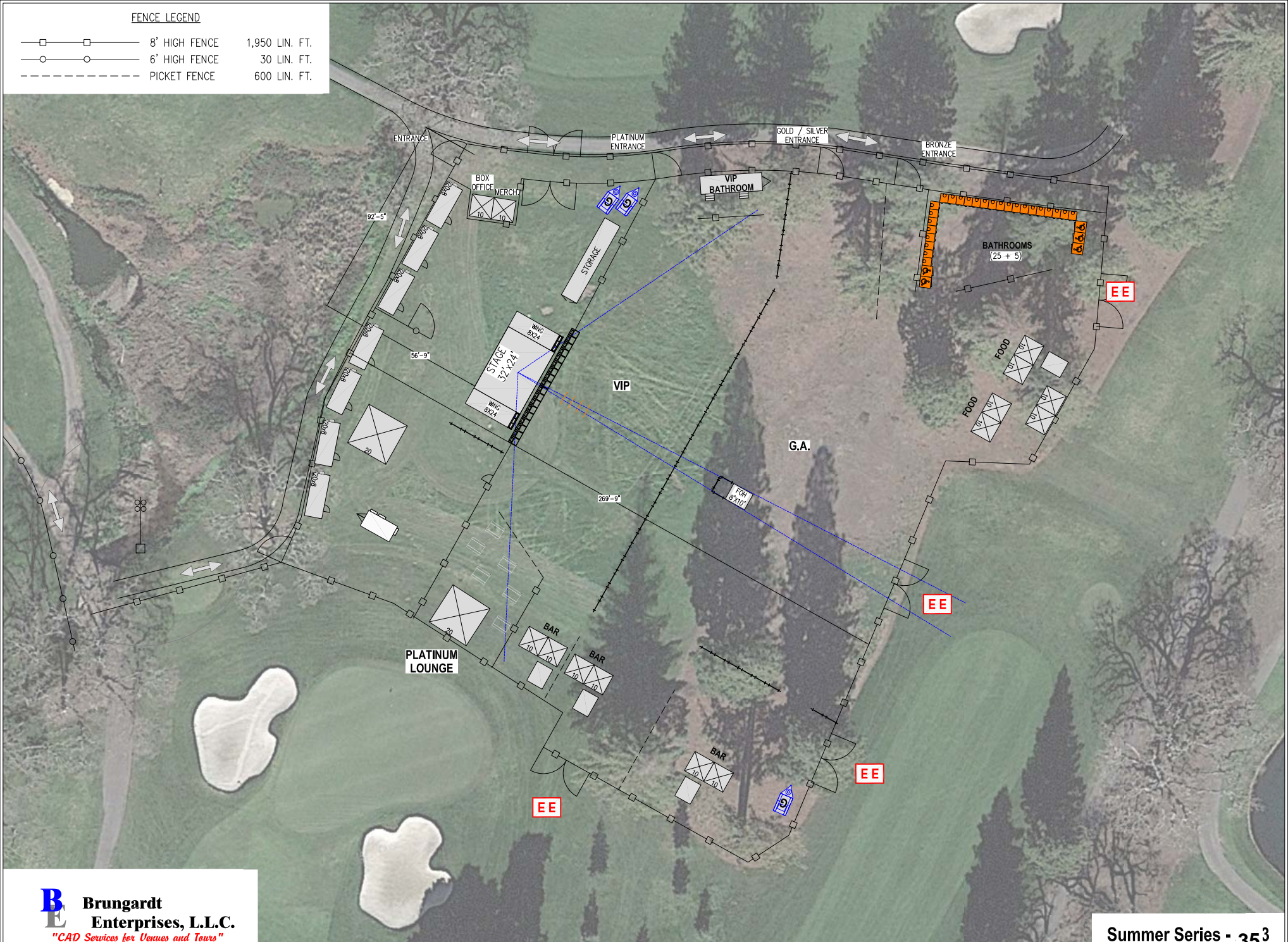
VEHICLE
ENTRANCE/
EXIT

STOP




TEMPORARY
STOP SIGN

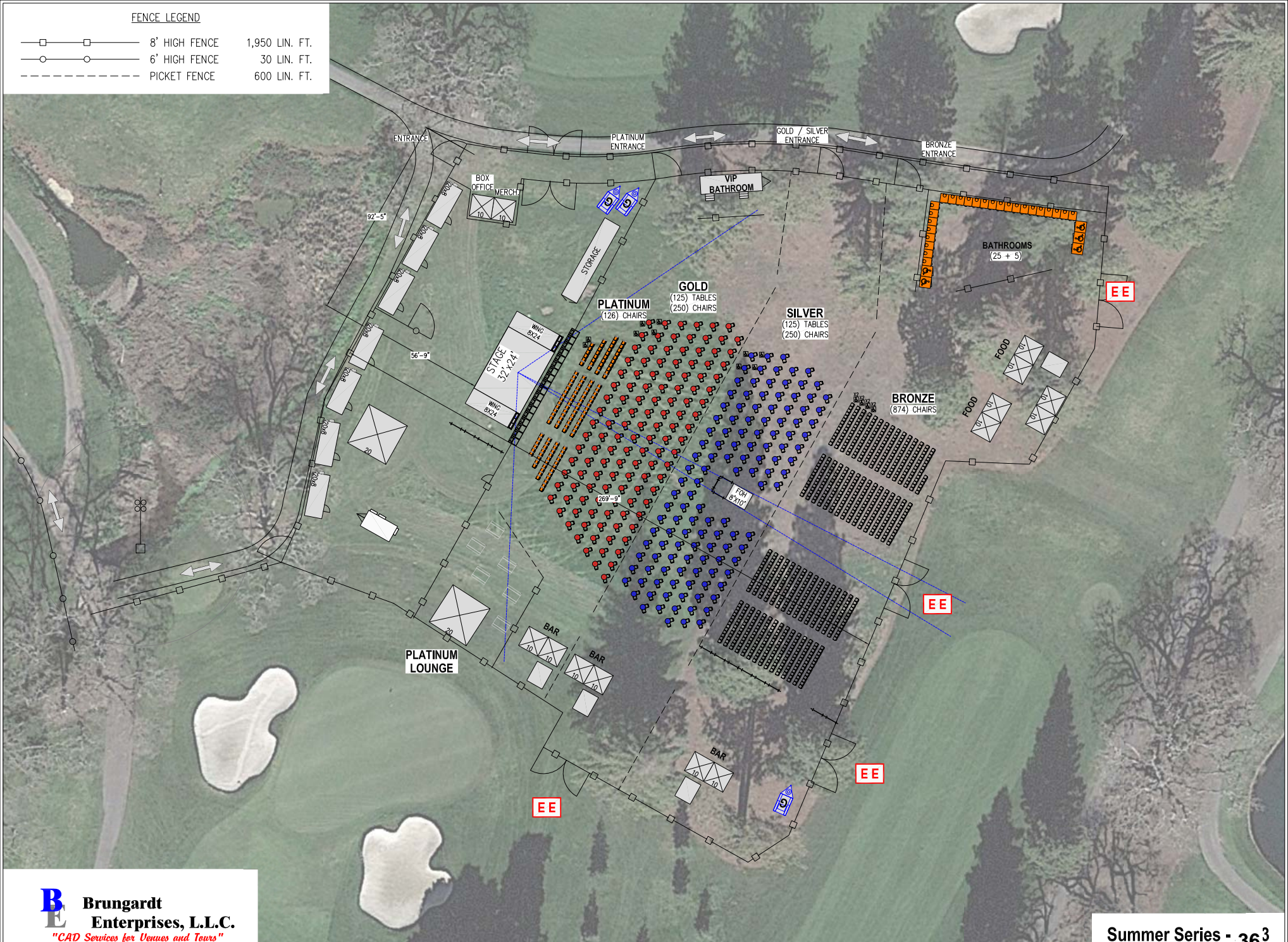
FENCE LEGEND

	8' HIGH FENCE	1,950 LIN. FT.
	6' HIGH FENCE	30 LIN. FT.
	PICKET FENCE	600 LIN. FT.



FENCE LEGEND

	8' HIGH FENCE	1,950 LIN. FT.
	6' HIGH FENCE	30 LIN. FT.
	PICKET FENCE	600 LIN. FT.



NAPA COUNTY
PLANNING, BUILDING, AND ENVIRONMENTAL SERVICES



1195 THIRD STREET, SUITE 210, NAPA, CALIFORNIA 94559-3092 (707) 253-4417

Processing an Application for a Temporary Events License

A temporary event is any festival, fair, show, showcase, house or garden design tour, concert, dance, rally, parade, demonstration of competition of creative athletic form to which the public is invited or admitted with or without the payment of an admission charge. Temporary events include, but are not limited to, music, dance, theater, speech, athletics, or any other visual, audio, or tactile arts or combination thereof, including incidental retail sales of the products of such activities, as long as such sales are not advertised off-site. This includes any other gathering or assemblage of individuals for the purpose of observing or engaging in expressive activities within the ambit of the First Amendment of the United States Constitution and Section 2, 3, and 4 of Article 1 of the California Constitution.

A temporary event is held at any place other than a highway (as defined in Section 10.24.010 of the Napa County Code), a permanent building or installation constructed and primarily used for the purpose of conducting public assembly.

All applicants shall be responsible for complying with the provisions contained in the Temporary Events Ordinance located in Chapter 5.36 of the Napa County Code.

A. Application for Temporary Event License.

1. Applications must be submitted for a license to conduct a Category 2A, 2B, 3, or 4, Subsequent Category 2A, 2B, 3, or 4 events. No application is required for a Category 1, 1A, 1B, Subsequent Category 1, 1A or 1B event.
2. The application and information forms require that the applicant provide some basic information as well as a detailed written description of the proposed event. When the application is submitted, a non-refundable, filing fee is collected to cover the costs of processing and analysis time, legal advertising, field investigations and similar matters.
3. One temporary event license application (for a single fee) may include a series of events of the same Category at the same site. However, each event will be evaluated independently for determination of the required separation between events, and the number of events allowed at any given site.
4. If there is a repetition of a licensed temporary event ("subsequent event") within twenty-four months, and the applicant, location, type and size of activity are substantially the same, the applicant must provide a new application along with a current Certificate of Insurance, Defense and Indemnification Statement, and a current set of mailing labels specifying parcel number, name, and address of all property owners, as shown on the last equalized assessment roll, adjacent to, or situated within 1000 feet of the event site property boundaries, a copy of all assessors' pages used in compiling the property owners list. (Note: This requirement applies to Category 3, 4, Subsequent Category 3, 4, and Subsequent Category 2A or 2B events involving a prior complaint.)

B. Review and Report by Agencies.

1. Upon receipt of the completed application and the application fee(s), Planning, Building, and Environmental Services (PBES) shall review the application for compliance with the Minimum Standards Table in this manual.
2. If the application is for a subsequent event, the departments and agencies must also indicate whether impairment of the health or safety of the participants, spectators or neighbors occurred during the previous event, or any unanticipated impairment of traffic flow resulted from that prior event.
3. See Napa County Code Section 5.36.040 for department's investigation and reporting procedures.

4. No temporary event license shall be issued until the certificate of insurance or satisfactory evidence of equivalent security has been filed with the Director.
5. The applicant is responsible for supervising all activities authorized by the temporary event license and for ensuring compliance with all required conditions. The applicant will provide the Director with the name the Event Supervisor who will be responsible for all on-site supervision during all phases of the event.
6. The temporary event license must be displayed in close proximity to the primary entrance to the event site and be available for public inspection at all times.

The following is a list of those public agencies to which temporary event applications will be submitted for comment. The first column lists agencies required to report to the Zoning Administrator whether they believe those standards and requirements in this Manual corresponding to their area of expertise will be met. The second column lists agencies beyond the County's jurisdictional authority that may have an interest in commenting upon the ability of the proposed event to comply with the standards and requirements in this Manual.

<u>Reference Required. Comments Required:</u>	<u>Reference Required. Comments Solicited:</u>
Napa County Engineering (PBES)	California Highway Patrol (CHP)
Napa County Flood Control District (FCD)	Bay Area Air Quality Management District (BAAQMD)
Napa County Fire Department (FD)	California State Fire Marshall (CSFM)
Napa County Planning, Building, and Environmental Services (PBES)	California Department of Fish and Game (DFG)
Napa County Sheriff's Office (NCSO)	Federal Aviation Agency (FAA): only if event is within Airport Compatibility (:AC) zone or event will involve the installation and use of anything intruding into the airspace over 200 feet above grade, including but not limited to towers, antennas, rides, balloons, fireworks, and laser beams.
Napa County Environmental Health (PBES)	Adjacent police and fire agencies for other counties, cities (AP&F): only if event site is located within one mile of such agencies' boundaries.
Napa County Executive Office, Risk Manager (RM)	
Napa County Emergency Medical Services Agency (EMS)	

Minimum Standards Table

A license for a temporary event as defined in Section 5.36.010 of the Napa County Code shall be approved and issued only if the items identified below as “Requirement” (R) for the applicable category of event appear likely to be met. Such a license may be revoked prior to the event if Requirements are in fact not complied with.

Items identified as “Guidelines” (G) are included for preliminary informational purposes only. In general, these refer to policies and regulations of other governmental agencies which are not directly enforced by the County of Napa. The applicant should contact the listed Reporting/Commenting Agency for details as to such policies or regulations.

“Category” and the corresponding numbers have the same meaning as in the Temporary Events Ordinance (Napa County Code Chapter 5.36).

CONDITION	Applicable Category				Reporting or Commenting Agency
	2A	2B	3	4	
(A) INSURANCE:					
Proof of Insurance per County Code §5.36.080 must be met prior to issuance of license or evidence of equivalent security.	R	R	R	R	RM (#A-1)
Amount of general public liability coverage required: Minimum \$1,000,000 combined single limit.	R	R	R	R	RM (#A-2)
Endorsement for alcohol liability of the applicant for property damage and/or injuries, including death, to any persons if the event involves sale or other dispensing of alcoholic beverages for on-site consumption.	R	R	R	R	RM (#A-3)
(B) PARKING: (B)					
Shuttle buses shall be provided for off-site parking lots located more than one-third mile from the event entrance, and shall be confined to travel on state highways, Silverado Trail, county arterial and collector roads. County Code §§18.112.070 and 18.112.080 Shuttle buses shall load and unload passengers on each lot if possible, or shall load on a paved shoulder of the right-of-way, and shall not sit idling while waiting for passengers. Shuttle buses shall unload inside the event entrance, and a turnaround area for shuttles shall be located on the event site. County Code §18.104.130(D)(14)	R	R	R	R	PBES, CHP (#B-1)
Written consent shall be obtained from the owners of all off-site parking areas which are not also the public parking portions of public roads or highways.	R	R	R	R	PBES (#B-2)
All off-site, off-street parking shall comply with the parking standards outlined in County Code §18.104.130.	R	R	R	R	PBES (#B-3)
Adequate number of monitors to ensure compliance with no parking along streets posted “No Parking” by the Board of Supervisors and no blockage of driveways or roads; appropriate warning signs; and plans for removal of violators.			R	R	CHP, PBES (#B-4)
Motor vehicle parking over combustible material, such as dry grass, shall be permitted only with fire hazard mitigation measures, including but not be limited to fire prevention measures; fire reporting procedures; parking area attendants; fire control equipment; parking lot fire apparatus access and emergency egress; wildland exposure	G	R	R	R	FD (#B-5)

CONDITION	Applicable Category				Reporting or Commenting Agency
	2A	2B	3	4	
protection; and mowed to a maximum height of four (4) inches.					
Access driveways to off-site parking lots shall meet a minimum access width of eighteen (18) feet. County Code §18.104.130(D)(12)			R	R	PBES (#B-6)
Temporary parking for signs and directional signs to off-site parking locations, prepared at the expense of the event sponsor, shall be no larger than 36 inches by 36 inches, and shall be located to safely identify the parking locations. Such signs shall be placed no earlier than the day before the event and shall be removed no later than the day following the event. Such signs shall not be located on trees or utility poles. County Code §18.104.130(D)(5)	R	R	R	R	PBES (#B-7)
Reclaimed water shall be applied to each off-site parking location at a minimum of once on the day prior to the event, at least once in the morning and once in the afternoon of each day when vehicles are parked or more often as necessary for dust suppression. County Code §18.104.130(D)(6)	R	R	R	R	PBES (#B-8)
Off-site parked vehicles shall be set back by a minimum of 50 feet from residences. Setbacks shall be temporarily fenced or flagged.	R	R	R	R	PBES (#B-9)
A minimum of three parking attendants shall be present at each lot used for temporary off-site parking to assist in parking vehicles as long as the parking lot is in use. Attendants shall be trained in enforcement of no smoking and emergency vehicle access requirements, emergency incident reporting and notification procedures, and the use of fire extinguisher. (County Code §18.104.130(D) (18) Security shall be provided at each off-site parking location for as long as parking continues at that lot. County Code §18.104.130(D)(4)	R	R	R	R	PBES (#B-10)
(C) TRAFFIC CONTROL:					
Any public road closures requested by applicant or required by PW or CHP due to location or size of event shall be approved pursuant to Vehicle Code procedures. (Board of Supervisors action required)	R	R	R	R	PBES, CHP (#C-1)
If additional traffic control by CHP requested by applicant or required by CHP, sign reimbursement agreement with CHP.		G	G	G	CHP (#C-2)
Provide monitors to direct traffic at all points of ingress, egress, and forks in private access roads and to turn away vehicles when authorized limit is reached.				G	PBES, CHP (#C-3)
Provide a traffic plan to PBES, CHP showing access routes to be used, placement of monitors and signs, parking areas, shuttle routes, and road closures.				G	PBES, CHP (#C-4)
Provide identifying signs for pedestrian routes along or adjacent to roadways between off-site parking areas and the event site. Temporary crosswalks shall be designated for pedestrian safety.		G	G	G	PBES CHP (#C-5)
(D) WATERSHED AND WATERCOURSE PROTECTION:					
No events shall be held in floodways between November and March.	R	R	R	R	FCD, DFG (#D-1)
All grading or clearing of vegetation shall comply with the Conservation Regulations. County Code §18.108.100	R	R	R	R	PBES, DFG (#D-2)
No discharge of hazardous materials to land, air or water in violation of federal or state laws or regulations.	R	R	R	R	PBES (#D-3)

CONDITION	Applicable Category				Reporting or Commenting Agency
	2A	2B	3	4	
(E) AIR QUALITY:					
Comply with all applicable Bay Area Air Quality Management District Regulations, including but not limited to, control of fugitive dust, gaseous and particulate emissions, excessive motor vehicle idling, open burning, and prohibited equipment.	G	G	G	G	BAAQMD (#E-1)
(F) SIGNAGE:					
Price of admission signs shall be conspicuously displayed before all event entrances in compliance with County Code §5.04.010.	R	R	R	R	PBES (#F-1)
Temporary Events signs and off-site directional signs shall comply with County Code §18.116.030.	R	R	R	R	PBES (#F-2)
No signs shall be placed on trees, utility poles, or within any public right-of-way.	R	R	R	R	PBES (#F-3)
Temporary parking signs shall be installed no sooner than the day before the event and be removed no later than 5 p.m. after the end of the event.	R	R	R	R	PBES (#F-4)
(G) LEGALITY OF STRUCTURES:					
Buildings used in the event shall either have been built with a building permit or shall have obtained a temporary or final Certificate of Occupancy or have a Certificate of Legal Nonconforming Use (CLN) issued per County Code §18.132.010.	R	R	R	R	PBES (#G-1)
There shall be no overnight stays by public attendees of the event unless such stays are otherwise permitted by zoning regulations or CLN.	R	R	R	R	PBES (#G-2)
The event shall not involve use of any structures which have been posted as dangerously substandard for human habitation per County Code §15.36.010.	R	R	R	R	PBES (#G-3)
(H) DISABILITY ACCESS:					
Provide hearing assisted devices to the hearing-impaired, wheelchair access to the site and site facilities if reasonably available in view of the type of activity and site constraints; if not, document why unreasonable or impossible.	G	G	G	G	See ADA Technical Assistance Manual (CEO) for federal advice, address and phone numbers. (#H-1)
(I) NONDISCRIMINATION:					
Unless interfering with practice of religion, attendance and facilities at the event should be open to all members of public regardless of race, religion, gender, marital status, disability, or noncontagious medical condition, and age, except if alcohol is served during the event, persons under the age of 18 may be excluded.	G	G	G	G	State Fair Employment and Housing Department (#I-1)
(J) SANITARY FACILITIES & SEWAGE DISPOSAL:					
Provide reasonably accessible and identified toilets, the number to be determined - by Environmental Health on basis of Portable Sanitation Industry Guidelines on file with PBES	R	R	R	R	PBES (#J-1)
Required toilets shall be either permanent facilities approved by Environmental Health or portable toilets serviced by a pumping company licensed under County Code §5.20.020.	R	R	R	R	PBES (#J-2)

CONDITION	Applicable Category				Reporting or Commenting Agency
	2A	2B	3	4	
If event site or any off-site parking areas include or are near an existing leachfield, the leachfield shall be fenced or otherwise blocked off from event to avoid soil compaction.	R	R	R	R	PBES (#J-3)
(K) SOLID WASTE DISPOSAL & RECYCLING:					
Provide a minimum of three trash receptacles for each 100 attendees per day of the event. The receptacles must be serviced accordingly so that trash does not overflow the receptacle.	R	R	R	R	PBES (#K-1)
Place trash receptacles through premises with attention to areas of high trash generation and near entrances/exits, and at each off-site parking lot during the use of the lots.	R	R	R	R	PBES (#K-2)
Provide a minimum of three well-labeled, visible recycling receptacles per 100 attendees per day for collection of recyclable materials. Labels should clearly indicate what recyclable materials are accepted. Provide lids with restricted openings where possible to decrease contamination with trash. Recycling and trash receptacles should look distinctly different.	R	R	R	R	PBES (#K-3)
Recycling receptacles should always be paired with trash receptacles throughout premises and placed at high generation points (beverage bar, kitchen, clearing areas, etc.). The receptacles must be serviced accordingly so that recyclables do not overflow the receptacles.	R	R	R	R	PBES (#K-4)
Arrange for collection of all trash receptacles within 48 hours of conclusion of event unless event trash & recyclables will be combined with other regularly scheduled pick-up at the event location. Recyclables may otherwise be taken to a buy-back location for the California Refund Value.	R	R	R	R	PBES (#K-5)
Event sponsors should consider various strategies to reduce waste generated at events in order to conserve resources and comply with mandates of the California Integrated Waste Management Act (California Code of Regulations, Title 14).	G	G	G	G	PBES (#K-6)
(L) LIGHTING:					
Shield all new outdoor lights from adjacent residences, airfields and public roadways.	G	G	G	G	PBES; FAA in :AC Districts (#L-1)
(M) FOOD FACILITIES					
A non-profit charitable temporary food facility must comply with CURFFL Article 13.5. A food permit may be required pursuant to Article 13.5, for additional information on Article 13.5 the applicant shall contact Environmental Health.	R	R	R	R	PBES (#M-1)
A for-profit entity, unless restricted by a use permit, that gives or sells food for the benefit of a non-profit entity has no food permit requirements as long as the event is less than 3 days in a 90-day period.	G	G	G	G	PBES (#M-2)
A for profit entity that gives or sells food that is NOT for the benefit of a non-profit entity must comply with Article 13. For events 2 days or longer, the applicant must apply for and obtain a temporary event food permit from Environmental Health.	R	R	R	R	PBES (#M-3)
(N) EMERGENCY ACCESS AND REPORTING ON SITE					
Applicant shall provide a telephone with 911 or a cellular phone with the appropriate 10 digit emergency number (707) 253-0911.	R	R	R	R	FD, NCSO (#N-1)

CONDITION	Applicable Category				Reporting or Commenting Agency
	2A	2B	3	4	
Emergency access roads shall meet Napa County Road and Street Standards for and "Agricultural Special Purpose Road" (e.g. one lane road with turnouts).	R	R			PBES, FD (#N-2)
Emergency access roads shall meet Napa County Road and Street Standards for a "Type I Common Drive" (e.g. two lane road).			R	R	PBES, FD (#N-3)
If the event is located in a high fire hazard severity zone, between May and October, a secondary access/egress route shall be provided.				R	PBES, FD (#N-4)
Emergency vehicle access to buildings shall not obstructed.	R	R	R	R	FD (#N-5)
(O) SECURITY ARRANGEMENTS:					
Control site access (e.g., fences, gates at points of easy access) in manner that does not prevent emergency ingress or egress.		G	G	G	NCSO, FD (#O-1)
Display right to evict attendees for behavior causing a public disturbance or safety hazard.	G	G	G	G	NCSO (#O-2)
Impose operational limits on distribution of alcohol to reduce potential for drunk driving by attendees leaving the site (e.g., free soft drinks but no alcohol to designated drivers; no distribution of alcohol two hours prior to end of event; shuttle transit to, from event to places of overnight accommodation. (Refer to "Responsible Hospitality Coalition" Guidelines)	G	G	G	G	NCSO, CHP (#O-3)
(P) FIRE AND LIFE SAFETY PRECAUTIONS:					
All first aid stations should be clearly identified.		G	G	G	EMS (#P-1)
Meet all applicable state regulations covering fire and life safety. (California Code of Regulations Title 19)	G	G	G	G	CSFM (#P-2)
The number and condition of exits from the event assembly area may be considered adequate in existing buildings if they conform to the Building Code standards in place at the time the building was constructed. Buildings and structures, such as caves, that were not constructed under the requirements of a building code shall be the criteria of this manual. (UFC § 1202.1)	R	R	R	R	FD (#P-3)
Open fires, smoking and use of spark-scattering equipment outdoors during April through December shall be allowed with a permit as indicated in County Code §8.24.020 and Public Resources Code §4411 (Prohibited Activities).	R	R	R	R	FD (#P-4)
Electrical equipment and facilities shall comply with County Code §15.28.010.	R	R	R	R	PBES, FD (#P-5)
Exit illumination shall be provided as per the Building Code with automatic back-up in case of power failure. (UFC §1211. 2501.15)	R	R	R	R	FD (#P-6)
Buildings and caves used as places of assembly shall have at least two exits.	G	G	G	R	FD (#P-7)
Exit doors shall be openable from the inside without the use of a key or any special knowledge or effort, and shall not be bolted, chained, latched, etc. (UFC §1207.3)	R	R	R	R	FD (#P-8)
Exit aisles shall be provided from all portions of the event assembly area to an exit with an aisle width of 44 inches (unless a smaller width is otherwise permitted). (UFC §2501.9)			R	R	FD (#P-9)
Exit obstructions, including storage, shall not be placed in an exit. (UFC § 1203)	R	R	R	R	FD (#P-10)

CONDITION	Applicable Category				Reporting or Commenting Agency
	2A	2B	3	4	
Exit signs shall be installed in the assembly rooms and as otherwise necessary to clearly indicate the direction of egress. (UFC § 1212, 2501.15)	R	R	R	R	FD (#P-11)
In areas of assembly without adequate exterior wall openings, such as basements and caves, event personnel with flashlights shall be present at all times and in sufficient numbers to direct people to exits in the event of an emergency or panic. Standby personnel may also be necessary in addition to the above or in other places of assembly when it is essential for public safety. (UFC §2501.19)	R	R	R	R	FD (#P-12)
In high fire hazard severity zones from April through December, fire breaks 10 feet wide or twice the height of the surrounding vegetation (whichever is greater) shall exist around event site to protect the surrounding wildland vegetation from fire.	G	R	R	R	FD (#P-13)
In high fire risk areas, if event site has no public road frontage, provide non-combustible refuge areas.	R	R	R	R	FD (#P-14)
In high fire hazard severity zones, event cancellation procedures in the case of extreme fire-weather conditions (e.g. National Weather Service "Red Flag Warning").	R	R	R	R	FD (#P-15)
Fire extinguishing systems shall be installed inside occupied buildings to the extent required by the Uniform Building Code and at each off-site parking lot.		R	R	R	PBES, FD (#P-16)
Smoke alarms shall be installed inside all buildings used for human occupancy.	R	R	R	R	FD (#P-17)
Basements and caves without adequate exterior wall openings shall be constructed of fire-resistive materials and shall not have combustible decorative materials (e.g. Christmas trees) nor storage of any flammable materials (e.g. case goods) unless there is an automatic sprinkler system. (UFC appendix I-A)	R	R	R	R	FD (#P-18)
The use of open flames in assembly areas shall be limited to fireplaces and candles securely fastened in places to prevent overturning and located away from occupants. (UFC §2501.18)	R	R	R	R	FD (#P-19)
Combustible decorative materials shall be flame resistant. (UFC §2501.5)	R	R	R	R	FD (#P-20)
Public fireworks displays shall conform to all requirements of applicable laws and regulations, as contained in the current version of "Fireworks in California," published by the California State Fire Marshal.	R	R	R	R	FD (#P-21)
(Q) WATER SUPPLY:					
Drinking water supply shall be approved by Environmental Health as meeting the requirements of the California Safe Drinking Water Act or its successors.	R	R	R	R	PBES (#Q-1)
All cleanup water or other liquid wastes shall be disposed of in a sewage system approved by Environmental Health or in approved leak-proof containers whose contents must then be disposed of in an approved sewage system.	R	R	R	R	PBES (#Q-2)
Any swimming pools or bathing spas used in the event shall comply with County Code §§15.44.010 and 15.48.020.	R	R	R	R	PBES (#Q-3)

CONDITION	Applicable Category				Reporting or Commenting Agency
	2A	2B	3	4	
(R) ENVIRONMENTAL SENSITIVITY:					
Any known habitat of rare or endangered plants located on or near the event site, shall be fenced-off.	R	R	R	R	PBES, DFG (#R-1)
No event activities shall occur within any known habitat of rare or endangered animals or block known wildlife migrating paths during known migrating seasons.	R	R	R	R	PBES, DFG (#R-2)
Event shall not involve occupation by human beings within an un-reinforced masonry building.		R	R	R	PBES (#R-3)
Event should not take place on or near any known archeological sites unless the sites are protected by barriers.	G	G	G	G	PBES contact with Sonoma St. Univ. suggested for information on suitable site protection techniques (#R-4)
(S) ANIMALS:					
All animal exhibits must comply with County Code §6.08.140 and 6.08.120 regarding transportation and cage inspections by PBES.	R	R	R	R	PBES (#S-1)
Sanitary facilities satisfactory to PBES must be provided for all animals (whether pets or participants) allowed on site during the event, to avoid contamination of groundwater or public-water supply watersheds.	R	R	R	R	PBES (#S-2)
(T) NOISE:					
Comply with exterior noise standards set forth in County Code §§8.16.060, 8.16.070 and 8.16.080, measured at the property line of the event site or, with the written consent of adjacent landowners, at the outer property line of such landowners' property.	R	R	R	R	PBES (T-1)



A Tradition of Stewardship
A Commitment to Service

**Form 1 – Information Sheet
Planning, Building & Environmental Services**

1195 Third Street, Suite 210
Napa, CA 94559
www.countyofnapa.org

Brian Bordona
Interim Director

**INFORMATION AND NOTICE
REGARDING APPARENT CODE VIOLATION**

April 26, 2023

Blue Note Napa

Attn: Ken Tessler, Managing Director

1030 Main St.

Napa, CA 94559

Heather Seney

STR Entertainment, INC

4558 Stillson St.

Napa, Ca 94558

Via Certified and Regular USPS Mail, E-mail

LOCATION: 1600 Atlas Peak Rd., Napa, CA; APN 060-010-001-000 CE23-00107

Dear Ken Tessler:

The Napa County Department of Planning, Building, & Environmental Services has received information and/or observed that a Code violation exists or has occurred at the above-referenced Property. We have information that you are selling tickets for the Blue Note Summer Sessions and the Blue Note Jazz Festival which are a series of thirty events without first obtaining a temporary event permit which is a violation of Napa County Code Chapter 5.36.020 (c) – All Other Temporary Events Prohibited. Each of the thirty events constitutes a separate violation.

On March 30, 2023, representatives of the Blue Note Napa submitted temporary event applications P23-00079 and P23-00080 which requested approval to host twenty-nine events. On April 6, 2023, Supervising Planner Charlene Gallina sent you a letter informing you that they cannot proceed with processing your applications nor recommend approval of your applications as requested because they do not comply with the standards contained in the County's Temporary Events ordinance (County Code Chapter 5.36). As of the date of this Notice, the Blue Note Napa and their representatives continue to sell tickets to the unauthorized events. Please refer to the attached notice and informational sheet that describes in more detail the reported or apparent Code violation(s) and the references to the provisions that appear to have been violated.

Please contact us within seven (7) calendar days of the date of this Notice. We look forward to discussing this situation with you and resolving the apparent violation promptly. You may reach me at akenya.robinson-webb@countyofnapa.org.

Sincerely,

A handwritten signature in cursive script that reads "Akenya Robinson-Webb".

Akenya Robinson-Webb,

Code Compliance Supervisor

Planning, Building & Environmental Services

Cc: Sharepoint, Silverado Country Club, Will Obeid, Michael Petherbridge

DATE:

April 26, 2023

REPORTED OR APPARENT CODE VIOLATION

IMPORTANT ENFORCEMENT INFORMATION

This letter is a courtesy notice to advise you that a code violation exists on the property identified below. We have information that you are selling tickets for the Blue Note Summer Sessions and the Blue Note Jazz Festival which are a series of thirty events without first obtaining a temporary event permit which is a violation of Napa County Code Chapter 5.36.020 (c) – All Other Temporary Events Prohibited. Each of the thirty events constitutes a separate violation. Our Department encourages voluntary compliance and you are being given the opportunity to correct the violation identified in this notice before further enforcement action is taken.

NAME OF PERSON/ENTITY		ADDRESS OF VIOLATION:	MAILING ADDRESS:		
Blue Note Napa Ken Tessler		1600 Atlas Peak Rd. Napa, CA APN# 060-010-001-000	1030 Main St. Napa, CA 94559		
CODE SECTION(S) VIOLATED:		VIOLATION DESCRIPTION:			
<ul style="list-style-type: none">Napa County Code Section 5.36.020 C. – All Other Temporary Events Prohibited. It is unlawful for any individual, partnership, association, limited liability company, local public agency or corporation to operate, maintain, conduct, sell or furnish tickets to an event unless the event meets all of the criteria for a Category 1, 1A, 1B, 2A, 2B, 3, 4, <u>5</u> or Subsequent Category 1, 1A, 1B, 2A, 2B, 3, 4 or <u>5</u> event as defined in Section 5.36.015 and is authorized in accordance with the requirements of this chapter.		<ul style="list-style-type: none">Selling tickets to the Blue Note Summer Sessions and the Blue Note Jazz Festival which are a series of thirty events without first obtaining a temporary event permit.			
CORRECTION(S) REQUIRED AND DEADLINE TO CORRECT:					
<ol style="list-style-type: none">Immediately cease all ticket sales upon receipt of this notice. Refrain from selling any tickets until you receive approval from this Department.The thirty Blue Note Summer Sessions and the Blue Note Jazz Festival events do not meet the criteria for a Category 1, 1A, 1B, 2A, 2B, 3, 4, or 5 event and are therefore prohibited. Hosting any of the events without prior approval from this department will be considered a violation and will result in further enforcement action from this department.					
NAME OF CODE ENFORCEMENT OFFICER:		DEPT. PHONE NUMBER & EMAIL CONTACT:			
Akenya Robinson-Webb		707-253-4336; akenya.robinson-webb@countyofnapa.org			
District Supervisor:					
Alfredo Pedroza		District #4			

YOU FACE THE MEASURES ON THE BACK OF THIS NOTICE UNLESS YOU PROMPTLY CONTACT AND WORK WITH COUNTY STAFF TO ADDRESS THE ABOVE DESCRIBED REPORTED OR APPARENT CODE VIOLATION(S)

Unless you promptly contact County staff and work with staff to address the above-described reported and/or apparent Code violations by the date specified above, one or more of the following code compliance measures will be implemented by the County:

1. Issuance of a Citation pursuant to Napa County Code Chapter 1.28.

Under Chapter 1.28 of the Napa County Code, Code Enforcement staff may issue a Citation. The issuance of a Citation for a violation of the Code shall, unless the violation is corrected prior to the deadline stated in the Citation, result in the imposition of administrative penalties. Such penalties may vary with the type of violation, but currently the lowest penalties that may be levied are as follows:

- \$100 for the first violation
 - \$200 for the second violation of the same Code provision within 1 year
 - \$500 for the third violation and for each additional violation of the same Code provision within 1 year.
- For violations that pertain to real property, the Citation will be recorded with the Napa County Recorder's office and constitute a lien on the property if you fail to correct the violation by the deadline stated in the Citation.
 - You will be given an opportunity to request a hearing before a hearing officer to contest the Citation and/or to contest the administrative penalties or recordation of the Citation.
 - If you fail to pay an administrative penalty and/or fail to correct the Code violation after a Citation is issued, the matter will then be referred to County Counsel or the District Attorney for further enforcement through civil litigation proceedings.

2. Issuance of Notice of Nuisance pursuant to Napa County Code Chapter 1.20

- a. Alternatively, the Enforcement Officer shall (unless circumstances dictate otherwise) issue a Notice of Nuisance pursuant to Napa County Code Section 1.20.040, which will be copied to all lienholders of record of the property.
- b. This Notice will include an Order to abate the nuisance by a specified, reasonable time.
- c. If the violation is not corrected by the stated deadline, an abatement hearing may be held before the Napa County Board of Supervisors.
- d. The Board may, if it finds a nuisance exists, order the violator to pay all administrative costs incurred in the course of abatement proceedings and investigation.
- e. Recordation of the notice of nuisance and imposition of administrative penalties under Chapter 1.28 may also occur.
- f. Depending on the nature of the violation and whether it poses a threat to health and safety, County Code Enforcement may choose to engage in summary (immediate) abatement steps to eliminate the nuisance without an administrative hearing before the Board of Supervisors.

3. Issuance, if applicable, of a Notice of Violation and Order to Repair or Abate Substandard Housing Conditions pursuant to Health and Safety Code Sections 17980 and 17980.6.

- a. The Notice of Violation as to substandard housing conditions will include an order to remedy the violation(s) within a reasonable period of time.
- b. Administrative penalties under Chapter 1.28 may also be imposed if the conditions are not corrected by the deadline stated in the Notice.
- c. If the violations are not corrected by the deadline, the Notice of Violation will be recorded with the Napa County Recorder's office and constitute a lien on the property.
- d. Failure to correct substandard housing conditions may also result in appointment of a receiver for the property affected by the violation.

4. Referral to County Counsel or the District Attorney for Filing of Enforcement Proceedings in Court

Depending on the circumstances and severity of the violation, direct referral of a violation to County Counsel or to the District Attorney for filing of enforcement proceedings may occur at the outset, without the issuance of a Citation or the other Notices described below. Pursuant to Napa County Code Section 1.20.155, in the course of such litigation, the County may seek civil penalties up to \$1,000.00 for each day that the violation continues to exist.

The County's remedies and procedural steps for enforcement of the County Code and other statutes and regulations enforced by the County, as described herein, are cumulative, alternative, and subject to the County's discretion depending on the circumstances presented. The County, in enforcing the County Code and other statutes and regulations, has prosecutorial discretion to select -- based on the particular circumstances -- the appropriate enforcement measures to be taken, as permitted by the County Code and other laws.

Updated 10/20/22



A Tradition of Stewardship
A Commitment to Service

Planning, Building & Environmental Services

1195 Third Street, Suite 210
Napa, CA 94559
www.countyofnapa.org

Brian Bordona
Interim Director

April 6, 2023

Ken Tesler, Managing Director
Blue Note Napa | JaM Cellars Ballroom
1030 Main Street
Napa, CA 94559

Delivered Via Email

RE: P23-00079 and P23-00080; Blue Note Summer Sessions Part I & II
1600 Atlas Peak Rd., Napa; APN 060-010-001-000

Dear Mr. Tesler,

Thank you for your March 30, 2023, submittal of the referenced Temporary Event permits applications. Our initial review of the subject applications has been conducted. After confirming with County Counsel, the Planning, Building and Environmental Services Department cannot proceed with processing your applications nor recommend approval of your applications as requested because they do not comply with the standards contained in the County's Temporary Events ordinance (County Code Chapter 5.36). Per County Code Section 5.36.015 (G)(3) no more than three (3) Category 4 events may occur per calendar year on the same parcel. Your applications request 29 number of events in calendar year 2023. Also, per Section 5.36.015 (G)(2), your applications do not meet the minimum required days of separation between events on the subject property.

Staff is requesting that you modify your request to propose only three (3) total events instead of the 29 separate events or 16 series grouping under Part 1 and Part 2, as well as, the proposed Blue Note Jazz Festival concert event to be held on July 28, 29, and 30, in which we would still consider this proposal as one (1) event to meet our Temporary Event requirements. Please note that we cannot deviate from the requirements in the code including the days of separation between events or maximum number of events per year.

If you have any questions regarding this matter, please contact me, by telephone at (707) 299-1355 or email at charlene.gallina@countyofnapa.org

Sincerely,

Charlene Gallina

Charlene Gallina
Supervising Planner

Blue Note Summer Session
Category 4 Temporary Event Application #P23-00079-E & #P23-00080-E

Public Comments

Date	Name	Comments
4/24/23	Donna Moore (707) 255-2295 buzzymoore@comcast.net	Resides on Silver Trail. Opposes all concerts; Expressed concern that events will have an impact on the environment and thinks that concerts held on the golf course is an inappropriate use of the property. Also concern with traffic and noise that would carry out beyond the event area. Sent follow up emails with questions.
4/24/23	Louise Renne lrenne@publiclawgroup.com (415) 481-2559	Resident of Silverado Country Club. Expressed that Silverado lacks transparency and not forthcoming with neighbors. Sent follow up emails with questions. Concern that tickets are on sale before concerts have been authorized. Expressed that the temporary event requests should not be Ministerially Exempt from the provisions of the California Environmental Quality Act.
4/27/23	Edwina Woodward (707) 224-9288	Opposes all concerts scheduled at Silverado Country Club. Concern with traffic and parking in neighborhoods; Noise and lateness of event. Concern that tickets are on sale before concerts have been authorized. Requested more information of proposed items at ZA hearing and upcoming events. Worried that such concert events will set a precedent. Plans to discuss at their HOA meeting on Friday, 4/28/23.

From: [dongshin lloyd](#)
To: [Gallina, Charlene](#)
Subject: concerns on Blue note concerts
Date: Thursday, April 27, 2023 3:31:35 PM

[External Email - Use Caution]

Dear Charlene,

I am writing to you my concerns regarding the concerts at the Silverado Resort by Blue Note Summer Session on May 19th, 20th, and 21, 2023 and June 9th, 10th, and 11th, 2023.

No parking or stopping signs must be placed around the event venue to protect the Hardman Av., Estee, and Atlas Peak Road neighbors.

The event will create a large crowd with parking problems. They will block the neighbors' driveways and will cause unnecessary inconvenience to neighbors. The event's public parking lot must be adequate to accommodate 1200 or 1500 people a day. A large acreage doesn't mean it is a usable lot for parking.

Another concern is the concert hours. They are listed from 4 pm to 10 pm, but the door will open at noon. This means it will be a late night event as well as an all-day event. The concert hours should be limited to 6 pm to 9 pm.

Sincerely,

Dongshin Lloyd

From: [Perdigao](#)
To: [Gallina, Charlene](#)
Subject: Zoning Hearing May 3, 2023 #P23-00079-E & #P23-00080-E
Date: Tuesday, April 25, 2023 4:20:26 PM

[External Email - Use Caution]

Dear Charlene,

My husband and I live within the Silverado Resort Community, we are expressing our concern over the planned events that KSL Capital/ Silverado Resort, has with the Blue Note Organization. As a resident of this quiet community we are not in favor of the planned events. To date we are aware of 24 to 26 planned concerts. Every weekend May thru September. I cannot even begin to express our disheartened feelings over losing our quiet community every single weekend. Greatly effecting our life, and peaceful evenings. The traffic difficulty we will have when we want to leave our homes and return home, or those who come to visit us on weekends. Let alone the rural environment, the wildlife that makes this area its home.

The amount of people per day is staggering to say the least, this plus the event will be serving/ selling alcohol. Not every person attending will be responsible in the consumption of alcohol. The trash, excuse me for being so blunt, but the vomiting from over drinking, the traffic noise and the loud volume of music heard regardless of where you live in the community will be an issue.

You may be aware of the issues facing Blue Note last year, when they held the summer music events at Charles Krug Winery. Reported were, party sounds and /or loud music complaints, that came from as far away as the Catholic church in downtown St Helena. Not to mention the event coordinator's allowed the events to go on beyond the 10:00 p.m. close.

St Helena also had three officers working the weekend shifts, they were all assigned to traffic control while people were exiting the event each night.

This brings me to another point of concern, the noise from the event should end at 10:00 p.m. Yet the departure of traffic and that many people will exceed quiet hours.

It seems the cart was put before the horse; Ticket sales have been going on for some time. Please read the attached statement made by Mr. Dave Chappelle after last years concert season given to the San Francisco Chronicle:

*"According to reporting from **The San Francisco Chronicle**, comedian Dave Chappelle was largely responsible for breaking the curfew on each night, and threatened to "never return" to the Napa if the event organizers didn't allow him and musician Robert Glasper, the festival artist-in-residence, to close out the festival on both days.*

*“Napa Valley, forgive us for disrespecting your **noise ordinance**,” Chappelle said, according to the Chronicle report. “It’s not noise. This is the best that America has to offer in music. What a festival. What a weekend. What a group of people standing in front of me.”*

You can find the article in full from St. Helena Star, dated August 17, 2022

It is not our desire to silent the right of music or entertainment, we ask that it not be at the expense of those of us who make our home here.

What course of action do you have planned should the permit rules not be held up by Blue Note and KSL?

We ask that you take into consideration our feelings on this matter coming before you on May 3, 2023.

Regards,

Angela & Victor Perdigao

From: [John Comisky](#)
To: [Gallina, Charlene](#); [Bordona, Brian](#)
Subject: Blue Note Summer Sessions at Silverado Resort
Date: Tuesday, April 25, 2023 9:01:30 AM

[External Email - Use Caution]

Hello Charlene,

My name is John Comisky. My wife and I live in the Silverado Residence Community. We recently received the notice of the Public Hearing on May 3rd regarding permits for two of the concert events in the Blue Note Summer Sessions at Silverado Resort. We plan to attend the hearing, but wanted to raise our objections to these events.

- Access to the Silverado Resort is limited. Events of this size will stretch its capacity and limit movement in and out of the surrounding neighborhoods, including our own. It could also present a real danger should any emergency event occur while the additional traffic volume is occurring.
- We feel the sound pollution alone from a schedule like this poses an unacceptable deterioration of our neighborhood's quality.
- While the hearing notice references 2 events that are requesting permits, there are 22 events on the calendar for the series. Will the others be addressed at the hearing?
- Isn't there a minimum advance requirement in days for permit requests to be filed and hearings scheduled? This is barely 2 weeks.
- All the events on the schedule appear to be at a minimum Category 3, and as such appear to exceed the separation limits between events and maximum number of events according to the definitions below. If I am correct in my reading of them, I note that the PGA Tournament that is held annually at the resort would be included in the yearly maximum

F.

Category 3. An event which complies with the following:

1.

Will be attended by more than two hundred but no more than four hundred persons per day;

2.

Is proposed for no more than three consecutive days per event, with a separation of at least four days (if a three-day event) or five days (if a one- or two-day event) between the event and any other category of event; and

3.

Will result in no more than six Category 3 events per calendar year occurring on the same parcel.

G.

Category 4. An event which complies with the following:

1.

Will be attended by more than four hundred persons per day;

2.

Is proposed for no more than three consecutive days per event, with a separation of at least four days (if a three-day event) and five days (if a one- or two-day event) between the event and any other category of event; and

3.

Will result in no more than three Category 4 events per calendar year occurring on the same parcel.

I will look forward to your response.

Regards,

John Comisky

358 Saint Andrews Dr.

Napa

From: [Rich Tancredi](#)
To: [Gallina, Charlene](#)
Subject: Notice of Zoning Administrator Hearing - Category 4 Event Applications - Blue Note Summer Sessions Applications
Date: Tuesday, April 25, 2023 3:25:35 PM
Attachments: [Blue Note Summer Sessions Full Line Up.png](#)
[Blue Note Jazz Festival July 28-29-30.png](#)

[External Email - Use Caution]

Hi Charlene,

I received a notice in the mail regarding the Blue Note Summer Session Category 4 Temporary Applications #P23-00079-E and #P23-00080-E and have some concerns. I live across from the Silverado Resort and next to the Spa. The Spa is located at 1605 Atlas Peak Road and my property address is 1623 Atlas Peak Road(next to the Spa to the north).

The first application #P23-00079-E features three separate acts/musicians. According to the Blue Note's website there are also three events scheduled on 6/2, 6/3 and 6/4 with three separate acts/musicians. I've attached the Blue Note's Summer Sessions line up for your review (with potentially more dates to be added per the Blue Note's website). Each act/musician is an individual not touring with the other acts and requires equipment changes, sound checks etc. which to me constitutes a separate event. This is the way the Blue Note lists the events. It is not one singular musician performing on consecutive days. A different act will perform each day. Hence three separate events.

These events are classified as Category 4 events. I would expect Category 4-2 and 4-3(below) would apply to these events. Is the below the text the current County of Napa code that applies to these events(if this is not the correct code please send me the applicable code(s))?

Category 4. An event which complies with the following:

- 1.Will be attended by more than four hundred persons per day;
- 2.Is proposed for no more than three consecutive days per event, with a separation of at least four days (if a three-day event) and five days (if a one- or two-day event) between the event and any other category of event; and
- 3.Will result in no more than three Category 4 events per calendar year occurring on the same parcel.

If so, I believe application #P23-00079-E conflicts and the events scheduled for 6/2, 6/3 and 6/4 also conflict with the aforementioned County of Napa municipal code.

If applicable what is the County of Napa's disposition with respect to this code?

In addition to the Blue Note Summer Sessions the Resort at Silverado in conjunction with the Blue Note will be holding a much larger Jazz Festival on July 28, 29 and 30.

Is there a precedent for holding 30(or more) events in a neighborhood in a calendar year and does 4-3 apply to limit the number of events?

If you need additional information please feel free to call me at 707.278.8550

Thank you for your efforts in advance, they are greatly appreciated.

Yours truly,

Rich Tancredi
P 707.278.8550

Blue  **Note.**
SUMMER SESSIONS
AT SILVERADO RESORT
NAPA, CA

ON SALE NOW

5/19 LES CLAYPOOL'S FEARLESS
FLYING FROG BRIGADE

5/20 DWIGHT YOAKAM

5/21 EMMYLOU HARRIS

6/2 DON MCLEAN

6/3 CHRIS BOTTI

6/4 RUFUS WAINWRIGHT

6/8-10 BRIAN CULBERTSON'S
NAPA VALLEY JAZZ GETAWAY

6/11 TOWER OF POWER

6/16 FESTIVAL DE VERANO
LA SANTA CECILIA
LAS CAFETERAS
LA MISA NEGRA

6/18 ST. PAUL & THE BROKEN
BONES

6/25 JAKE OWEN

7/7 JUDY COLLINS

7/8+9 DAVE KOZ WITH SPECIAL GUESTS
CANDY DULFER & ERIC DARIUS

7/15 MARLON WAYANS

7/21 ONE NIGHT OF QUEEN

7/22 HEATHER MCDONALD

7/23 ANDREW BIRD

8/4 CARLA MORRISON

8/11 MARCUS MILLER

8/18 BELINDA CARLISLE

8/20 MADELEINE PEYROUX

9/2 ANDREW DICE CLAY

9/22 THREE DOG NIGHT

9/24 BONEY JAMES
LALAH HATHAWAY

EVEN MORE TO BE ANNOUNCED!

TICKETS AT BLUENOTENAPA.COM

Blue Note JAZZ FESTIVAL

NAPA • JULY 28-30, 2023

ARTIST IN RESIDENCE

ROBERT GLASPER

WITH SPECIAL GUESTS

DE LA SOUL

BILAL • LALAH HATHAWAY + SURPRISE GUESTS

HOSTED BY

DAVE CHAPPELLE

**MARY J.
BLIGE**

NAS

**CHANCE
THE RAPPER**

**NXWORRIES (ANDERSON .PAAK & KNXWLEDGE) • ARI LENNOX
CORDAE • GARY CLARK JR.**

PARLIAMENT FUNKADELIC FT. GEORGE CLINTON • RAKIM & DJ JAZZY JEFF
TALIB KWELI & MADLIB • PJ MORTON • SMINO • MESHELL NDEGEOCELLO
BIG FREEDIA • DIGABLE PLANETS • BJ THE CHICAGO KID • MADLIB (DJ SETS)
DOMi & JD BECK • SOULIVE • THE SOUL REBELS FT. KEYON HARROLD
RAPSDY • TERRACE MARTIN • CORY HENRY • NICHOLAS PAYTON • MONONEON
TAYLOR MCFERRIN & MARCUS GILMORE WITH SPECIAL GUEST **BOBBY MCFERRIN**
YUSSEF DAYES • ADAM BLACKSTONE • GHOST-NOTE • DERRICK HODGE • J.PERIOD
KENNETH WHALUM • WEEDIE BRAIMAH • FRÉDÉRIC YONNET

AFTERPARTIES - 11PM EACH NIGHT

FRIDAY JULY 28

HOSTED BY **BIG FREEDIA** • 9TH WONDER • DJ TRAUMA

SATURDAY JULY 29

DJ JAZZY JEFF • DJ TRAUMA • J.PERIOD

SUNDAY JULY 30

DJ PEE .WEE (ANDERSON .PAAK) • DJ TRAUMA

ALL VINYL SET

BLUENOTEJAZZFESTIVAL.COM • SILVERADO RESORT • NAPA, CALIFORNIA

From: [Jennifer Robedee](#)
To: [Gallina, Charlene](#)
Subject: Blue Note Summer Session
Date: Monday, April 24, 2023 1:42:39 PM

[External Email - Use Caution]

This letter is in response to your notice of zoning hearing for May 3, 2023.

Caroline Simmons approves of the application for this event to be held.

Thank you.

Jennifer Robedee
Office Manager for Caroline Simmons
707-252-2200
jrobedeeforcsp@aol.com

From: [BOB TESSLER](#)
To: [Gallina, Charlene](#)
Subject: Comments Zoning administrator hearing
Date: Sunday, April 23, 2023 7:20:42 PM

[External Email - Use Caution]

I am a weekend resident of Silverado and am excited about having Blue Note temporary events at Silverado. The venue is a great entertainment opportunity for the community, and the amplified music conclusion at 10 pm coincides with weddings and events also concluding at 10pm. I have personally experienced Blue Note entertainment downtown Napa and have found it most enjoyable. I encourage the City of Napa to approve this application. You may notice that my last name is similar to a principal of Blue Note. We are not related nor have any relationship other than I am a satisfied Blue Note retail customer.

Bob Tessler

Sent from my iPad

SUPPLEMENTAL INFORMATION

Revised Conditions of Approval

Blue Note Summer Series Concerts 2023 Parking Management Plan - Draft

Public Comments Received After April 28, 2023

PLANNING, BUILDING, & ENVIRONMENTAL SERVICES DEPARTMENT
EXHIBIT A
CONDITIONS OF APPROVAL

Category 4 Temporary Event Application #P23-00079-E
Blue Note Summer Concert Session for May 19, 20, and 21, 2023
Silverado Resort & Spa – 1600 Atlas Peak Drive, Napa (APN 060-010-001)
&
Off-Site Parking – 1711 Atlas Peak Road (APN 039-210-004)

1. SCOPE

This License for a Temporary Event is limited to the following:

- A. Venue Location: A musical concert event to be held outdoors with the stage set just above the 1st and 18th holes of the North Golf Course and seating to the east of the stage. The area will include all food, beverages and retail sales.
- B. Musical Concert Dates & Maximum Attendance:
 - May 19 – maximum attendance: 1200
 - May 20 – maximum attendance: 800
 - May 21 - maximum attendance: 800
- C. Hours: Amplified music may occur from 4 p.m. to 10:00 p.m. and crew breakdown may occur from 10 p.m. to midnight. 4:00 p.m. to 10:00 pm.
- D. Parking: A maximum of 670 parking, including required handicapped spaces located off-site at 1711 Atlas Peak Road, located directly across from the Silverado Resort Golf Course and Driving Range, as well as the Silverado Cottages townhomes.
- E. Designated contact during concert venue set up and operation in case the County gets noise, lighting or other operational complaints – Ken Tesler, Blue Note Napa (201) 697-6671: ken@bluenotenapa.com and Heather Seney, STR Entertainment, Inc.; (860) 689-5536; heather@bluenotenapa.com .PBES shall be notified immediately if contact is changed. Such contact information shall be also posted on site by event entrance and the concert website.
- F. The temporary event license shall be displayed in close proximity to the primary entrance to the event site and shall be available for public inspection during all phases of the events, including cleanup.
- G. A Building Permit from the Building Division, Tent Permits from the Fire Marshal, Environmental Health Permits from Consumer Protection, final authorization of the Traffic and Parking Control Plan from the California Highway Patrol/Napa County Sheriff and an Encroachment Permit from Public Works are required to be issued and finalized no later than May 16, 2023 by end of day (unless

inspections are required on the day of the event by the reviewing division or agency) to demonstrate compliance with construction of the concert venue, food service activities, and parking and traffic control plan and the Temporary Event Manual - Minimum Standards Table.

2. PROJECT SPECIFIC CONDITIONS:

- A. Within three business days of approval of the temporary event permit, the applicant and/or designee shall apply for a building permit for construction and/or installation of any temporary structures, lighting, electrical and refrigeration equipment, or any other items required and to be utilized for the Concert Venue, including a final site plan for the off-site parking lot. The event shall not occur unless and until the applicant has received final approval and the building permit has been issued.
- B. Within three calendar-business days of approval of the temporary event permit, the applicant and/or designee shall apply for a tent permit from the Napa County Fire Department for any temporary structures utilized for the Concert Venue. The event shall not occur unless and until the applicant has received final approval and the tent permit has been issued.
- C. Within three calendar-business days of approval of the temporary event permit, the applicant shall apply for a health permit from the Environmental Health Division for all food service and bar operations associated with the Concert Venue. The event shall not occur unless and until the applicant has received final approval and the health permit has been issued.
- D. Within three calendar-business days of approval of the temporary event permit, the applicant shall submit the following items to the Public Works Department:
 - 1. A complete application for an encroachment permit for implementation of the traffic control plan.
 - 2. A final and detailed "no parking" plan including. "no parking" zones in the country club area.
 - 3. A full explanation of what is included in a traffic control unit.
 - 4. A final plan showing the location and placement of all traffic control signs.

~~E.~~ The event shall not occur unless and until the applicant has received final approval and the encroachment permit has been issued.

E. Within three calendar business days of approval of the temporary event permit, the applicant shall submit the following items to the Napa County Sheriff's Office:

- 1. Executed contract and required payment for eight (8) deputies for May 19 and May 20, 2023, and June 8 and June 8, 2023.

F. Within three calendar business days of approval of the temporary event permit, the applicant shall submit the following items to the California Highway Patrol:

1. No parking signage plan.
2. Shuttle route plan for end of night.
3. Rideshare area plan.
4. CMS board plan.
5. Traffic control locations for CHP staff.

G. Event teardown and removal to be completed by June 30, 2023 unless additional temporary events for concert sessions have been authorized by County.

3. Prior to commencement of the concert event, all project improvements, including full compliance with the Temporary Events Manual – Minimum Standards Table, as attached and applicable of all Departments and Agencies with jurisdiction over the project, shall be completed. ~~[NOTE: A FINAL DOCUMENT WITH APPLICABLE SECTIONS AND ITEM NUMBER WILL BE PROVIDED PRIOR TO THE MEETING]~~ The following Division comments and requirements shall be addressed and satisfied within the required permits noted above.

Fire Marshal:

- A. Please comply the Building Divisions comments regarding exiting and ensure the event venue complies with Chapter 10 of the CFC.
- B. Please demonstrate and show how Fire Department from the street to the concert venue will be achieved.
- C. All tents over 400sqft will require a Tent Permit. Please apply through the Napa County Online Permit Center for Tent permits.
- D. Please show the location of all generators and ensure that they are at least 10 feet away from combustible materials.
- E. A minimum of 2 Crowd Managers are required for this event. Certificates shall be provided to the Napa County Fire Marshal.

Building Division:

- A. CBC 1030.2 & 1030.3 – two (2) paths of egress travel are required.
- B. CBC 1030.7 - Exception 2, the total exit access travel distance shall not exceed 400 feet to an exit.
- C. CBC 11B-208.2 - A minimum of 20 ADA parking places are required for event, and spaces must be the shortest distance possible to the event space, and/or no farther away than any other event parking space.
- D. 34 total toilet rooms are required, seven (7) of which shall be ADA accessible. There must at least one (1) ADA accessible toilet room in the VIP bathroom area.
- E. Any erected structures supporting persons shall be permitted and inspected before use.

4. The applicant shall pay in full all hourly Planning permit and County Counsel processing fees prior to issuance of any building, environmental, encroachment, or fire permits.

5. The applicant shall be responsible for supervising all event activities and ensuring compliance with these Conditions of Approval and the Minimum Standards Table.

BLUE NOTE SUMMER SERIES CONCERTS 2023

Parking Management Plan



ABSTRACT

Master operations plan for onsite VIP parking for Blue Note Summer Series Concerts 2023. Please note this plan only applies to the smaller summer series events and is not applicable for the Blue Note Jazz Festival.

DRAFT V1.0

1. Attendee Experience & Communication

Event Location: Silverado Resort & Spa, 1600 Atlas Peak Road, Napa Valley, CA 94558

Service Type: VIP Attendee Onsite Parking

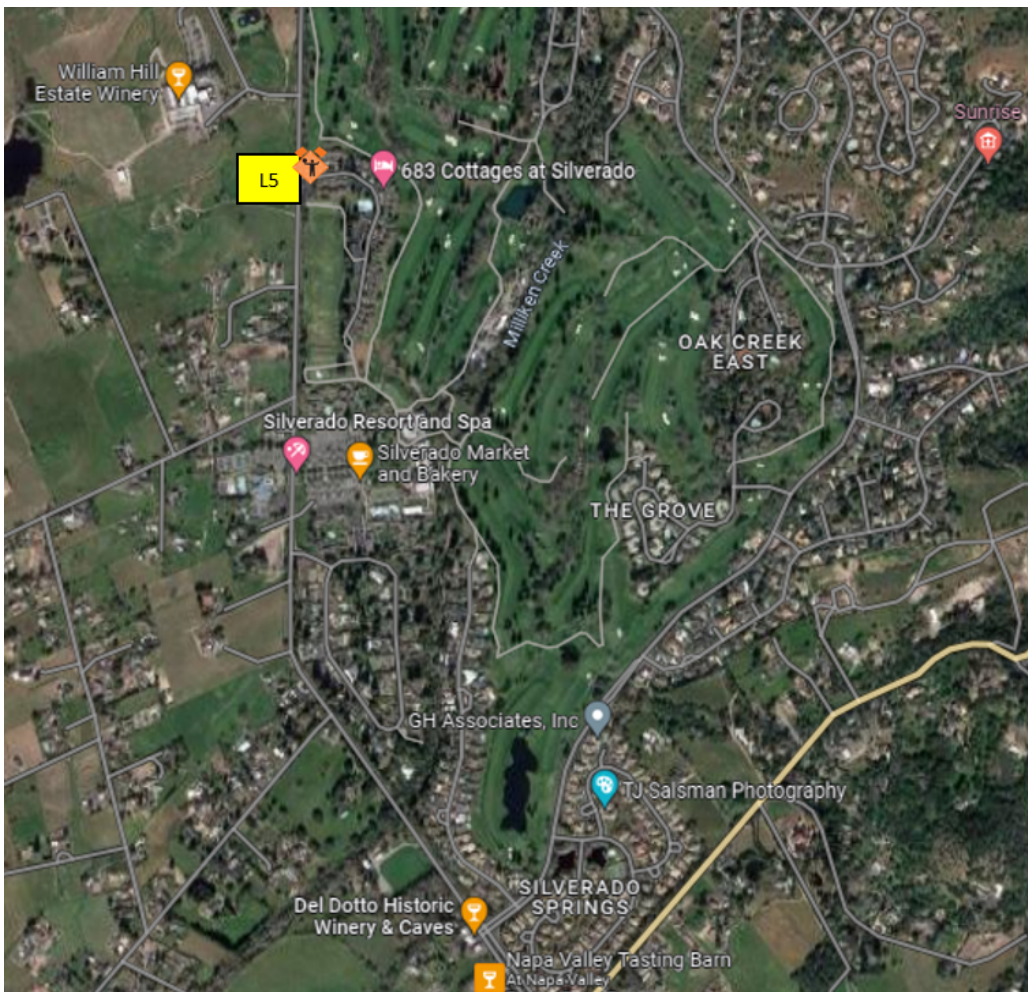
Parking Information

Blue Note Summer Series Concerts has secured a parking lot for attendee parking at Silverado Resort & Spa. VIP & Premium parking will be available at Lot 5 (see maps included) on Atlas Peak Rd at Cottage Drive. The event has secured (600) parking spaces accommodating roughly 1,500 attendees in that lot and of those spaces (20) will be designated for ADA handicap needs. Tickets will be available for purchase on the event website prior to the show. We highly encourage pre-purchasing your parking pass as limited space is available.

The parking lot will be open (60) minutes prior to doors opening. Parking lots will close (60) minutes after the show. Vehicles will not be permitted to remain in the lot overnight.

Parking tickets can be purchased online at [Summer Sessions at Silverado Resort - Blue Note Napa](#)

Parking Lot Overview Map



L5 – VIP Parking Lot

VIP Parking Passes

600 Parking Spaces

20 ADA Parking Spaces

Accommodating 1,500 Attendees

Parking Staff: 3 - 4 Depending On Show Size

CHP: 2 Units Depending On Show Size

Shuttle: No Shuttle



California Highway Patrol Needs

Below is the requested traffic control plan from Highway Patrol Sergeant W. H. Bradshaw. He has requested the following posts for the Blue Note Summer Series Concerts. This plan has been discussed and approved by Sergeant W. H. Bradshaw, and he will request additional needs directly if a larger show warrants more units.

Intersection Traffic Control (Highway Patrol) - Summer Series Shows Only

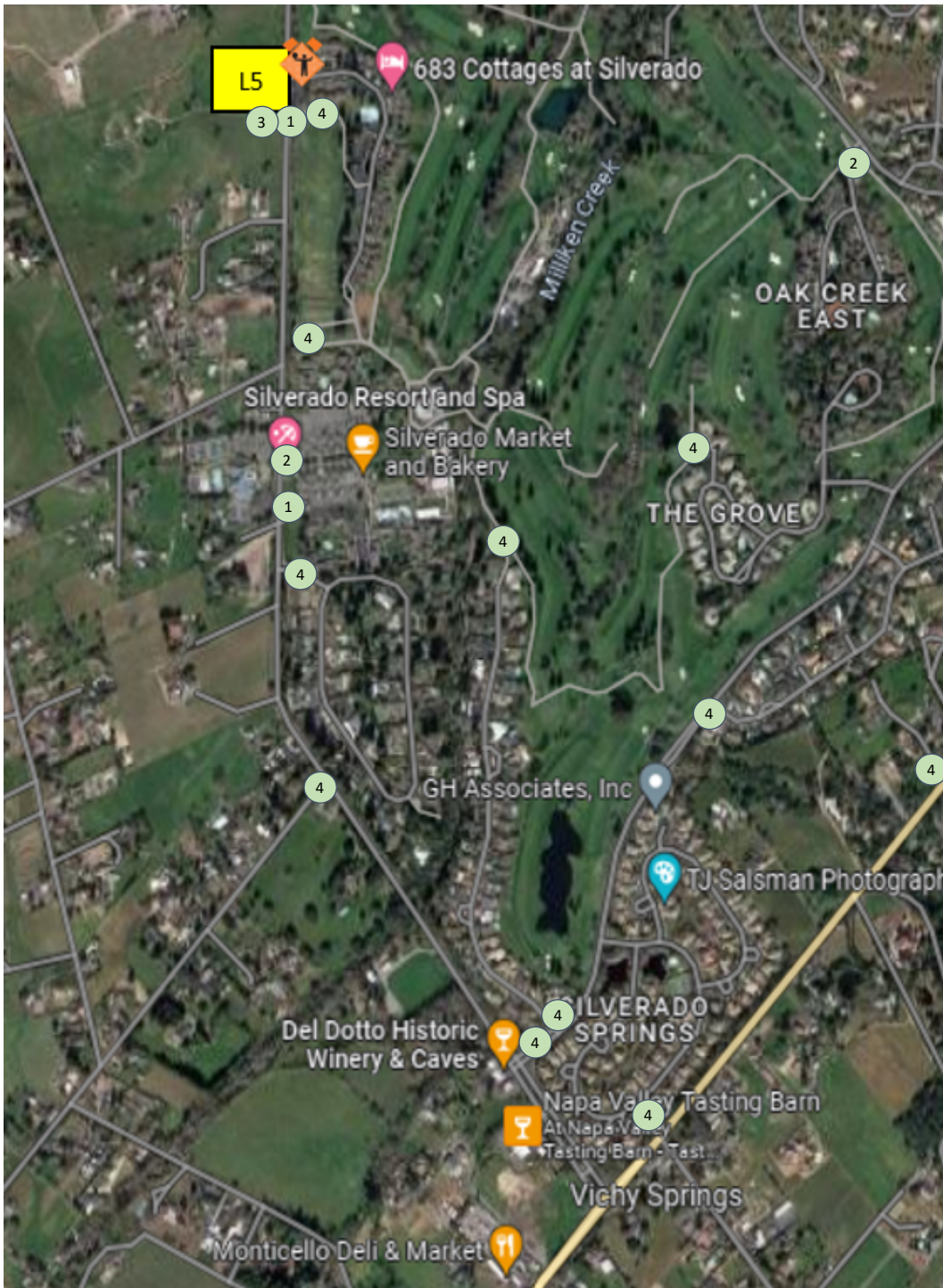
<u>Atlas Peak Rd.</u> At Cottage Rd Traffic Control Pedestrian Crossing In/Out Of Venue	<u>Concert Days (See Online Posted Schedule)</u> 1 Traffic Unit Located On Atlas Peak Rd At Cottage Rd Duties: Assist With Traffic Control Pedestrian Crossing Across Atlas Peak Rd. Total Hours: 4 - 5 Hours Hours Posted: Depending On Show Times
<u>Atlas Peak Rd.</u> Roving Traffic Unit Traffic Control Venue Perimeter	<u>Concert Days (See Online Posted Schedule)</u> 1 Traffic Unit For Roving Duties Duties: Assist With Traffic Control Issues Venue Perimeter Total Hours: 4 - 5 Hours Hours Posted: Depending On Show Times






Signage Plan Silverado Resort (Summer Series Shows Only)

The event will place way finding signage to direct attendees to the VIP parking Lot (L5). No event parking will be placed near the entrance to Silverado Resort & Spa. No event parking signs will also be placed at Silverado Resort's parking lots.

In order to discourage parking in local neighborhoods. The event will place no event parking signage at all the main side roads that lead to residential properties. These signs will be in place for all Summer Series shows.



Signage Key

-  A-Frame Way Finding
-  Message Board
-  Traffic Control (CHP)

Message & Placements

1. Event Logo
VIP Parking
(With Arrows)
2. Event Logo
No Event Parking
(With Arrows)
3. Event Logo
ADA Parking
(With Arrows)
4. No Event Parking
(Cars Will Be Towed)

From: [Andrew Lloyd](#)
To: [Gallina, Charlene](#)
Subject: I strongly oppose the Blue Note Summer Session at Silverado Resort
Date: Tuesday, May 2, 2023 3:53:05 PM

[External Email - Use Caution]

Dear Ms. Gallina,

I strongly oppose the Blue Note Summer Session music concert at the Silverado Resort on May 19th, 20th, and 21st, 2023, and the concert on June 9th, 10th, and 11th, 2023.

As Napa is well known as a wine country, tourists already have a significant traffic increase on Atlas Peak Road, Hardman Av, Monticello Road, and Silverado Trail.

Also, wildfire and earthquake dangers are constantly threatening our community. We have to make sure our escape roads are available in an emergency.

My concern is how our neighbors can safely escape dangers without traffic gridlocks. More than 600 cars are expected to park at the field on Atlas Peak Road, and this will cause catastrophic results for our existing neighbors in case of emergency.

The residents living around Silverado Resort already deal with increased traffic from tour buses, cars, and events.

The amplified music from 4pm to 10pm over the weekend will be very disruptive for the residents who live around the Silverado Resort. We can already hear small wedding venue music clearly from the Silverado club, a concert will likely cause noise disruption that will be magnitudes higher and negatively affect our quality of life and sleep.

The traffic will last well over 11pm from the concert attendees. Also, there will be added noise and traffic due to the breakdown crew from 10 pm to midnight.

Amplified music concerts and crowd noises will disrupt our privacy, safety, and quality of living in this neighborhood.

Therefore, I strongly oppose the Blue Note Summer Session music concert at Silverado Resort.

Sincerely,
Andrew Lloyd

From: [Rich Tancredi](#)
To: [Gallina, Charlene](#)
Cc: [Pedroza, Alfredo](#)
Subject: Notice of Zoning Administrator Hearing - Category 4 Event Applications - Blue Note Summer Sessions Applications
Date: Tuesday, May 2, 2023 2:53:36 PM
Attachments: [Blue Note Summer Sessions Events - County of Napa letter.docx](#)

[External Email - Use Caution]

Hi Charlene,

Please see the attached letter regarding the Blue Note Summer Session Category 4 Temporary Applications #P23-00079-E and #P23-00080-E. I have cc'd County Supervisor Alfredo Pedroza for his review.

Please let me know if you have any questions..

Thank you,

Rich Tancredi

County of Napa
1159 Third Street
Napa, CA 94559

Re: #P23-00079-E and #P23-00080-E

May 2, 2023

To whom it may concern,

The information contained herein provides the Department of Planning, Building, and Environmental Services and its affiliated agencies with insight into the current neighborhood conditions and the material facts that should be considered with respect to the proposed Blue Note Summer Sessions Temporary Event applications #P23-00079-E, #P23-00080-E.

I previously sent an email to County Supervising Planner Charlene Gallina with respect the number of proposed events and days in between them that do not comply with the County's municipal code. I've included this information at the bottom of this correspondence after my signature block.

The proposed Blue Note Summer Sessions include 30 events with potentially more to come per the Blue Note's collateral/website. On April 6, 2023 the County Supervising Planner Charlene Gallina issued letter to the Blue Note in which she stated that the events could not be approved due the fact that the submitted application do not comply with the County of Napa municipal code. On April 26 the Blue Note was cited by the County for selling tickets to 30 unapproved events without the County's approval. To my knowledge tickets were on sale weeks before the citation was issued and perhaps longer. To this date the Blue Note is still selling tickets to all events. This would suggest the Blue Note's management does not understand the basic fundamentals of the County's codes, rules and regulations or has decided not to comply with them.

Public Safety

Atlas Peak Road is an important emergency/fire/medial access route which would be significantly impacted by the proposed events. There is an above average amount of fire, medical and law enforcement responses at the Resort at Silverado and in the surrounding residential area. The Blue Note vehicle traffic and a temporary pedestrian crosswalk will negatively impact response times potentially creating a dangerous situation. Please consider the potential impacts, liability, risks and emergency response times to the community who has lost/suffered so very much. Seconds and minuets can be the difference between life and death. I simply want what is best for the community and my neighbors. I find it deeply concerning that events and the associated access (temporary crosswalks and traffic) would impede first responders and jeopardize the safety of the community at large.

Road Conditions and Traffic Impacts

There are reckless drivers on Atlas Peak consistently throughout the day. Cars, pickup trucks (some with trailers) and heavy equipment (10 wheeled dump trucks etc.) speed in excess of 20 plus mph over the posted speed limit and it is not uncommon for vehicle speeds in front of the resort to exceed 30 mph over the posted speed limit. Trucks come barreling down Atlas Peak Road at excessive speeds every afternoon without exception. On weekdays between the hours of

3 and 6pm the traffic is particularly heavy. Crossing/walking on the road in the afternoon and in the dark is unsafe. The proposed temporary pedestrian event crosswalk on this section of Atlas Peak Road would put pedestrians and drivers at high-risk. This County should consider taking action to slow traffic and mitigate the risks in this area not add to them.

On the days of events there will be up to 600 additional vehicles on Atlas Peak Road two times per day. Roughly six hundred additional cars entering between 3 and 6pm and exiting between 10:00 and 11:00 pm passing by homes. In addition to event traffic there is congestion from residents, hotel guest, Country Club members, weddings, conferences, wine tour buses, heavy equipment, fork lifts, event and supply vehicles etc. These proposed events will add to the tumult in an area that is already heavily impacted.

Noise & Neighborhood Degradation

The Blue Note Summer Sessions proposed venue is within very close proximity (roughly 100 feet or so) to residences. It is inconceivable to believe the homes in this area would not be negatively impacted by noise pollution.

Large events such as the Blue Note Jazz Festival and the Fortinet Golf Championship take weeks to set up and break down. These events are not just a nightly disturbance but is a complete degradation of the neighborhood which could have a negative impact on property values due to the continuous increased noise and traffic.

The Blue Note Summer Jazz Festival main venue will be located along Atlas Peak Road with multiple stages with over forty acts (over three days). The Resort at Silverado has already begun excavating this area. The events begin at 12pm and end at 10pm. This proposed site has homes located directly adjacent too it. It does not seem plausible that this location would meet the County of Napa's noise ordinances at the property line.

In addition, the Blue Note is promoting after parties after the Blue Note Jazz Festival has concluded from 11pm to 2am after the day long concerts which begin at 12 pm and end at 10 pm.

I find it hard to fathom this amount noise and neighborhood degradation would be approved in such close proximity to residential properties.

The Spa at Silverado – Use Permit

The proposed events do not include any event permitted activity at The Spa at Silverado located at 1605 Atlas Peak Road. This property's use permit is separate from the Resort at Silverado's use permit. Per the Spa's use permit this facilities use is restricted to registered guests, members and residents. The facilities hours as posted on their website are 6am to 7pm. This property is surrounded by homes. There should be no parties, event staging or overnight parking activities after the operating hours have ended. In the past there have been a number of issues at this location including loud parties after business hours, loud music which is prohibited per this facilities Alcohol Beverage Control license, resort shuttle buses and food/beverages carts from the resort across the street. In addition, there has been overnight stays of recreational vehicles, band tour buses and equipment tractor trailers. These vehicles typically run their generators all day and all night which spew noxious emissions. They are an environmental hazard. Overnight stays including recreational vehicles, band tour buses and equipment tractor trailers of any type do not comply with the properties use permit and should be strictly prohibited.

In conclusion

By allowing the Blue Note Summer Sessions and the Blue Note Jazz Festival to proceed there will be little to no respite from traffic, commercial vehicles and loud music prior to Memorial Day until a yet to be determined date in the fall possibly up to October 28, roughly 5 months. This amount of activity is more than any resident should have to endure.

It's clear there would be significant impacts and serious public safety risks to the community if these events are allowed to proceed and are not in the community's best interests. This area was devastated by the Atlas Fire and is still recovery. Please make safety the number one priority and do not approve the Blue Note Summer Sessions Temporary Event applications.

Thank you for your consideration.

Respectfully,

Rich Tancredi

CC: Alfredo Pedroza, County Supervisor District 4

Email to Charlene Gallina April 25, 2023

Hi Charlene,

I received a notice in the mail regarding the Blue Note Summer Session Category 4 Temporary Applications #P23-00079-E and #P23-00080-E and have some concerns. I live across from the Silverado Resort and next to the Spa.

The first application #P23-00079-E features three separate acts/musicians. According to the Blue Note's website there are also three events scheduled on 6/2, 6/3 and 6/4 with three separate acts/musicians. I've attached the Blue Note's Summer Sessions line up for your review (with potentially more dates to be added per the Blue Note's website). Each act/musician is an individual not touring with the other acts and requires equipment changes, sound checks etc. which to me constitutes a separate event. This is the way the Blue Note lists the events. It is not one singular musician performing on consecutive days. A different act will perform each day. Hence three separate events.

These events are classified as Category 4 events. I would expect Category 4-2 and 4-3 would apply to these events. Is the below the text the current County of Napa code that applies to these events (if this is not the correct code, please send me the applicable code(s))?

If so, I believe application #P23-00079-E conflicts and the events scheduled for 6/2, 6/3 and 6/4 also conflict with the aforementioned County of Napa municipal code.

If applicable what is the County of Napa's disposition with respect to this code?

In addition to the Blue Note Summer Sessions the Resort at Silverado in conjunction with the Blue Note will be holding a much larger Jazz Festival on July 28, 29 and 30.

Is there a precedent for holding 30(or more) events in a neighborhood in a calendar year and does 4-3 apply to limit the number of events?

Thank you for your efforts in advance, they are greatly appreciated.

Yours truly,

Rich Tancredi

From: [dongshin lloyd](#)
To: [Gallina, Charlene](#)
Subject: comments on the Blue Note music concerts
Date: Tuesday, May 2, 2023 11:46:53 AM

[External Email - Use Caution]

Dear Ms Gallina,

I strongly oppose the Blue Note Summer Session music concert at the Silverado Resort on May 19th, 20th, and 21st, 2023, and the concerts on June 9th, 10th, and 11th, 2023. The traffic and noise will have a negative impact on my health personally.

As Napa is well known as a wine country, tourists already have a significant traffic increase on Atlas Peak Road, Hardman Av, Monticello Road, and Silverado Trail. Also, wildfire and earthquake dangers are constantly threatening our community. We have to make sure our escape roads are available in an emergency.

My concern is how our neighbors can safely escape dangers without traffic griddle locks. More than 600 cars are expected to park at the field on Atlas Peak Road, and this will cause catastrophic results for our existing neighbors in case of emergency.

The residents living around Silverado Resort already deal with increased traffic from tour buses, cars, and events.

The amplified music from 4 pm to 10 pm over the weekend will be a very disruptive and outrageous request for the residents who live around the Silverado Resort. And the traffic will last well over 11 pm from the concert attendees. What about crew breakdown from 10 pm to midnight?

Amplified music concerts and crowd noises will disrupt our privacy, safety, and quality of living in this neighborhood.

Therefore, I strongly oppose the Blue Note Summer Session music concert at Silverado Resort.

Sincerely,

Norman Lloyd
Dongshin Lloyd (POA for Norman Lloyd)

From: [dongshin lloyd](#)
To: [Gallina, Charlene](#)
Subject: revoke my previous opinion on the Blue Note concerts
Date: Tuesday, May 2, 2023 11:29:30 AM

[External Email - Use Caution]

Dear Ms. Gallina,

I sent my comments about Blue Note music concerts on 04/27/2023 via email. I like to change my opinion and revoke my previous comment. My opinion changed when I learned more about the traffic and noise that would be caused by the proposed concerts.

I strongly oppose the Blue Note Summer Session music concert at the Silverado Resort on May 19th, 20th, and 21st, 2023, and the concert on June 9th, 10th, and 11th, 2023.

As Napa is well known as a wine country, tourists already have a significant traffic increase on Atlas Peak Road, Hardman Av, Monticello Road, and Silverado Trail. Also, wildfire and earthquake dangers are constantly threatening our community. We have to make sure our escape roads are available in an emergency.

My concern is how our neighbors can safely escape dangers without traffic griddle locks. More than 600 cars are expected to park at the field on Atlas Peak Road, and this will cause catastrophic results for our existing neighbors in case of emergency.

The residents living around Silverado Resort already deal with increased traffic from tour buses, cars, and events.

The amplified music from 4 pm to 10 pm over the weekend will be a very disruptive and outrageous request for the residents who live around the Silverado Resort. And the traffic will last well over 11 pm from the concert attendees. What about crew breakdown from 10 pm to midnight?

Amplified music concerts and crowd noises will disrupt our privacy, safety, and quality of living in this neighborhood.

Therefore, I strongly oppose the Blue Note Summer Session music concert at Silverado Resort.

Sincerely,

Dongshin Lloyd

From: [Kathy Oates](#)
To: [Gallina, Charlene](#)
Cc: [Doug Engmann](#); [Ed Moudry](#)
Subject: May/June Blue Note permit applications— public comments
Date: Saturday, April 29, 2023 8:01:46 PM

[External Email - Use Caution]

Charlene,

I live on Silver Trl immediately south of Silverado Resort and am the spokesperson for our neighborhood, per our CC&Rs.

Silver Trail, with 35 homes, has the closest off-property location to the resort. A golf cart opening connects us.

Our street is public. Resort employees and hotel guests park on it. Every September for the golf tournament our street is packed with cars daily, all the way around our large circle, day and evening, both sides of the street.

The Blue Note events and the jazz festival will generate significant, unprecedented traffic in our community. Can the county direct the permit requesters to have CHP patrol the area multiple times each evening during concerts? Can the CHP immediately address illegally parked cars? (We have had cars block fire hydrants, block driveways, park in homeowners' driveways without permission which is truly remarkable, and park in red zones.)

Our homeowners are also concerned about crime. With 1200 up to 1500 people per event, the potential for crime is the greatest it's ever even. Our street has no street lights. It is the oldest street here. Again, I reiterate our CHP patrols request which I hope can be a permit requirement.

I'm available to answer any questions and appreciate your attention to our concerns.

Kathy Oates
707-363-5955
Sent from my iPhone

From: [Kathy Oates](#)
To: [Gallina, Charlene](#)
Cc: [Doug Engmann](#); [Ed Moudry](#)
Subject: May/June Blue Note permit applications— public comments
Date: Saturday, April 29, 2023 8:01:46 PM

[External Email - Use Caution]

Charlene,

I live on Silver Trl immediately south of Silverado Resort and am the spokesperson for our neighborhood, per our CC&Rs.

Silver Trail, with 35 homes, has the closest off-property location to the resort. A golf cart opening connects us.

Our street is public. Resort employees and hotel guests park on it. Every September for the golf tournament our street is packed with cars daily, all the way around our large circle, day and evening, both sides of the street.

The Blue Note events and the jazz festival will generate significant, unprecedented traffic in our community. Can the county direct the permit requesters to have CHP patrol the area multiple times each evening during concerts? Can the CHP immediately address illegally parked cars? (We have had cars block fire hydrants, block driveways, park in homeowners' driveways without permission which is truly remarkable, and park in red zones.)

Our homeowners are also concerned about crime. With 1200 up to 1500 people per event, the potential for crime is the greatest it's ever even. Our street has no street lights. It is the oldest street here. Again, I reiterate our CHP patrols request which I hope can be a permit requirement.

I'm available to answer any questions and appreciate your attention to our concerns.

Kathy Oates
707-363-5955
Sent from my iPhone

From: [Joe Aita](#)
To: [Carol Lewis](#)
Cc: [Sonja Campbell](#); [Gallina, Charlene](#)
Subject: Re: Comments on Blue Note concerts at Silverado
Date: Saturday, April 29, 2023 7:05:24 PM

[External Email - Use Caution]

I hope so too. joe and donna

On Sat, Apr 29, 2023 at 5:14 PM Carol Lewis <carol.lewis@stocktonpacific.com> wrote:
We'll done, Sonja. Hoping that you are sending your comments to Todd Shallen.

On Sat, Apr 29, 2023 at 3:56 PM Sonja Campbell <sonjagcampbell@gmail.com> wrote:

Comments concerning: Applications #P23-00079-E and #P23-00080-E

As residential property owners within 500 yards of the proposed concerts we do not support permitting the events. Also, there are dozens of residences that are very close to the venue and would be seriously affected by the noise, attendees and concerns about safety and security issues that would result from having the concerts in our neighborhoods.

Our main concerns are traffic, parking, number of events, the size of the crowd, the time frame for each concert, as well as security issues and clear plans for dealing with emergencies

Traffic:

There are only two streets leading in and out of Silverado. When these events were held in north Valley there was major traffic problems, even though the venue was adjacent to highway 29. The residents in that area complained about the concerts they were able to block the continued use of that venue. Now they propose moving to a far less accessible location creating a traffic problem for our community.

Parking:

Our experience with large crowds at Silverado is the attendees like to opt for free parking and seek parking in the neighborhoods. In the past this has led to vandalism resulting in part to the cancellation of fireworks shows at Silverado. Will parking be allowed on Hillcrest and Westgate and other neighborhood streets that come off of either Hillcrest or Westgate (such as Kaanapali – where our friends have had major issues with public parking all along their street during previous events at Silverado with fewer attendees than proposed for the concerts? During golf tournaments here at Silverado public parking is intended to be allowed only in designated parking lots.

Number of events:

The Blue Note website is advertising and selling tickets for 24 concerts to be held at Silverado. This is 8 weekends with three concerts per weekend. Have permits been issued or are they seeking permits for all of these events. This would overwhelm the community for the whole summer. The Golf Course would be compromised on all 24 days, potentially beginning at 2:30PM.

Size of the crowd:

If they hold 3 concerts per weekend and estimate 1200-1500 per concert that amounts to 3600-4500 attendees. This doesn't include the staff needed for concert set up, food and beverage servers, security and other support workers. By the way this is 5 to 7 times the number of people who play golf on any one day on the North Course at Silverado.

Time Frame for each concert:

The concerts are proposed to start at 4PM as stated on the Blue Note website. It also states ticket holders will have access 30-90 minutes prior to the start time. The concerts are to end at 10PM based on the sound ordinance. Then the break down is from 10PM-1AM. As full-time residents living within 500 yards of the proposed stage(s) this seems unreasonable late. Concert goers could be at the concert site from 2:30PM-1:00AM.

Security and Emergency medical aid plan:

Is there a security plan as well as emergency medical aid during the events? There certainly is concern by many of our neighbors regarding potential damage to the golf course grounds as well as our private properties. With the history of wildfires in Napa over the past several years, there is a great concern regarding how to evacuate that many people in the event of a wildfire.

Gary and Sonja Campbell

[186 Milliken Creek Dr.](#)
[Napa, California 94558](#)
sonjagcampbell@yahoo.com

Joe and Donna Aita

[282 Kaanapali Dr.](#)
[Napa, California 94558](#)
joe.aita3805@gmail.com



Napa County

Board Agenda Letter

1195 THIRD STREET
SUITE 310
NAPA, CA 94559
www.countyofnapa.org
Main: (707) 253-4580

Zoning Administrator

Agenda Date: 5/3/2023

File ID #: 23-0792

TO: NAPA COUNTY ZONING ADMINISTRATOR
FROM: Michael Parker for Brian Bordona - Interim Director
REPORT BY: Charlene Gallina, Supervising Planner - (707) 299-1355
SUBJECT: Blue Note Summer Session- Category 4 Temporary Event Application #P23-00080-E

RECOMMENDATION

Blue Note Summer Session- Category 4 Temporary Event Application #P23-00080-E

CEQA Status: Ministerially Exempt from the provisions of the California Environmental Quality Act (CEQA). The project site is not included on a list of hazardous materials sites compiled pursuant to Government Code Section 65962.5.

Request: Approval of an application for Temporary Event License P23-00080-E filed by STR Entertainment, Inc. to hold the Blue Note Summer Session music concert on June 8th, 9th, and 10th, 2023, at Silverado Resort for a maximum of 1,500 people per day with amplified music from 4 p.m. to 10:00 p.m. and crew breakdown from 10 p.m. to midnight. The event will be located at Silverado Resort with the stage set just above the 1st and 18th holes of the North Golf Course, 1600 Atlas Peak Road, Napa, Assessor Parcel No. 060-010-001-000 with parking (670 spaces) for the event located at 1711 Atlas Peak Road, Napa, Assessor Parcel No. 039-210-004-000

Staff Recommendation: Find that the project is Ministerially Exempt from CEQA and approve the Temporary Event Application, as conditioned.

Staff Contact: Charlene Gallina, Supervising Planner, (707) 299-1355 or charlene.gallina@countyofnapa.org

Applicant Contact: Ken Tesler, Managing Director, Blue Note Napa, (201) 697-6671; email:

ken@bluenotenapa.com and Heather Seney, STR Entertainment, Inc.; (860) 689-5536; email: heather@bluenotenapa.com

EXECUTIVE SUMMARY

That the Zoning Administrator:

1. Find that the project is Ministerially Exempt from the CEQA; and
2. Approve Temporary Event Category 4 License P23-00080-E, subject to the recommended conditions of approval in Attachment A.

Discussion:

On May 30, 2023, STR Entertainment, Inc. applied for a permit for a Category 4 Temporary Event to be held at the Silverado Resort located at 1600 Atlas Peak Road, Napa on June 8, 9, and 10, 2023, from 4:00 p.m. to 10:00 p.m. and crew breakdown from 10:00 p.m. to midnight. The event organizers anticipate approximately 1,200-1,500 guests to attend the event. The event will consist of three amplified music shows featuring the following performers: June 8 - Brian Culbertson's Napa Valley Jazz Getaway (jazz) - expected attendance: 1200-1500, June 9 - Brian Culbertson's Napa Valley Jazz Getaway (jazz) - expected attendance: 1200-1500, and June 10 - Brian Culbertson's Napa Valley Jazz Getaway (jazz) - expected attendance: 1200-1500. Parking (670 spaces) for this event will be off-site located at 1711 Atlas Peak Road which is located directly across from the Silverado Resort Golf Course and Driving Range, as well as the Silverado Cottages townhomes. The event will be open to the public and will be limited by the number of tickets sold.

Unlike conditional use permits or other discretionary permits, temporary event permits are ministerial and shall be approved and issued if the minimum standards contained in the "Minimum Standards Table" of the Temporary Events Manual (the Minimum Standards) (Attachment D) are met. Because the permit is ministerial, the purpose of the hearing is for the Zoning Administrator to evaluate and consider evidence regarding whether the applicant has demonstrated that the Minimum Standards have been met or will likely be met prior to the event. The Zoning Administrator cannot impose standards, conditions or restrictions on the permit beyond what is provided in the Minimum Standards. As such, public comment should be limited to whether the Minimum Standards have or have not been met or will likely or not likely be met before the event begins. Finally, the Zoning Administrator's approval of the permit is limited to just the temporary event permit. Any permits, approvals or authorizations from other agencies, departments or divisions must be satisfied prior to the event per the Recommended Conditions of Approval (Attachment A).

Staff recommends approval of the requested permit subject to the recommended conditions of approval ensuring proof of compliance with County Code Chapter 5.36 and all applicable Minimum Standards in the

Temporary Events Manual prior to the concert event. (See Attachment A)

ENVIRONMENTAL IMPACT

ENVIRONMENTAL DETERMINATION: Pursuant to Napa County's Local Procedures for Implementing the California Environmental Quality Act (CEQA) and Sections 15022 and 15268 of the State CEQA Guidelines issuance/approval of a temporary events license is ministerial and exempt from the requirements of CEQA and thus preparation of an environmental document is not required.

BACKGROUND AND DISCUSSION

Property Owner: Concert Venue - Silverado Resort & Country Club, Michael Petherbridge

Property Owner: Off-Street Parking - Dr. Robert S. Kiken, (805) 452-2300

Applicant/Representative: Ken Tesler, Managing Director, Blue Note Napa, (707) 880.2300 or cell (201) 697-6671, 1030 Main Street, Napa, CA 94559; ken@bluenotenapa.com and Heather Seney, STR Entertainment, Inc.; (860) 689-5536; heather@bluenotenapa.com

Silverado Resort & Country Club Representative: Todd Shallan, Silverado Resort Vice President and Managing Director (707) 257-5430, todd.shallan@silveradoresort.com

General Plan Designation: Concert Venue - Urban Residential (UR); Off-Site Parking - Rural Residential (RR), Agriculture, Watershed & Open Space (AWOS), & Urban Residential (UR)

Zoning: Concert Venue - Planned Development (PD); Off-Site Parking - Residential Country (RC)

Concert Project Site Area: 278.73 acres; Concert event to be held outdoors with the stage set just above the 1st and 18th holes of the North Golf Course and seating to the east of the stage.

Off-Site Parking Project Site Area: 23.58 acres; 670 parking spaces will be provided at 1711 Atlas Peak Road, Napa

Application Submittal Date: March 30, 2023

Code Compliance History: A Notice of Apparent Code Violation was sent to the applicant on April 26, 2023 after Code Enforcement staff became aware that the applicant was advertising the concert events and selling tickets prior to issuance of a temporary events permit in violation of County Code Section 5.36.020.C. (See Attachment E)

The applicant, STR Entertainment, requests a license to hold the Blue Note Summer Session music concert on June 8th, 9th, and 10th, 2023, at Silverado Resort for a maximum of 1,500 people per day with amplified music. The event is open to the public and will be limited by the number of tickets sold.

Parking for this event will be located at 1711 Atlas Peak Road directly across from the Silverado Resort Golf Course and Driving Range as well as the Silverado Cottages townhomes. The proposed parking lot is 23.58 acres and is proposed to accommodate 670 parking spaces, including handicapped parking. Per the site plan, 30 and one (1) VIP portable restroom facilities will be provided for staff and the public as required by Minimum Standards. Staff has determined that the location of the proposed parking can accommodate the proposed number of attendees and staffing for this event. Guests attending the concert will park in this vacant lot which will be managed by a professional parking company, On Track Event Management, with a staff of four to six people managing and directing guest parking. Once parked, guests will be able to cross at the intersection of Atlas Peak Road and Cottage Drive and then follow the existing golf course pathway to the concert venue.

Traffic and Event Control will be provided by the applicant with assistance from the Napa County Sheriff. Discussion with the Applicant has indicated that they are diligently working with the Sheriff's Department, the California Highway Patrol, and the Public Works Department towards final approval of the proposed Concert Venue Parking and Transportation Plan which will address, but not be limited to the following:

- Submittal of an encroachment permit for implementation of the traffic control plan.
- Final submittal of a detailed no parking plan is required. No parking zones in the country club area are required.
- Final submittal of a full explanation of what is included within a traffic control unit.
- Final submittal showing placement of all traffic control signs.

The permit has been conditioned to require that the applicant obtain final approval and an encroachment permit from these agencies and departments prior to the event (Attachment A).

Because the event will have 1,200-1,500 attendees over three consecutive days, under County Code Section 5.36.015.G it is considered a Category 4 event. No more than three (3) Category 4 events may occur on the

same parcel per year. County Code Section 5.36.050.B requires a public hearing before the Zoning Administrator prior to issuance of a Category 4 license/permit. This Category 4 event meets the definition of a "temporary event" under County Code Section 5.36.010 which means any festival, fair, show, showcase, house or garden design tour, concert, dance, rally, parade, demonstration or competition of creative athletic form, or any other gathering or assemblage of individuals for the purpose of observing or engaging in expressive activities within the ambit of the First Amendment of the United States Constitution and Sections 2, 3 and 4 of Article 1 of the California Constitution, including, but not limited to music, dance, theater, speech, athletics, or any other visual, audio, or tactile arts or combination thereof."

The application was deemed complete per the County's application checklist and the required Insurance Certificate of Insurance was provided. Other agencies and departments were notified of the application and have determined the application meets or will likely meet the Minimum Standards that are within those agencies' and departments' jurisdictional authority. A Building Permit from Building, Tent Permits by Fire, Environmental Health Permits from Consumer Protection, and an Encroachment Permit from Public Works are required to be issued and finalized no later than June 6, 2023 by end of day (unless inspections are required on the day of the event by the reviewing division or agency) to demonstrate compliance with construction of the concert venue, food service activities, and parking and traffic control Minimum Standards. The permit has been conditioned to require issuance of these permits prior to the event (Attachment A).

Per County Code Section 5.36.050.B., within thirty days following receipt of a completed application, a public hearing shall be scheduled before the Zoning Administrator on the Department's recommendation. At least ten days prior notice of the hearing shall be given to property owners within 1,000 feet, interested persons and others. On April 21, 2023, Notice of the May 3, 2023, Public Hearing before the Zoning Administrator was mailed to property owners and published in the Register.

Immediately upon the Zoning Administrator's approval of the requested temporary event permit, the applicant will be required to submit and obtain approval of an application for a Building Permit, Tent Permits, Environmental Health Permits, and an Encroachment prior to the temporary event. Such permits will address the installation and construction of the concert stage, the venue area (exiting and entrance locations, event seating areas, food service activities, and parking and traffic control). Prior to the event, inspections will occur to ensure that any remaining Minimum Standards and County Code requirements that appear likely to be met at this time have in fact been met.

The applicant (and Silverado Country Club) shall be responsible for supervising all event activities, ensuring compliance with all required conditions and shall accept all risk and liability for same. Furthermore, the license must be displayed in close proximity to the primary entrance to the event site and be available for public inspection during all phases of the event, including cleanup.

Public Comments:

As of the date this report was released, staff received six formal public comments and one phone call. The comments generally concern the permit/license process, noise, parking/traffic control and departure times, future events, alcohol serving and sales, current ticket sales, no prior notification from Silverado Resort, as well as support for the proposed event (Attachment F). A summary of these concerns is addressed as follows:

Permit/license process: Concerns were expressed that all the events on Blue Note Summer Session's schedule appear to be at a minimum Category 3 events, and as such appear to exceed the separation limits between events and maximum number of events according to the County Code Temporary Event provisions. Questions have been raised regarding timelines for processing such permits. Lastly, a question was raised on how the PGA Tournament, which is held annually at the resort, would not be included in the yearly maximum limit of three Category 4 events per year occurring on the same parcel.

Staff Response: On March 30, 2023, the applicant's Temporary Event Application submittal included all of the Blue Note Summer Concert Sessions in two parts: I: May - July (with exception of the 3-day Blue Note Jazz Festival) and Part II: August - October. Based upon initial review of these two permits, staff forwarded a letter to the applicant informing the applicant that the Department could not proceed with processing their two permits nor recommend approval of their applications because they did not comply with the County's Temporary Events ordinance (County Code Chapter 5.36). Per County Code Section 5.36.015 (G)(3) no more than three (3) Category 4 events may occur per calendar year on the same parcel. At the time, these applications were requesting 29 events in calendar year 2023. Furthermore, per Section 5.36.015 (G)(2), the applications did not meet the minimum required days of separation between events on the subject property. The applicant was requested to modify their concert schedule, and submit a temporary event permit application for the remaining concerts as follows for processing under the County's regulations:

- Five (5) Category 2B events (with the required days of separation) - up to a maximum of 250 attendees per day
- Six (6) Category 3 events (with the required days of separation) - up to a maximum of 400 attendees per day
- Three (3) Category 4 events (with the required days of separation) - no limit on number of attendees

Processing timelines provided in County Code Chapter 5.36 address minimum timelines for submittal and processing of application requests. This is to ensure that staff has sufficient time to complete Division, Department and Agency review for compliance with the Minimum Standards and to meet timelines for required public noticing and scheduling of applications for Zoning Administrative review and action. This application was submitted 10 days late. A late fee for processing this application has been assessed in addition to the standard filing fees for application submittal. The applicant has been made aware of the importance of timely submittals and assures staff that future applications will be submitted on time and be complete.

With regards to the Fortinet Golf Tournament and its concerts, this activity is currently authorized under a Site Plan Approval and the concerts associated with the tournament and located at the “Grove” on the South Golf Course have been determined to be accessory to the Silverado Resort’s main use as a golf and country club. In 1964 the original use permit issued to the Silverado Country Club authorized two golf courses. Over the years, the Resort has been required to submit a Site Plan Approval permit application for tournaments and any accessory activities.

Noise: Concerns identified that noise generated by traffic and music would pose an unacceptable deterioration of the neighborhood's quality.

Staff Response: As identified above, the concert event would be held outdoors with the stage set just above the 1st and 18th holes of the North Golf Course and seating to the east of the stage. The concert will be held from 4:00 p.m. to 10:00 p.m. with crew breakdown from 10:00 p.m. to midnight. All activities would be enclosed by a fence. All concert attendees are anticipated to vacate the concert venue area and parking lot no later than midnight.

The applicant is required to comply with the exterior noise standards set forth in County Code Sections 8.16.060, 8.16.070 and 8.16.080, measured at the property line of the event site or, with the written consent of adjacent landowners, at the outer property line of such landowners’ property. The applicant must meet this standard during the concert. Because temporary event permits are ministerial, applicants are not required to submit a noise study for County review. Furthermore, Section 5.36.010 has exempted temporary events from the noise standards and special events on roadways as defined in Section 10.24.010, provided such events are conducted pursuant to licenses issued pursuant to Chapters 5.36 and 10.24, respectively, of this code and then only as specifically required by such chapters or any manual of standards adopted by resolution of the board of supervisors for the purpose of implementing such chapters. Temporary Event applicants are not required to submit a noise study for review.

Parking/Traffic Control: Concerns have been raised regarding parking/traffic generated by the event.

Staff Response: The proposed Temporary Event is scheduled for June 8-10, 2023. The event organizers anticipate approximately 1,200 - 1,500 guests per day attend this event. The event will be open to the public and will be limited by the number of tickets sold in advance. No ticket sales are anticipated to be sold at the venue door thereby, limiting traffic to no more than 1,200-1,500 attendees. The maximum traffic generated for this event is anticipated to be approximately 536 vehicles based upon 2.8 persons per vehicle and maybe less if attendees arrive via shuttle service or walk to and from the concert venue from the Silverado Country Club lodging facilities. Furthermore, attendees will likely be arriving between 3 pm and 5 pm and departing between 10 pm and 11 pm, in addition to the arrival and departure of event staff.

It is the responsibility of the applicant to ensure that traffic control and parking operations will not impact surrounding properties, as well as traffic routes to and from the concert venue. The applicant has indicated that they are diligently working with the Sheriff's Department, the California Highway Patrol, and the Public Works Department towards final approval with of the proposed Concert Venue Parking and Transportation Plan. The final plan must be approved prior to the event per the Conditions of Approval.

Future events: Questions have been raised that while the hearing notice is for two events there are 22 events on the calendar for the series. Will the others be addressed at the hearing?

Staff Response: With respect to the remaining upcoming scheduled concert events, the County has not granted authorization for these activities. The first action on these two events series was scheduled for this Zoning Administrator meeting. The applicant is required to submit a temporary event permit application for the remaining concerts as noted above, and has been informed of this requirement. On April 26, 2023, the County received a Category 2B application for the concert series to be held on June 2-4, 2023, and is currently reviewing this application. The applicant as informed staff applications for the remaining concerts to be held in June and July will be submitted soon. The Blue Note Jazz Festival scheduled for July 18-20, 2023, is anticipated to be submitted within the next week.

SUPPORTING DOCUMENTS

- A. Recommended Conditions of Approval
- B. Application Materials
- C. Event Site & Parking Plan
- D. Temporary Event Manual
- E. Notice of Violation
- F. Public Comments

PLANNING, BUILDING, & ENVIRONMENTAL SERVICES DEPARTMENT
EXHIBIT A
CONDITIONS OF APPROVAL

Category 4 Temporary Event Application #P23-00080-E
Blue Note Summer Concert Session for June 8, 9, 10, 2023
Silverado Resort & Spa – 1600 Atlas Peak Drive, Napa (APN 060-010-001)
&
Off-Site Parking – 1711 Atlas Peak Road (APN 039-210-004)

1. SCOPE

This License for a Temporary Event is limited to the following:

- A. Venue Location: A musical concert event to be held outdoors with the stage set just above the 1st and 18th holes of the North Golf Course and seating to the east of the stage. The area will include all food, beverages and retail sales.
- B. Musical Concert Dates & Maximum Attendance:
 - June 9 – maximum attendance: 1500
 - June 10 – maximum attendance: 1500
 - June 11 - maximum attendance: 1500
- C. Hours: Amplified music may occur from 4 p.m. to 10:00 p.m. and crew breakdown may occur from 10 p.m. to midnight. 4:00 p.m. to 10:00 pm.
- D. Parking: A maximum of 670 parking, including required handicapped spaces located off-site at 1711 Atlas Peak Road, located directly across from the Silverado Resort Golf Course and Driving Range, as well as the Silverado Cottages townhomes.
- E. Designated contact during concert venue set up and operation in case the County gets noise, lighting or other operational complaints – Ken Tesler, Blue Note Napa (201) 697-6671: ken@bluenotenapa.com and Heather Seney, STR Entertainment, Inc.; (860) 689-5536; heather@bluenotenapa.com .PBES shall be notified immediately if contact is changed. Such contact information shall be also posted on site by event entrance.
- F. The temporary event license shall be displayed in close proximity to the primary entrance to the event site and shall be available for public inspection during all phases of the events, including cleanup.
- G. A Building Permit from the Building Division, Tent Permits from the Fire Marshal, Environmental Health Permits from Consumer Protection, final authorization of the Traffic and Parking Control Plan from the California Highway Patrol/Napa County Sheriff and an Encroachment Permit from Public Works are required to be issued and finalized no later than June 6, 2023 by end of day (unless

inspections are required on the day of the event by the reviewing division or agency) to demonstrate compliance with construction of the concert venue, food service activities, and parking and traffic control Minimum Standards.

2. PROJECT SPECIFIC CONDITIONS:

- A. Within three business days of approval of the temporary event permit, the applicant and/or designee shall apply for a building permit for construction and/or installation of any temporary structures, lighting, electrical and refrigeration equipment, or any other items required and to be utilized for the Concert Venue. The event shall not occur unless and until the applicant has received final approval and the building permit has been issued.
 - B. Within three calendar days of approval of the temporary event permit, the applicant and/or designee shall apply for a tent permit from the Napa County Fire Department for any temporary structures utilized for the Concert Venue. The event shall not occur unless and until the applicant has received final approval and the tent permit has been issued.
 - C. Within three calendar days of approval of the temporary event permit, the applicant shall apply for a health permit from the Environmental Health Division for all food service and bar operations associated with the Concert Venue. The event shall not occur unless and until the applicant has received final approval and the health permit has been issued.
 - D. Within three calendar days of approval of the temporary event permit, the applicant shall submit the following items to the Public Works Department:
 - 1. A complete application for an encroachment permit for implementation of the traffic control plan.
 - 2. A final and detailed “no parking” plan including. “no parking” zones in the country club area.
 - 3. A full explanation of what is included in a traffic control unit.
 - 4. A final plan showing the location and placement of all traffic control signs.
 - E. The event shall not occur unless and until the applicant has received final approval and the encroachment permit has been issued.
3. Prior to commencement of the concert event, all project improvements, including full compliance with the Temporary Events Manual – Minimum Standards Table, as attached and applicable of all Departments and Agencies with jurisdiction over the

project, shall be completed. [NOTE: A FINAL DOCUMENT WITH APPLICABLE SECTIONS AND ITEM NUMBER WILL BE PROVIDED PRIOR TO THE MEETING]

4. The applicant shall pay in full all hourly Planning permit and County Counsel processing fees prior to issuance of any building, environmental, encroachment, or fire permits.
5. The applicant shall be responsible for supervising all event activities and ensuring compliance with these Conditions of Approval and the Minimum Standards.

**NAPA COUNTY
PLANNING, BUILDING, AND ENVIRONMENTAL SERVICES**



1195 THIRD STREET, SUITE 210, NAPA, CALIFORNIA 94559-3092 (707) 253-4417

Processing an Application for a Temporary Events License

A temporary event is any festival, fair, show, showcase, house or garden design tour, concert, dance, rally, parade, demonstration of competition of creative athletic form to which the public is invited or admitted with or without the payment of an admission charge. Temporary events include, but are not limited to, music, dance, theater, speech, athletics, or any other visual, audio, or tactile arts or combination thereof, including incidental retail sales of the products of such activities, as long as such sales are not advertised off-site. This includes any other gathering or assemblage of individuals for the purpose of observing or engaging in expressive activities within the ambit of the First Amendment of the United States Constitution and Section 2, 3, and 4 of Article 1 of the California Constitution.

A temporary event is held at any place other than a highway (as defined in Section 10.24.010 of the Napa County Code), a permanent building or installation constructed and primarily used for the purpose of conducting public assembly.

All applicants shall be responsible for complying with the provisions contained in the Temporary Events Ordinance located in Chapter 5.36 of the Napa County Code.

A. Application for Temporary Event License.

1. Applications must be submitted for a license to conduct a Category 2A, 2B, 3, or 4, Subsequent Category 2A, 2B, 3, or 4 events. No application is required for a Category 1, 1A, 1B, Subsequent Category 1, 1A or 1B event.
2. The application and information forms require that the applicant provide some basic information as well as a detailed written description of the proposed event. When the application is submitted, a non-refundable, filing fee is collected to cover the costs of processing and analysis time, legal advertising, field investigations and similar matters.
3. One temporary event license application (for a single fee) may include a series of events of the same Category at the same site. However, each event will be evaluated independently for determination of the required separation between events, and the number of events allowed at any given site.
4. If there is a repetition of a licensed temporary event ("subsequent event") within twenty-four months, and the applicant, location, type and size of activity are substantially the same, the applicant must provide a new application along with a current Certificate of Insurance, Defense and Indemnification Statement, and a current set of mailing labels specifying parcel number, name, and address of all property owners, as shown on the last equalized assessment roll, adjacent to, or situated within 1000 feet of the event site property boundaries, a copy of all assessors' pages used in compiling the property owners list. (Note: This requirement applies to Category 3, 4, Subsequent Category 3, 4, and Subsequent Category 2A or 2B events involving a prior complaint.)

B. Review and Report by Agencies.

1. Upon receipt of the completed application and the application fee(s), Planning, Building, and Environmental Services (PBES) shall review the application for compliance with the Minimum Standards Table in this manual.
2. If the application is for a subsequent event, the departments and agencies must also indicate whether impairment of the health or safety of the participants, spectators or neighbors occurred during the previous event, or any unanticipated impairment of traffic flow resulted from that prior event.
3. See Napa County Code Section 5.36.040 for department's investigation and reporting procedures.

4. No temporary event license shall be issued until the certificate of insurance or satisfactory evidence of equivalent security has been filed with the Director.
5. The applicant is responsible for supervising all activities authorized by the temporary event license and for ensuring compliance with all required conditions. The applicant will provide the Director with the name the Event Supervisor who will be responsible for all on-site supervision during all phases of the event.
6. The temporary event license must be displayed in close proximity to the primary entrance to the event site and be available for public inspection at all times.

The following is a list of those public agencies to which temporary event applications will be submitted for comment. The first column lists agencies required to report to the Zoning Administrator whether they believe those standards and requirements in this Manual corresponding to their area of expertise will be met. The second column lists agencies beyond the County's jurisdictional authority that may have an interest in commenting upon the ability of the proposed event to comply with the standards and requirements in this Manual.

<u>Reference Required. Comments Required:</u>	<u>Reference Required. Comments Solicited:</u>
Napa County Engineering (PBES)	California Highway Patrol (CHP)
Napa County Flood Control District (FCD)	Bay Area Air Quality Management District (BAAQMD)
Napa County Fire Department (FD)	California State Fire Marshall (CSFM)
Napa County Planning, Building, and Environmental Services (PBES)	California Department of Fish and Game (DFG)
Napa County Sheriff's Office (NCSO)	Federal Aviation Agency (FAA): only if event is within Airport Compatibility (:AC) zone or event will involve the installation and use of anything intruding into the airspace over 200 feet above grade, including but not limited to towers, antennas, rides, balloons, fireworks, and laser beams.
Napa County Environmental Health (PBES)	Adjacent police and fire agencies for other counties, cities (AP&F): only if event site is located within one mile of such agencies' boundaries.
Napa County Executive Office, Risk Manager (RM)	
Napa County Emergency Medical Services Agency (EMS)	

Minimum Standards Table

A license for a temporary event as defined in Section 5.36.010 of the Napa County Code shall be approved and issued only if the items identified below as “Requirement” (R) for the applicable category of event appear likely to be met. Such a license may be revoked prior to the event if Requirements are in fact not complied with.

Items identified as “Guidelines” (G) are included for preliminary informational purposes only. In general, these refer to policies and regulations of other governmental agencies which are not directly enforced by the County of Napa. The applicant should contact the listed Reporting/Commenting Agency for details as to such policies or regulations.

“Category” and the corresponding numbers have the same meaning as in the Temporary Events Ordinance (Napa County Code Chapter 5.36).

CONDITION	Applicable Category			Reporting or Commenting Agency
	N/A	Completed	4	
(A) INSURANCE:				
Proof of Insurance per County Code §5.36.080 must be met prior to issuance of license or evidence of equivalent security.			R	RM (#A-1)
Amount of general public liability coverage required: Minimum \$1,000,000 combined single limit.			R	RM (#A-2)
Endorsement for alcohol liability of the applicant for property damage and/or injuries, including death, to any persons if the event involves sale or other dispensing of alcoholic beverages for on-site consumption.			R	RM (#A-3)
(B) PARKING:				
Shuttle buses shall be provided for off-site parking lots located more than one-third mile from the event entrance, and shall be confined to travel on state highways, Silverado Trail, county arterial and collector roads. County Code §§18.112.070 and 18.112.080 Shuttle buses shall load and unload passengers on each lot if possible, or shall load on a paved shoulder of the right-of-way, and shall not sit idling while waiting for passengers. Shuttle buses shall unload inside the event entrance, and a turnaround area for shuttles shall be located on the event site. County Code §18.104.130(D)(14)			R	PBES, CHP (#B-1)
Written consent shall be obtained from the owners of all off-site parking areas which are not also the public parking portions of public roads or highways.			R	PBES (#B-2)
All off-site, off-street parking shall comply with the parking standards outlined in County Code §18.104.130.			R	PBES (#B-3)
Adequate number of monitors to ensure compliance with no parking along streets posted “No Parking” by the Board of Supervisors and no blockage of driveways or roads; appropriate warning signs; and plans for removal of violators.			R	CHP, PBES (#B-4)
Motor vehicle parking over combustible material, such as dry grass, shall be permitted only with fire hazard mitigation measures, including but not be limited to fire prevention measures; fire reporting procedures; parking area attendants; fire control equipment; parking lot fire apparatus access and emergency egress; wildland exposure			R	FD (#B-5)

CONDITION	Applicable Category			Reporting or Commenting Agency
	N/A	Completed	4	
protection; and mowed to a maximum height of four (4) inches.				
Access driveways to off-site parking lots shall meet a minimum access width of eighteen (18) feet. County Code §18.104.130(D)(12)			R	PBES (#B-6)
Temporary parking for signs and directional signs to off-site parking locations, prepared at the expense of the event sponsor, shall be no larger than 36 inches by 36 inches, and shall be located to safely identify the parking locations. Such signs shall be placed no earlier than the day before the event and shall be removed no later than the day following the event. Such signs shall not be located on trees or utility poles. County Code §18.104.130(D)(5)			R	PBES (#B-7)
Reclaimed water shall be applied to each off-site parking location at a minimum of once on the day prior to the event, at least once in the morning and once in the afternoon of each day when vehicles are parked or more often as necessary for dust suppression. County Code §18.104.130(D)(6)			R	PBES (#B-8)
Off-site parked vehicles shall be set back by a minimum of 50 feet from residences. Setbacks shall be temporarily fenced or flagged.			R	PBES (#B-9)
A minimum of three parking attendants shall be present at each lot used for temporary off-site parking to assist in parking vehicles as long as the parking lot is in use. Attendants shall be trained in enforcement of no smoking and emergency vehicle access requirements, emergency incident reporting and notification procedures, and the use of fire extinguisher. (County Code §18.104.130(D) (18) Security shall be provided at each off-site parking location for as long as parking continues at that lot. County Code §18.104.130(D)(4)			R	PBES (#B-10)
(C) TRAFFIC CONTROL:				
Any public road closures requested by applicant or required by PW or CHP due to location or size of event shall be approved pursuant to Vehicle Code procedures. (Board of Supervisors action required)			R	PBES, CHP (#C-1)
If additional traffic control by CHP requested by applicant or required by CHP, sign reimbursement agreement with CHP.			G	CHP (#C-2)
Provide monitors to direct traffic at all points of ingress, egress, and forks in private access roads and to turn away vehicles when authorized limit is reached.			G	PBES, CHP (#C-3)
Provide a traffic plan to PBES, CHP showing access routes to be used, placement of monitors and signs, parking areas, shuttle routes, and road closures.			G	PBES, CHP (#C-4)
Provide identifying signs for pedestrian routes along or adjacent to roadways between off-site parking areas and the event site. Temporary crosswalks shall be designated for pedestrian safety.			G	PBES CHP (#C-5)
(D) WATERSHED AND WATERCOURSE PROTECTION:				
No events shall be held in floodways between November and March.			R	FCD, DFG (#D-1)
All grading or clearing of vegetation shall comply with the Conservation Regulations. County Code §18.108.100			R	PBES, DFG (#D-2)
No discharge of hazardous materials to land, air or water in violation of federal or state laws or regulations.			R	PBES (#D-3)

CONDITION	Applicable Category			Reporting or Commenting Agency
	N/A	Completed	4	
(E) AIR QUALITY:				
Comply with all applicable Bay Area Air Quality Management District Regulations, including but not limited to, control of fugitive dust, gaseous and particulate emissions, excessive motor vehicle idling, open burning, and prohibited equipment.			G	BAAQMD (#E-1)
(F) SIGNAGE:				
Price of admission signs shall be conspicuously displayed before all event entrances in compliance with County Code §5.04.010.			R	PBES (#F-1)
Temporary Events signs and off-site directional signs shall comply with County Code §18.116.030.			R	PBES (#F-2)
No signs shall be placed on trees, utility poles, or within any public right-of-way.			R	PBES (#F-3)
Temporary parking signs shall be installed no sooner than the day before the event and be removed no later than 5 p.m. after the end of the event.			R	PBES (#F-4)
(G) LEGALITY OF STRUCTURES:				
Buildings used in the event shall either have been built with a building permit or shall have obtained a temporary or final Certificate of Occupancy or have a Certificate of Legal Nonconforming Use (CLN) issued per County Code §18.132.010.			R	PBES (#G-1)
There shall be no overnight stays by public attendees of the event unless such stays are otherwise permitted by zoning regulations or CLN.			R	PBES (#G-2)
The event shall not involve use of any structures which have been posted as dangerously substandard for human habitation per County Code §15.36.010.			R	PBES (#G-3)
(H) DISABILITY ACCESS:				
Provide hearing assisted devices to the hearing-impaired, wheelchair access to the site and site facilities if reasonably available in view of the type of activity and site constraints; if not, document why unreasonable or impossible.			G	See ADA Technical Assistance Manual (CEO) for federal advice, address and phone numbers. (#H-1)
(I) NONDISCRIMINATION:				
Unless interfering with practice of religion, attendance and facilities at the event should be open to all members of public regardless of race, religion, gender, marital status, disability, or noncontagious medical condition, and age, except if alcohol is served during the event, persons under the age of 18 may be excluded.			G	State Fair Employment and Housing Department (#I-1)
(J) SANITARY FACILITIES & SEWAGE DISPOSAL:				
Provide reasonably accessible and identified toilets, the number to be determined - by Environmental Health on basis of Portable Sanitation Industry Guidelines on file with PBES			R	PBES (#J-1)
Required toilets shall be either permanent facilities approved by Environmental Health or portable toilets serviced by a pumping company licensed under County Code §5.20.020.			R	PBES (#J-2)

CONDITION	Applicable Category			Reporting or Commenting Agency
	N/A	Completed	4	
If event site or any off-site parking areas include or are near an existing leachfield, the leachfield shall be fenced or otherwise blocked off from event to avoid soil compaction.			R	PBES (#J-3)
(K) SOLID WASTE DISPOSAL & RECYCLING:				
Provide a minimum of three trash receptacles for each 100 attendees per day of the event. The receptacles must be serviced accordingly so that trash does not overflow the receptacle.			R	PBES (#K-1)
Place trash receptacles through premises with attention to areas of high trash generation and near entrances/exits, and at each off-site parking lot during the use of the lots.			R	PBES (#K-2)
Provide a minimum of three well-labeled, visible recycling receptacles per 100 attendees per day for collection of recyclable materials. Labels should clearly indicate what recyclable materials are accepted. Provide lids with restricted openings where possible to decrease contamination with trash. Recycling and trash receptacles should look distinctly different.			R	PBES (#K-3)
Recycling receptacles should always be paired with trash receptacles throughout premises and placed at high generation points (beverage bar, kitchen, clearing areas, etc.). The receptacles must be serviced accordingly so that recyclables do not overflow the receptacles.			R	PBES (#K-4)
Arrange for collection of all trash receptacles within 48 hours of conclusion of event unless event trash & recyclables will be combined with other regularly scheduled pick-up at the event location. Recyclables may otherwise be taken to a buy-back location for the California Refund Value.			R	PBES (#K-5)
Event sponsors should consider various strategies to reduce waste generated at events in order to conserve resources and comply with mandates of the California Integrated Waste Management Act (California Code of Regulations, Title 14).			G	PBES (#K-6)
(L) LIGHTING:				
Shield all new outdoor lights from adjacent residences, airfields and public roadways.			G	PBES; FAA in :AC Districts (#L-1)
(M) FOOD FACILITIES				
A non-profit charitable temporary food facility must comply with CURFFL Article 13.5. A food permit may be required pursuant to Article 13.5, for additional information on Article 13.5 the applicant shall contact Environmental Health.			R	PBES (#M-1)
A for-profit entity, unless restricted by a use permit, that gives or sells food for the benefit of a non-profit entity has no food permit requirements as long as the event is less than 3 days in a 90-day period.			G	PBES (#M-2)
A for profit entity that gives or sells food that is NOT for the benefit of a non-profit entity must comply with Article 13. For events 2 days or longer, the applicant must apply for and obtain a temporary event food permit from Environmental Health.			R	PBES (#M-3)
(N) EMERGENCY ACCESS AND REPORTING ON SITE				
Applicant shall provide a telephone with 911 or a cellular phone with the appropriate 10 digit emergency number (707) 253-0911.			R	FD, NCSO (#N-1)

CONDITION	Applicable Category			Reporting or Commenting Agency
	N/A	Completed	4	
Emergency access roads shall meet Napa County Road and Street Standards for and "Agricultural Special Purpose Road" (e.g. one lane road with turnouts).				PBES, FD (#N-2)
Emergency access roads shall meet Napa County Road and Street Standards for a "Type I Common Drive" (e.g. two lane road).			R	PBES, FD (#N-3)
If the event is located in a high fire hazard severity zone, between May and October, a secondary access/egress route shall be provided.			R	PBES, FD (#N-4)
Emergency vehicle access to buildings shall not obstructed.			R	FD (#N-5)
(O) SECURITY ARRANGEMENTS:				
Control site access (e.g., fences, gates at points of easy access) in manner that does not prevent emergency ingress or egress.			G	NCSO, FD (#O-1)
Display right to evict attendees for behavior causing a public disturbance or safety hazard.			G	NCSO (#O-2)
Impose operational limits on distribution of alcohol to reduce potential for drunk driving by attendees leaving the site (e.g., free soft drinks but no alcohol to designated drivers; no distribution of alcohol two hours prior to end of event; shuttle transit to, from event to places of overnight accommodation. (Refer to "Responsible Hospitality Coalition" Guidelines)			G	NCSO, CHP (#O-3)
(P) FIRE AND LIFE SAFETY PRECAUTIONS:				
All first aid stations should be clearly identified.			G	EMS (#P-1)
Meet all applicable state regulations covering fire and life safety. (California Code of Regulations Title 19)			G	CSFM (#P-2)
The number and condition of exits from the event assembly area may be considered adequate in existing buildings if they conform to the Building Code standards in place at the time the building was constructed. Buildings and structures, such as caves, that were not constructed under the requirements of a building code shall be the criteria of this manual. (UFC § 1202.1)			R	FD (#P-3)
Open fires, smoking and use of spark-scattering equipment outdoors during April through December shall be allowed with a permit as indicated in County Code §8.24.020 and Public Resources Code §4411 (Prohibited Activities).			R	FD (#P-4)
Electrical equipment and facilities shall comply with County Code §15.28.010.			R	PBES, FD (#P-5)
Exit illumination shall be provided as per the Building Code with automatic back-up in case of power failure. (UFC §1211. 2501.15)			R	FD (#P-6)
Buildings and caves used as places of assembly shall have at least two exits.			R	FD (#P-7)
Exit doors shall be openable from the inside without the use of a key or any special knowledge or effort, and shall not be bolted, chained, latched, etc. (UFC §1207.3)			R	FD (#P-8)
Exit aisles shall be provided from all portions of the event assembly area to an exit with an aisle width of 44 inches (unless a smaller width is otherwise permitted). (UFC §2501.9)			R	FD (#P-9)
Exit obstructions, including storage, shall not be placed in an exit. (UFC § 1203)			R	FD (#P-10)

CONDITION	Applicable Category			Reporting or Commenting Agency
	N/A	Completed	4	
Exit signs shall be installed in the assembly rooms and as otherwise necessary to clearly indicate the direction of egress. (UFC § 1212, 2501.15)			R	FD (#P-11)
In areas of assembly without adequate exterior wall openings, such as basements and caves, event personnel with flashlights shall be present at all times and in sufficient numbers to direct people to exits in the event of an emergency or panic. Standby personnel may also be necessary in addition to the above or in other places of assembly when it is essential for public safety. (UFC §2501.19)			R	FD (#P-12)
In high fire hazard severity zones from April through December, fire breaks 10 feet wide or twice the height of the surrounding vegetation (whichever is greater) shall exist around event site to protect the surrounding wildland vegetation from fire.			R	FD (#P-13)
In high fire risk areas, if event site has no public road frontage, provide non-combustible refuge areas.			R	FD (#P-14)
In high fire hazard severity zones, event cancellation procedures in the case of extreme fire-weather conditions (e.g. National Weather Service "Red Flag Warning").			R	FD (#P-15)
Fire extinguishing systems shall be installed inside occupied buildings to the extent required by the Uniform Building Code and at each off-site parking lot.			R	PBES, FD (#P-16)
Smoke alarms shall be installed inside all buildings used for human occupancy.			R	FD (#P-17)
Basements and caves without adequate exterior wall openings shall be constructed of fire-resistive materials and shall not have combustible decorative materials (e.g. Christmas trees) nor storage of any flammable materials (e.g. case goods) unless there is an automatic sprinkler system. (UFC appendix I-A)			R	FD (#P-18)
The use of open flames in assembly areas shall be limited to fireplaces and candles securely fastened in places to prevent overturning and located away from occupants. (UFC §2501.18)			R	FD (#P-19)
Combustible decorative materials shall be flame resistant. (UFC §2501.5)			R	FD (#P-20)
Public fireworks displays shall conform to all requirements of applicable laws and regulations, as contained in the current version of "Fireworks in California," published by the California State Fire Marshal.			R	FD (#P-21)
(Q) WATER SUPPLY:				
Drinking water supply shall be approved by Environmental Health as meeting the requirements of the California Safe Drinking Water Act or its successors.			R	PBES (#Q-1)
All cleanup water or other liquid wastes shall be disposed of in a sewage system approved by Environmental Health or in approved leak-proof containers whose contents must then be disposed of in an approved sewage system.			R	PBES (#Q-2)
Any swimming pools or bathing spas used in the event shall comply with County Code §§15.44.010 and 15.48.020.			R	PBES (#Q-3)

CONDITION	Applicable Category			Reporting or Commenting Agency
	N/A	Completed	4	
(R) ENVIRONMENTAL SENSITIVITY:				
Any known habitat of rare or endangered plants located on or near the event site, shall be fenced-off.			R	PBES, DFG (#R-1)
No event activities shall occur within any known habitat of rare or endangered animals or block known wildlife migrating paths during known migrating seasons.			R	PBES, DFG (#R-2)
Event shall not involve occupation by human beings within an un-reinforced masonry building.			R	PBES (#R-3)
Event should not take place on or near any known archeological sites unless the sites are protected by barriers.			G	PBES contact with Sonoma St. Univ. suggested for information on suitable site protection techniques (#R-4)
(S) ANIMALS:				
All animal exhibits must comply with County Code §6.08.140 and 6.08.120 regarding transportation and cage inspections by PBES.			R	PBES (#S-1)
Sanitary facilities satisfactory to PBES must be provided for all animals (whether pets or participants) allowed on site during the event, to avoid contamination of groundwater or public-water supply watersheds.			R	PBES (#S-2)
(T) NOISE:				
Comply with exterior noise standards set forth in County Code §§8.16.060, 8.16.070 and 8.16.080, measured at the property line of the event site or, with the written consent of adjacent landowners, at the outer property line of such landowners' property.			R	PBES (T-1)



A Tradition of Stewardship
A Commitment to Service

FILE # _____

NAPA COUNTY
CONSERVATION, DEVELOPMENT & PLANNING DEPARTMENT
1195 Third Street, Suite 210, Napa, California, 94559 (707) 253-4417

APPLICATION FOR A TEMPORARY EVENTS LICENSE

To be completed by Applicant
(Please type or print legibly)

Name of Event: Blue Note Summer Sessions Subsequent Event: ☐ Yes ☒ No
Date(s) of Event: 6/8/2023 - 6/10/2023 Previous Temporary Event Date(s): N/A
Time(s) of Event: 4pm - 10pm music ; 4pm - 12am breakdown/crew only Previous License #: N/A
Location of Event: Silverado Resort Assessor's Parcel #(s): 060-010-001
Event Site Address: 1600 Atlas Peak Rd, Napa, CA 94558
Expected Attendance (per day): 1,200 - 1,500

Applicant's or Organization's Name: STR Entertainment Contact Person: Heather Seney
Business/Residence Address: 1030 Main St. Napa CA 94559
No. Street City State Zip
Mailing Address: 4558 Stillson St Napa CA 94558
No. Street City State Zip
Telephone #: 860-689-5536 Fax #: _____ Email Address: heather@bluenotenapa.com
Applicant or authorized representative: _____
Name (please print): Heather Seney for STR Entertainment
Signature: *Heather Seney* for STR Entertainment
Title: Production Manager Date: 4/14/2023
Applicant's Legal Nature: ☐ Individual ☐ Partnership ☒ LLC ☐ Association
☐ Corporation ☐ Non-Profit, I.D.# _____ ☐ Other _____

Name(s) of Property Owner(s) (or authorized representative): Silverado Resort
Address(es) of Property Owner(s): 1600 Atlas Peak Rd Napa CA 94558
No. Street City State Zip
Mailing Address: 1600 Atlas Peak Rd Napa CA 94558
No. Street City State Zip
I hereby give my unconditional consent for all owners or current lessees for the use of my property for the above event and the right of access to the property involved, as are deemed necessary by the County Planning Division for preparation of reports related to this application.
Signature of Property Owner (authorized representative) *Michael Petherbridge* Date: Mar 21, 2023

TO BE COMPLETED BY CONSERVATION DEVELOPMENT AND PLANNING DEPARTMENT

Zoning District: _____ Category of Event: _____ Existing Use Permit(s) #: _____
Fees: \$ _____ Receipt: # _____ Received by: _____ Date: _____

NAME OF EVENT SUPERVISOR:

Ken Tesler

Will the event have any of the following? ☐ Displays, ☐ Demonstrations, ☒ Food ~~tastings~~, ☒ Beverages sold (offered for sale or given away), ☒ Known person or celebrity appearance, ☐ Sales, book, or other signings, ☒ musical or creative arts presentations.

Please give a detailed description of event: _____

Blue Note Summer Sessions is an outdoor summer concert series being held at Silverado Resort, with the stage set just above the 1st and 18th holes of the golf course. The concert series will feature a range of national touring artists and comedians.

Date(s): _____ Hours: ^{4pm - 10pm music ; 4pm - 12am breakdown/crew only}
6/8/23-6/10/23

Time of expected Peak Hour: 7pm

Dates:

Maximum Daily Attendance

Expected: 1,500 maximum

Expected

Attendance at Peak
Hour: 1,200 - 1,500

Supportive Retail Sales:

☒ Yes Type: Blue Note and/or Artist Merchandise

☐ No

Outdoor Amplified Music Proposed?

Yes ☒ No ☐

Will the event occur indoors (within existing building(s)?

Yes ☐ No ☒

Note: If yes building(s) must be approved for assembly.

Will the event utilize caves at any time during the event?

Yes ☐ No ☒

Are there any pending Building Permits?

Yes ☐ No ☒ If yes, # _____

Will Tents, Canopies, Pavilions or Food Booths be used at this Event? Yes ☒ No ☐

If yes, contact Napa County Fire Marshal 30 days prior to event for License Requirements.

Existing Use Permit Number(s) (if applicable): _____

TEMPORARY EVENT SUPPLEMENTAL INFORMATION

1. Location and number of vehicle parking spaces, method of traffic control:

- a) Location(s): ☐ On Site ☒ Off Site
- b) Number of Vehicle Parking Spaces: Paved _____ Unpaved 670
- c) Method of Traffic Control: ☐ Valet Parking ☒ Staff ~~Volunteers~~ 3rd party parking company staff
- d) Parking Attendants for traffic control: ☐ 1 ☐ 2 ☐ 3 ☐ 4 ☒ Specify # 4-6
- e) A plot plan and verbal description of how off-site parking will be arranged (if applicable).
Parking will be managed by a professional parking company, On Track Event Management. See attached.
- f) A letter of permission from Property Owner to use the property where the off-site parking will be located has been submitted: ☒ Yes ☐ No

2. If the event is held at a winery or other business, will the site open to the public during the event?

Yes ☒ No ☐

3. Number of attendees will be controlled by use of: ☒ Number of tickets being sold ☐ Other Talley

If other, please explain: _____

4. Drinking Water Supply and Facilities:

- ☒ Drinking water provided by: Silverado Resort
- ☐ Approved on-site system
- ☐ Public Water System (name): _____
- ☒ Bottled Water

5. Will food be served at the event? ☒ Yes ☐ No If YES, complete the following questions.

- a) Will food vendor donate 100% of net proceeds generated from food sales to a legal non-profit?
☐ Yes ☒ No, if yes, non-profit id# _____
- b) Is event a maximum of one day? ☐ Yes ☒ No

If you answered YES to a) and b) above, a permit for the temporary food facility IS NOT required. Facility must operate consistent with guidelines.

If any portion of the profit will be kept by the vendor or the event is more than one day, an application for the temporary food facility must be approved and a permit issued by the Department of Environmental Management. Contact DEM at (707) 253-4471 or visit www.countyofnapa.org/DEM for an application.

Name and phone number of contact person with food safety certificate or safe food handling knowledge:

Name: Tim Brown Phone: (415) 720-3687

Date of Food Safety Certificate, if applicable: _____

Food Preparation and Service (check one):

☒ By a [Napa County](#) permitted caterer, who will prepare, serve and be responsible for safe food preparation and handling throughout the event:

Name of Caterer Brown Method Enterprises [Napa County Permit ID #](#) _____

☐ On-site permitted kitchen _____ Permit ID # of Kitchen _____

☐ Other: _____

Temporary food facility permit may be required, contact DEM

6. **List names and telephone numbers of the event food or goods suppliers:**
 BNNVV LLC dba Blue Note Napa (beverage services) - 707-880-2300
 Brown Method Enterprises (catering) - 415-720-3687
-
7. **Sanitation Facilities:**
 a) The number of permanent toilet facilities 0
 b) The number of portable toilets available in the area of the event for guest use 30 portos + 1 VIP restroom trailer
 c) Company providing the portable toilets: United Site Services
 d) Business name of Napa County permitted pumper truck United Site Services
 Napa County pumper truck permit number: _____
8. **Provisions for cleanup of trash and recyclables, the premises and removal of recyclables and non-recyclables (provide equal number of trash and recycling receptacles, located in pairs):**
 a) Number of receptacles to be provided for trash 12
 b) Number of clearly labeled receptacles to be provided for recyclables 12
 (Recycling receptacles should always be placed next to a trash receptacle and near beverage areas.)
 c) Describe locations where these receptacles will be placed _____
Trash and recycling receptacles will be placed near bars, food stations, restrooms, and at the entrance/exit.
9. **Medical Facilities and Services:**
 First Aid kit available ☒ Yes ☐ No
 Staff trained in First Aid available ☒ Yes ☐ No
 Capabilities of contacting 911 in an emergency ☒ Yes ☐ No
10. **Fire Protection Facilities and Procedures:**
 Fire Extinguishers available ☒ Yes ☐ No
 Staff trained in Fire Procedures ☐ Yes ☒ No
11. **Building Safety:**
 Will any part of the event take place in a building(s) that are under construction and/or within a cave(s)?
 Yes ☐ No ☒
 If yes, please include a floor plan showing the areas of the building(s) and/or cave(s) where event will take place.
12. **Security Protection Company hired:** ☒ Yes ☐ No
 If yes, name of company: CSC Corporation will be hired for select shows
13. **Dust Control:** ☐ Yes ☒ No
14. **Premises Illuminated:** ☒ Yes ☐ No
15. **Will Event take place over night:** ☐ Yes ☒ No
 a) Arrangements for illuminating the premises have been made: ☐ Yes ☐ No
 b) If yes, explain: _____
 c) What arrangements for camping or similar facilities are being made: _____
16. **Insurance attached and approved by Risk Management:** ☒ Yes ☐ No
17. **Defense and Indemnification Statement has been read, signed and attached:** ☒ Yes ☐ No

DEFENSE AND INDEMNIFICATION STATEMENT

I HEREBY AFFIRM THAT I HAVE READ THE TEMPORARY EVENTS MANUAL AND STATE THAT THE INFORMATION PROVIDED WITH THE APPLICATION IS CORRECT. I AGREE TO COMPLY WITH ALL CONDITIONS ATTACHED TO THIS LICENSE, COUNTY ORDINANCES AND STATE LAWS RELATED TO CONDUCTING THE ACTIVITIES DESCRIBED IN THE APPLICATION. I AGREE TO DEFEND, INDEMNIFY AND HOLD THE COUNTY OF NAPA AND EACH AND ALL OF ITS OFFICERS, AGENTS AND EMPLOYEES HARMLESS FROM ANY AND ALL CLAIMS, ACTIONS, DAMAGES, COSTS AND EXPENSES, INCLUDING ATTORNEY'S FEES, TO THE EXTENT SUCH ARE CAUSED BY THE NEGLIGENT ACTS OR OMISSIONS BY ME OR AUTHORIZED PARTICIPANTS OR ATTENDEES AT THE TEMPORARY EVENT.



SIGNATURE OF APPLICANT (or authorized representative)
(Required)

3/21/2023

DATE

Michael Petherbridge

SIGNATURE OF PROPERTY OWNER (or authorized representative)
(Required)

Mar 21, 2023

DATE

PLEASE ATTACH YOUR CERTIFICATE OF INSURANCE TO THIS DOCUMENT

FOR OFFICE USE ONLY

DATE SUBMITTED: _____

FILE NUMBER: _____



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)

04/11/2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an **ADDITIONAL INSURED**, the policy(ies) must have **ADDITIONAL INSURED** provisions or be endorsed. If **SUBROGATION IS WAIVED**, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER Brown & Brown Insurance Services of California, Inc 3697 Mt. Diablo Blvd, Ste 100 Lafayette CA 94549-3745	CONTACT NAME: Michelle Molenburg PHONE (A/C, No, Ext): (800) 733-3131 E-MAIL ADDRESS: Michelle.Molenburg@bbrown.com FAX (A/C, No): INSURER(S) AFFORDING COVERAGE INSURER A: Arch Insurance Company INSURER B: Technology Insurance Company, Inc. INSURER C: INSURER D: INSURER E: INSURER F:	NAIC # 11150 42376
INSURED BNNV, LLC 1030 Main Street Napa CA 94559		

COVERAGES**CERTIFICATE NUMBER:** 2022-2023**REVISION NUMBER:**

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

INSR LTR	TYPE OF INSURANCE	ADDL INSD	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: <input type="checkbox"/> POLICY <input type="checkbox"/> PRO-JECT <input type="checkbox"/> LOC <input checked="" type="checkbox"/> OTHER: Per Event	Y		SNCG1226003	04/26/2022	04/26/2023	EACH OCCURRENCE \$ 1,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 1,000,000 MED EXP (Any one person) \$ Excluded PERSONAL & ADV INJURY \$ 1,000,000 GENERAL AGGREGATE \$ 5,000,000 PRODUCTS - COMP/OP AGG \$ 5,000,000
A	AUTOMOBILE LIABILITY <input type="checkbox"/> ANY AUTO <input type="checkbox"/> OWNED AUTOS ONLY <input checked="" type="checkbox"/> HIRED AUTOS ONLY <input type="checkbox"/> SCHEDULED AUTOS <input checked="" type="checkbox"/> NON-OWNED AUTOS ONLY			SNAUT0068203	04/26/2022	04/26/2023	COMBINED SINGLE LIMIT (Ea accident) \$ 1,000,000 BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$
A	<input type="checkbox"/> UMBRELLA LIAB <input checked="" type="checkbox"/> EXCESS LIAB <input type="checkbox"/> CLAIMS-MADE <input checked="" type="checkbox"/> RETENTION \$ 0			SNFXS0071003	04/26/2022	04/26/2023	EACH OCCURRENCE \$ 4,000,000 AGGREGATE \$ 4,000,000
B	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below	Y/N <input checked="" type="checkbox"/> Y	N/A	TWC4082683	04/26/2022	04/26/2023	<input checked="" type="checkbox"/> PER STATUTE E.L. EACH ACCIDENT \$ 1,000,000 E.L. DISEASE - EA EMPLOYEE \$ 1,000,000 E.L. DISEASE - POLICY LIMIT \$ 1,000,000
A	Liquor Liability			SNLIQ0072803	04/26/2022	04/26/2023	Each Common Cause \$1,000,000 Aggregate Limit \$2,000,000

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required)

RE: Blue Note Summer Sessions, May 19, 2003- October 28, 2023 at 1600 Atlas Peak Road, Napa, CA 94558

Named Insured includes STR Entertainment LLC as respects general liability

Certificate holder is included as additional insured if required by written contract or agreement and per form CG2026 attached to the general liability policy

CERTIFICATE HOLDER**CANCELLATION**

County of Napa, its Officers, Employees, Agents & Volunteers 1195 Third Street, Room 210 Napa CA 94559	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE
---	---

© 1988-2015 ACORD CORPORATION. All rights reserved.

THIS ENDORSEMENT CHANGES THE POLICY. PLEASE READ IT CAREFULLY.

ADDITIONAL INSURED – DESIGNATED PERSON OR ORGANIZATION

This endorsement modifies insurance provided under the following:

COMMERCIAL GENERAL LIABILITY COVERAGE PART

SCHEDULE

Name Of Additional Insured Person(s) Or Organization(s):

Any person or organization you are required to add as an additional insured to this policy by written contract or written agreement which is currently in effect or coming into effect during the term of this policy and executed prior to the occurrence of any "property damage", "bodily injury", or "personal and advertising injury".

Information required to complete this Schedule, if not shown above, will be shown in the Declarations.

A. Section II – Who Is An Insured is amended to include as an additional insured the person(s) or organization(s) shown in the Schedule, but only with respect to liability for "bodily injury", "property damage" or "personal and advertising injury" caused, in whole or in part, by your acts or omissions or the acts or omissions of those acting on your behalf:

1. In the performance of your ongoing operations; or
2. In connection with your premises owned by or rented to you.

However:

1. The insurance afforded to such additional insured only applies to the extent permitted by law; and
2. If coverage provided to the additional insured is required by a contract or agreement, the insurance afforded to such additional insured will not be broader than that which you are required by the contract or agreement to provide for such additional insured.

B. With respect to the insurance afforded to these additional insureds, the following is added to **Section III – Limits Of Insurance:**

If coverage provided to the additional insured is required by a contract or agreement, the most we will pay on behalf of the additional insured is the amount of insurance:

1. Required by the contract or agreement; or
2. Available under the applicable limits of insurance;

whichever is less.

This endorsement shall not increase the applicable limits of insurance.



Diplomates of the American Board
of Oral and Maxillofacial Surgery

**Reconstructive Facial
Surgery**

- Orthognathic
- Trauma
- Preprosthetic
- Facial Deformities
- Distraction
Osteogenesis

Dentoalveolar Surgery

- Implants
- Trauma
- Surgical Extractions
- Impactions
- Surgical Endodontics
- Bone Grafting
- Tissue Regeneration
- Ridge Preservation

Cosmetic Facial Surgery

- Facial Rejuvenation
- CO₂ Laser Resurfacing
- Facial Implants
- Botox
- Dermal Fillers

Pathologic Surgery

- Biopsy
- Cyst
- Tumor

TMJ Disorders

March 22nd, 2023

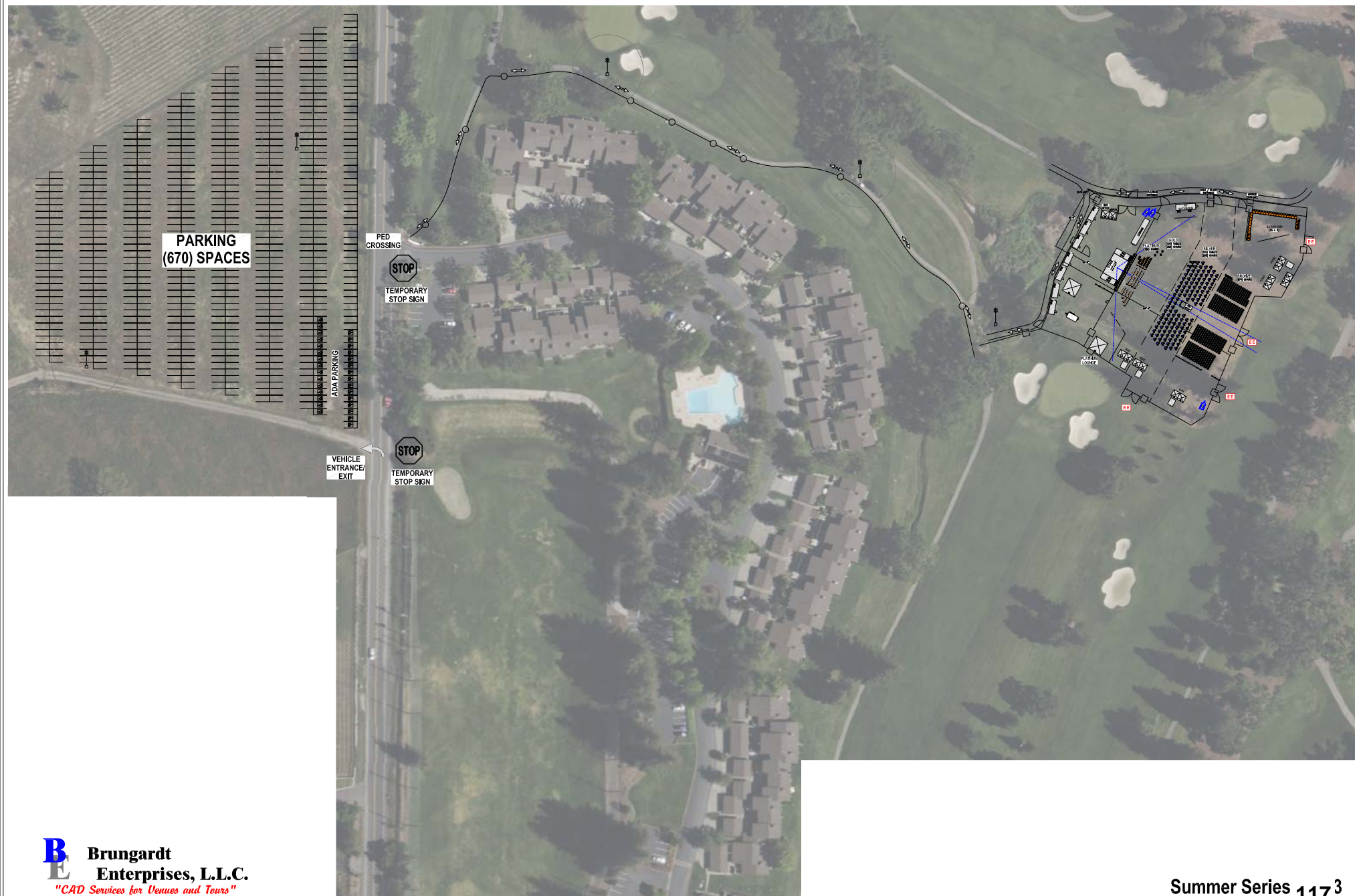
To Whom It May Concern:

I, Dr. Robert S. Kiken, authorize the STR LLC to use my property (#039-210-004) at 1711 Atlas Peak Rd. for Blue Note Summer Sessions Concert Series between May 19-October 28, 2023.

Any questions or issues please contact me at 805-452-2300.

Sincerely,

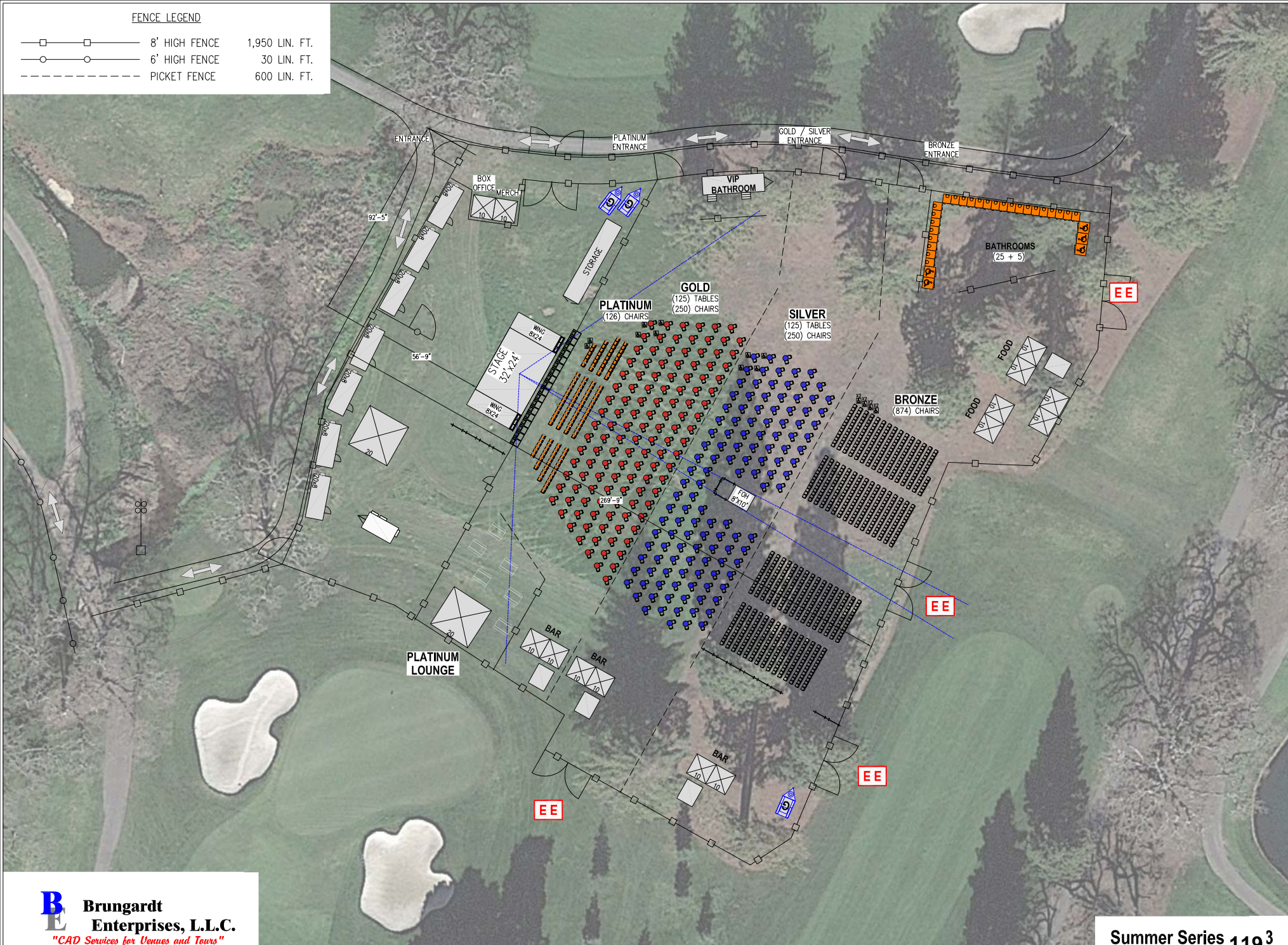
Dr. Robert S. Kiken



	8' HIGH FENCE	1,950 LIN. FT.
	6' HIGH FENCE	30 LIN. FT.
	PICKET FENCE	600 LIN. FT.



	8' HIGH FENCE	1,950 LIN. FT.
	6' HIGH FENCE	30 LIN. FT.
	PICKET FENCE	600 LIN. FT.



**NAPA COUNTY
PLANNING, BUILDING, AND ENVIRONMENTAL SERVICES**



1195 THIRD STREET, SUITE 210, NAPA, CALIFORNIA 94559-3092 (707) 253-4417

Processing an Application for a Temporary Events License

A temporary event is any festival, fair, show, showcase, house or garden design tour, concert, dance, rally, parade, demonstration of competition of creative athletic form to which the public is invited or admitted with or without the payment of an admission charge. Temporary events include, but are not limited to, music, dance, theater, speech, athletics, or any other visual, audio, or tactile arts or combination thereof, including incidental retail sales of the products of such activities, as long as such sales are not advertised off-site. This includes any other gathering or assemblage of individuals for the purpose of observing or engaging in expressive activities within the ambit of the First Amendment of the United States Constitution and Section 2, 3, and 4 of Article 1 of the California Constitution.

A temporary event is held at any place other than a highway (as defined in Section 10.24.010 of the Napa County Code), a permanent building or installation constructed and primarily used for the purpose of conducting public assembly.

All applicants shall be responsible for complying with the provisions contained in the Temporary Events Ordinance located in Chapter 5.36 of the Napa County Code.

A. Application for Temporary Event License.

1. Applications must be submitted for a license to conduct a Category 2A, 2B, 3, or 4, Subsequent Category 2A, 2B, 3, or 4 events. No application is required for a Category 1, 1A, 1B, Subsequent Category 1, 1A or 1B event.
2. The application and information forms require that the applicant provide some basic information as well as a detailed written description of the proposed event. When the application is submitted, a non-refundable, filing fee is collected to cover the costs of processing and analysis time, legal advertising, field investigations and similar matters.
3. One temporary event license application (for a single fee) may include a series of events of the same Category at the same site. However, each event will be evaluated independently for determination of the required separation between events, and the number of events allowed at any given site.
4. If there is a repetition of a licensed temporary event ("subsequent event") within twenty-four months, and the applicant, location, type and size of activity are substantially the same, the applicant must provide a new application along with a current Certificate of Insurance, Defense and Indemnification Statement, and a current set of mailing labels specifying parcel number, name, and address of all property owners, as shown on the last equalized assessment roll, adjacent to, or situated within 1000 feet of the event site property boundaries, a copy of all assessors' pages used in compiling the property owners list. (Note: This requirement applies to Category 3, 4, Subsequent Category 3, 4, and Subsequent Category 2A or 2B events involving a prior complaint.)

B. Review and Report by Agencies.

1. Upon receipt of the completed application and the application fee(s), Planning, Building, and Environmental Services (PBES) shall review the application for compliance with the Minimum Standards Table in this manual.
2. If the application is for a subsequent event, the departments and agencies must also indicate whether impairment of the health or safety of the participants, spectators or neighbors occurred during the previous event, or any unanticipated impairment of traffic flow resulted from that prior event.
3. See Napa County Code Section 5.36.040 for department's investigation and reporting procedures.

4. No temporary event license shall be issued until the certificate of insurance or satisfactory evidence of equivalent security has been filed with the Director.
5. The applicant is responsible for supervising all activities authorized by the temporary event license and for ensuring compliance with all required conditions. The applicant will provide the Director with the name the Event Supervisor who will be responsible for all on-site supervision during all phases of the event.
6. The temporary event license must be displayed in close proximity to the primary entrance to the event site and be available for public inspection at all times.

The following is a list of those public agencies to which temporary event applications will be submitted for comment. The first column lists agencies required to report to the Zoning Administrator whether they believe those standards and requirements in this Manual corresponding to their area of expertise will be met. The second column lists agencies beyond the County's jurisdictional authority that may have an interest in commenting upon the ability of the proposed event to comply with the standards and requirements in this Manual.

<u>Reference Required. Comments Required:</u>	<u>Reference Required. Comments Solicited:</u>
Napa County Engineering (PBES)	California Highway Patrol (CHP)
Napa County Flood Control District (FCD)	Bay Area Air Quality Management District (BAAQMD)
Napa County Fire Department (FD)	California State Fire Marshall (CSFM)
Napa County Planning, Building, and Environmental Services (PBES)	California Department of Fish and Game (DFG)
Napa County Sheriff's Office (NCSO)	Federal Aviation Agency (FAA): only if event is within Airport Compatibility (:AC) zone or event will involve the installation and use of anything intruding into the airspace over 200 feet above grade, including but not limited to towers, antennas, rides, balloons, fireworks, and laser beams.
Napa County Environmental Health (PBES)	Adjacent police and fire agencies for other counties, cities (AP&F): only if event site is located within one mile of such agencies' boundaries.
Napa County Executive Office, Risk Manager (RM)	
Napa County Emergency Medical Services Agency (EMS)	

Minimum Standards Table

A license for a temporary event as defined in Section 5.36.010 of the Napa County Code shall be approved and issued only if the items identified below as “Requirement” (R) for the applicable category of event appear likely to be met. Such a license may be revoked prior to the event if Requirements are in fact not complied with.

Items identified as “Guidelines” (G) are included for preliminary informational purposes only. In general, these refer to policies and regulations of other governmental agencies which are not directly enforced by the County of Napa. The applicant should contact the listed Reporting/Commenting Agency for details as to such policies or regulations.

“Category” and the corresponding numbers have the same meaning as in the Temporary Events Ordinance (Napa County Code Chapter 5.36).

CONDITION	Applicable Category				Reporting or Commenting Agency
	2A	2B	3	4	
(A) INSURANCE:					
Proof of Insurance per County Code §5.36.080 must be met prior to issuance of license or evidence of equivalent security.	R	R	R	R	RM (#A-1)
Amount of general public liability coverage required: Minimum \$1,000,000 combined single limit.	R	R	R	R	RM (#A-2)
Endorsement for alcohol liability of the applicant for property damage and/or injuries, including death, to any persons if the event involves sale or other dispensing of alcoholic beverages for on-site consumption.	R	R	R	R	RM (#A-3)
(B) PARKING: (B)					
Shuttle buses shall be provided for off-site parking lots located more than one-third mile from the event entrance, and shall be confined to travel on state highways, Silverado Trail, county arterial and collector roads. County Code §§18.112.070 and 18.112.080 Shuttle buses shall load and unload passengers on each lot if possible, or shall load on a paved shoulder of the right-of-way, and shall not sit idling while waiting for passengers. Shuttle buses shall unload inside the event entrance, and a turnaround area for shuttles shall be located on the event site. County Code §18.104.130(D)(14)	R	R	R	R	PBES, CHP (#B-1)
Written consent shall be obtained from the owners of all off-site parking areas which are not also the public parking portions of public roads or highways.	R	R	R	R	PBES (#B-2)
All off-site, off-street parking shall comply with the parking standards outlined in County Code §18.104.130.	R	R	R	R	PBES (#B-3)
Adequate number of monitors to ensure compliance with no parking along streets posted “No Parking” by the Board of Supervisors and no blockage of driveways or roads; appropriate warning signs; and plans for removal of violators.			R	R	CHP, PBES (#B-4)
Motor vehicle parking over combustible material, such as dry grass, shall be permitted only with fire hazard mitigation measures, including but not be limited to fire prevention measures; fire reporting procedures; parking area attendants; fire control equipment; parking lot fire apparatus access and emergency egress; wildland exposure	G	R	R	R	FD (#B-5)

CONDITION	Applicable Category				Reporting or Commenting Agency
	2A	2B	3	4	
protection; and mowed to a maximum height of four (4) inches.					
Access driveways to off-site parking lots shall meet a minimum access width of eighteen (18) feet. County Code §18.104.130(D)(12)			R	R	PBES (#B-6)
Temporary parking for signs and directional signs to off-site parking locations, prepared at the expense of the event sponsor, shall be no larger than 36 inches by 36 inches, and shall be located to safely identify the parking locations. Such signs shall be placed no earlier than the day before the event and shall be removed no later than the day following the event. Such signs shall not be located on trees or utility poles. County Code §18.104.130(D)(5)	R	R	R	R	PBES (#B-7)
Reclaimed water shall be applied to each off-site parking location at a minimum of once on the day prior to the event, at least once in the morning and once in the afternoon of each day when vehicles are parked or more often as necessary for dust suppression. County Code §18.104.130(D)(6)	R	R	R	R	PBES (#B-8)
Off-site parked vehicles shall be set back by a minimum of 50 feet from residences. Setbacks shall be temporarily fenced or flagged.	R	R	R	R	PBES (#B-9)
A minimum of three parking attendants shall be present at each lot used for temporary off-site parking to assist in parking vehicles as long as the parking lot is in use. Attendants shall be trained in enforcement of no smoking and emergency vehicle access requirements, emergency incident reporting and notification procedures, and the use of fire extinguisher. (County Code §18.104.130(D) (18) Security shall be provided at each off-site parking location for as long as parking continues at that lot. County Code §18.104.130(D)(4)	R	R	R	R	PBES (#B-10)
(C) TRAFFIC CONTROL:					
Any public road closures requested by applicant or required by PW or CHP due to location or size of event shall be approved pursuant to Vehicle Code procedures. (Board of Supervisors action required)	R	R	R	R	PBES, CHP (#C-1)
If additional traffic control by CHP requested by applicant or required by CHP, sign reimbursement agreement with CHP.		G	G	G	CHP (#C-2)
Provide monitors to direct traffic at all points of ingress, egress, and forks in private access roads and to turn away vehicles when authorized limit is reached.				G	PBES, CHP (#C-3)
Provide a traffic plan to PBES, CHP showing access routes to be used, placement of monitors and signs, parking areas, shuttle routes, and road closures.				G	PBES, CHP (#C-4)
Provide identifying signs for pedestrian routes along or adjacent to roadways between off-site parking areas and the event site. Temporary crosswalks shall be designated for pedestrian safety.		G	G	G	PBES CHP (#C-5)
(D) WATERSHED AND WATERCOURSE PROTECTION:					
No events shall be held in floodways between November and March.	R	R	R	R	FCD, DFG (#D-1)
All grading or clearing of vegetation shall comply with the Conservation Regulations. County Code §18.108.100	R	R	R	R	PBES, DFG (#D-2)
No discharge of hazardous materials to land, air or water in violation of federal or state laws or regulations.	R	R	R	R	PBES (#D-3)

CONDITION	Applicable Category				Reporting or Commenting Agency
	2A	2B	3	4	
(E) AIR QUALITY:					
Comply with all applicable Bay Area Air Quality Management District Regulations, including but not limited to, control of fugitive dust, gaseous and particulate emissions, excessive motor vehicle idling, open burning, and prohibited equipment.	G	G	G	G	BAAQMD (#E-1)
(F) SIGNAGE:					
Price of admission signs shall be conspicuously displayed before all event entrances in compliance with County Code §5.04.010.	R	R	R	R	PBES (#F-1)
Temporary Events signs and off-site directional signs shall comply with County Code §18.116.030.	R	R	R	R	PBES (#F-2)
No signs shall be placed on trees, utility poles, or within any public right-of-way.	R	R	R	R	PBES (#F-3)
Temporary parking signs shall be installed no sooner than the day before the event and be removed no later than 5 p.m. after the end of the event.	R	R	R	R	PBES (#F-4)
(G) LEGALITY OF STRUCTURES:					
Buildings used in the event shall either have been built with a building permit or shall have obtained a temporary or final Certificate of Occupancy or have a Certificate of Legal Nonconforming Use (CLN) issued per County Code §18.132.010.	R	R	R	R	PBES (#G-1)
There shall be no overnight stays by public attendees of the event unless such stays are otherwise permitted by zoning regulations or CLN.	R	R	R	R	PBES (#G-2)
The event shall not involve use of any structures which have been posted as dangerously substandard for human habitation per County Code §15.36.010.	R	R	R	R	PBES (#G-3)
(H) DISABILITY ACCESS:					
Provide hearing assisted devices to the hearing-impaired, wheelchair access to the site and site facilities if reasonably available in view of the type of activity and site constraints; if not, document why unreasonable or impossible.	G	G	G	G	See ADA Technical Assistance Manual (CEO) for federal advice, address and phone numbers. (#H-1)
(I) NONDISCRIMINATION:					
Unless interfering with practice of religion, attendance and facilities at the event should be open to all members of public regardless of race, religion, gender, marital status, disability, or noncontagious medical condition, and age, except if alcohol is served during the event, persons under the age of 18 may be excluded.	G	G	G	G	State Fair Employment and Housing Department (#I-1)
(J) SANITARY FACILITIES & SEWAGE DISPOSAL:					
Provide reasonably accessible and identified toilets, the number to be determined - by Environmental Health on basis of Portable Sanitation Industry Guidelines on file with PBES	R	R	R	R	PBES (#J-1)
Required toilets shall be either permanent facilities approved by Environmental Health or portable toilets serviced by a pumping company licensed under County Code §5.20.020.	R	R	R	R	PBES (#J-2)

CONDITION	Applicable Category				Reporting or Commenting Agency
	2A	2B	3	4	
If event site or any off-site parking areas include or are near an existing leachfield, the leachfield shall be fenced or otherwise blocked off from event to avoid soil compaction.	R	R	R	R	PBES (#J-3)
(K) SOLID WASTE DISPOSAL & RECYCLING:					
Provide a minimum of three trash receptacles for each 100 attendees per day of the event. The receptacles must be serviced accordingly so that trash does not overflow the receptacle.	R	R	R	R	PBES (#K-1)
Place trash receptacles through premises with attention to areas of high trash generation and near entrances/exits, and at each off-site parking lot during the use of the lots.	R	R	R	R	PBES (#K-2)
Provide a minimum of three well-labeled, visible recycling receptacles per 100 attendees per day for collection of recyclable materials. Labels should clearly indicate what recyclable materials are accepted. Provide lids with restricted openings where possible to decrease contamination with trash. Recycling and trash receptacles should look distinctly different.	R	R	R	R	PBES (#K-3)
Recycling receptacles should always be paired with trash receptacles throughout premises and placed at high generation points (beverage bar, kitchen, clearing areas, etc.). The receptacles must be serviced accordingly so that recyclables do not overflow the receptacles.	R	R	R	R	PBES (#K-4)
Arrange for collection of all trash receptacles within 48 hours of conclusion of event unless event trash & recyclables will be combined with other regularly scheduled pick-up at the event location. Recyclables may otherwise be taken to a buy-back location for the California Refund Value.	R	R	R	R	PBES (#K-5)
Event sponsors should consider various strategies to reduce waste generated at events in order to conserve resources and comply with mandates of the California Integrated Waste Management Act (California Code of Regulations, Title 14).	G	G	G	G	PBES (#K-6)
(L) LIGHTING:					
Shield all new outdoor lights from adjacent residences, airfields and public roadways.	G	G	G	G	PBES; FAA in :AC Districts (#L-1)
(M) FOOD FACILITIES					
A non-profit charitable temporary food facility must comply with CURFFL Article 13.5. A food permit may be required pursuant to Article 13.5, for additional information on Article 13.5 the applicant shall contact Environmental Health.	R	R	R	R	PBES (#M-1)
A for-profit entity, unless restricted by a use permit, that gives or sells food for the benefit of a non-profit entity has no food permit requirements as long as the event is less than 3 days in a 90-day period.	G	G	G	G	PBES (#M-2)
A for profit entity that gives or sells food that is NOT for the benefit of a non-profit entity must comply with Article 13. For events 2 days or longer, the applicant must apply for and obtain a temporary event food permit from Environmental Health.	R	R	R	R	PBES (#M-3)
(N) EMERGENCY ACCESS AND REPORTING ON SITE					
Applicant shall provide a telephone with 911 or a cellular phone with the appropriate 10 digit emergency number (707) 253-0911.	R	R	R	R	FD, NCSO (#N-1)

CONDITION	Applicable Category				Reporting or Commenting Agency
	2A	2B	3	4	
Emergency access roads shall meet Napa County Road and Street Standards for and "Agricultural Special Purpose Road" (e.g. one lane road with turnouts).	R	R			PBES, FD (#N-2)
Emergency access roads shall meet Napa County Road and Street Standards for a "Type I Common Drive" (e.g. two lane road).			R	R	PBES, FD (#N-3)
If the event is located in a high fire hazard severity zone, between May and October, a secondary access/egress route shall be provided.				R	PBES, FD (#N-4)
Emergency vehicle access to buildings shall not obstructed.	R	R	R	R	FD (#N-5)
(O) SECURITY ARRANGEMENTS:					
Control site access (e.g., fences, gates at points of easy access) in manner that does not prevent emergency ingress or egress.		G	G	G	NCSO, FD (#O-1)
Display right to evict attendees for behavior causing a public disturbance or safety hazard.	G	G	G	G	NCSO (#O-2)
Impose operational limits on distribution of alcohol to reduce potential for drunk driving by attendees leaving the site (e.g., free soft drinks but no alcohol to designated drivers; no distribution of alcohol two hours prior to end of event; shuttle transit to, from event to places of overnight accommodation. (Refer to "Responsible Hospitality Coalition" Guidelines)	G	G	G	G	NCSO, CHP (#O-3)
(P) FIRE AND LIFE SAFETY PRECAUTIONS:					
All first aid stations should be clearly identified.		G	G	G	EMS (#P-1)
Meet all applicable state regulations covering fire and life safety. (California Code of Regulations Title 19)	G	G	G	G	CSFM (#P-2)
The number and condition of exits from the event assembly area may be considered adequate in existing buildings if they conform to the Building Code standards in place at the time the building was constructed. Buildings and structures, such as caves, that were not constructed under the requirements of a building code shall be the criteria of this manual. (UFC § 1202.1)	R	R	R	R	FD (#P-3)
Open fires, smoking and use of spark-scattering equipment outdoors during April through December shall be allowed with a permit as indicated in County Code §8.24.020 and Public Resources Code §4411 (Prohibited Activities).	R	R	R	R	FD (#P-4)
Electrical equipment and facilities shall comply with County Code §15.28.010.	R	R	R	R	PBES, FD (#P-5)
Exit illumination shall be provided as per the Building Code with automatic back-up in case of power failure. (UFC §1211. 2501.15)	R	R	R	R	FD (#P-6)
Buildings and caves used as places of assembly shall have at least two exits.	G	G	G	R	FD (#P-7)
Exit doors shall be openable from the inside without the use of a key or any special knowledge or effort, and shall not be bolted, chained, latched, etc. (UFC §1207.3)	R	R	R	R	FD (#P-8)
Exit aisles shall be provided from all portions of the event assembly area to an exit with an aisle width of 44 inches (unless a smaller width is otherwise permitted). (UFC §2501.9)			R	R	FD (#P-9)
Exit obstructions, including storage, shall not be placed in an exit. (UFC § 1203)	R	R	R	R	FD (#P-10)

CONDITION	Applicable Category				Reporting or Commenting Agency
	2A	2B	3	4	
Exit signs shall be installed in the assembly rooms and as otherwise necessary to clearly indicate the direction of egress. (UFC § 1212, 2501.15)	R	R	R	R	FD (#P-11)
In areas of assembly without adequate exterior wall openings, such as basements and caves, event personnel with flashlights shall be present at all times and in sufficient numbers to direct people to exits in the event of an emergency or panic. Standby personnel may also be necessary in addition to the above or in other places of assembly when it is essential for public safety. (UFC §2501.19)	R	R	R	R	FD (#P-12)
In high fire hazard severity zones from April through December, fire breaks 10 feet wide or twice the height of the surrounding vegetation (whichever is greater) shall exist around event site to protect the surrounding wildland vegetation from fire.	G	R	R	R	FD (#P-13)
In high fire risk areas, if event site has no public road frontage, provide non-combustible refuge areas.	R	R	R	R	FD (#P-14)
In high fire hazard severity zones, event cancellation procedures in the case of extreme fire-weather conditions (e.g. National Weather Service "Red Flag Warning").	R	R	R	R	FD (#P-15)
Fire extinguishing systems shall be installed inside occupied buildings to the extent required by the Uniform Building Code and at each off-site parking lot.		R	R	R	PBES, FD (#P-16)
Smoke alarms shall be installed inside all buildings used for human occupancy.	R	R	R	R	FD (#P-17)
Basements and caves without adequate exterior wall openings shall be constructed of fire-resistive materials and shall not have combustible decorative materials (e.g. Christmas trees) nor storage of any flammable materials (e.g. case goods) unless there is an automatic sprinkler system. (UFC appendix I-A)	R	R	R	R	FD (#P-18)
The use of open flames in assembly areas shall be limited to fireplaces and candles securely fastened in places to prevent overturning and located away from occupants. (UFC §2501.18)	R	R	R	R	FD (#P-19)
Combustible decorative materials shall be flame resistant. (UFC §2501.5)	R	R	R	R	FD (#P-20)
Public fireworks displays shall conform to all requirements of applicable laws and regulations, as contained in the current version of "Fireworks in California," published by the California State Fire Marshal.	R	R	R	R	FD (#P-21)
(Q) WATER SUPPLY:					
Drinking water supply shall be approved by Environmental Health as meeting the requirements of the California Safe Drinking Water Act or its successors.	R	R	R	R	PBES (#Q-1)
All cleanup water or other liquid wastes shall be disposed of in a sewage system approved by Environmental Health or in approved leak-proof containers whose contents must then be disposed of in an approved sewage system.	R	R	R	R	PBES (#Q-2)
Any swimming pools or bathing spas used in the event shall comply with County Code §§15.44.010 and 15.48.020.	R	R	R	R	PBES (#Q-3)

CONDITION	Applicable Category				Reporting or Commenting Agency
	2A	2B	3	4	
(R) ENVIRONMENTAL SENSITIVITY:					
Any known habitat of rare or endangered plants located on or near the event site, shall be fenced-off.	R	R	R	R	PBES, DFG (#R-1)
No event activities shall occur within any known habitat of rare or endangered animals or block known wildlife migrating paths during known migrating seasons.	R	R	R	R	PBES, DFG (#R-2)
Event shall not involve occupation by human beings within an un-reinforced masonry building.		R	R	R	PBES (#R-3)
Event should not take place on or near any known archeological sites unless the sites are protected by barriers.	G	G	G	G	PBES contact with Sonoma St. Univ. suggested for information on suitable site protection techniques (#R-4)
(S) ANIMALS:					
All animal exhibits must comply with County Code §6.08.140 and 6.08.120 regarding transportation and cage inspections by PBES.	R	R	R	R	PBES (#S-1)
Sanitary facilities satisfactory to PBES must be provided for all animals (whether pets or participants) allowed on site during the event, to avoid contamination of groundwater or public-water supply watersheds.	R	R	R	R	PBES (#S-2)
(T) NOISE:					
Comply with exterior noise standards set forth in County Code §§8.16.060, 8.16.070 and 8.16.080, measured at the property line of the event site or, with the written consent of adjacent landowners, at the outer property line of such landowners' property.	R	R	R	R	PBES (T-1)



A Tradition of Stewardship
A Commitment to Service

**Form 1 – Information Sheet
Planning, Building & Environmental Services**

1195 Third Street, Suite 210
Napa, CA 94559
www.countyofnapa.org

Brian Bordona
Interim Director

**INFORMATION AND NOTICE
REGARDING APPARENT CODE VIOLATION**

April 26, 2023

Blue Note Napa

Attn: Ken Tessler, Managing Director

1030 Main St.

Napa, CA 94559

Heather Seney

STR Entertainment, INC

4558 Stillson St.

Napa, Ca 94558

Via Certified and Regular USPS Mail, E-mail

LOCATION: 1600 Atlas Peak Rd., Napa, CA; APN 060-010-001-000 CE23-00107

Dear Ken Tessler:

The Napa County Department of Planning, Building, & Environmental Services has received information and/or observed that a Code violation exists or has occurred at the above-referenced Property. We have information that you are selling tickets for the Blue Note Summer Sessions and the Blue Note Jazz Festival which are a series of thirty events without first obtaining a temporary event permit which is a violation of Napa County Code Chapter 5.36.020 (c) – All Other Temporary Events Prohibited. Each of the thirty events constitutes a separate violation.

On March 30, 2023, representatives of the Blue Note Napa submitted temporary event applications P23-00079 and P23-00080 which requested approval to host twenty-nine events. On April 6, 2023, Supervising Planner Charlene Gallina sent you a letter informing you that they cannot proceed with processing your applications nor recommend approval of your applications as requested because they do not comply with the standards contained in the County's Temporary Events ordinance (County Code Chapter 5.36). As of the date of this Notice, the Blue Note Napa and their representatives continue to sell tickets to the unauthorized events. Please refer to the attached notice and informational sheet that describes in more detail the reported or apparent Code violation(s) and the references to the provisions that appear to have been violated.

Please contact us within seven (7) calendar days of the date of this Notice. We look forward to discussing this situation with you and resolving the apparent violation promptly. You may reach me at akenya.robinson-webb@countyofnapa.org.

Sincerely,

A handwritten signature in cursive script that reads "Akenya Robinson-Webb".

Akenya Robinson-Webb,

Code Compliance Supervisor

Planning, Building & Environmental Services

Cc: Sharepoint, Silverado Country Club, Will Obeid, Michael Petherbridge

DATE:

April 26, 2023

REPORTED OR APPARENT CODE VIOLATION

IMPORTANT ENFORCEMENT INFORMATION

This letter is a courtesy notice to advise you that a code violation exists on the property identified below. We have information that you are selling tickets for the Blue Note Summer Sessions and the Blue Note Jazz Festival which are a series of thirty events without first obtaining a temporary event permit which is a violation of Napa County Code Chapter 5.36.020 (c) – All Other Temporary Events Prohibited. Each of the thirty events constitutes a separate violation. Our Department encourages voluntary compliance and you are being given the opportunity to correct the violation identified in this notice before further enforcement action is taken.

NAME OF PERSON/ENTITY		ADDRESS OF VIOLATION:	MAILING ADDRESS:		
Blue Note Napa Ken Tessler		1600 Atlas Peak Rd. Napa, CA APN# 060-010-001-000	1030 Main St. Napa, CA 94559		
CODE SECTION(S) VIOLATED:		VIOLATION DESCRIPTION:			
<ul style="list-style-type: none">Napa County Code Section 5.36.020 C. – All Other Temporary Events Prohibited. It is unlawful for any individual, partnership, association, limited liability company, local public agency or corporation to operate, maintain, conduct, sell or furnish tickets to an event unless the event meets all of the criteria for a Category 1, 1A, 1B, 2A, 2B, 3, 4, <u>5</u> or Subsequent Category 1, 1A, 1B, 2A, 2B, 3, 4 or <u>5</u> event as defined in Section 5.36.015 and is authorized in accordance with the requirements of this chapter.		<ul style="list-style-type: none">Selling tickets to the Blue Note Summer Sessions and the Blue Note Jazz Festival which are a series of thirty events without first obtaining a temporary event permit.			
CORRECTION(S) REQUIRED AND DEADLINE TO CORRECT:					
<ol style="list-style-type: none">Immediately cease all ticket sales upon receipt of this notice. Refrain from selling any tickets until you receive approval from this Department.The thirty Blue Note Summer Sessions and the Blue Note Jazz Festival events do not meet the criteria for a Category 1, 1A, 1B, 2A, 2B, 3, 4, or 5 event and are therefore prohibited. Hosting any of the events without prior approval from this department will be considered a violation and will result in further enforcement action from this department.					
NAME OF CODE ENFORCEMENT OFFICER:		DEPT. PHONE NUMBER & EMAIL CONTACT:			
Akenya Robinson-Webb		707-253-4336; akenya.robinson-webb@countyofnapa.org			
District Supervisor:					
Alfredo Pedroza		District #4			

YOU FACE THE MEASURES ON THE BACK OF THIS NOTICE UNLESS YOU PROMPTLY CONTACT AND WORK WITH COUNTY STAFF TO ADDRESS THE ABOVE DESCRIBED REPORTED OR APPARENT CODE VIOLATION(S)

Unless you promptly contact County staff and work with staff to address the above-described reported and/or apparent Code violations by the date specified above, one or more of the following code compliance measures will be implemented by the County:

1. Issuance of a Citation pursuant to Napa County Code Chapter 1.28.

Under Chapter 1.28 of the Napa County Code, Code Enforcement staff may issue a Citation. The issuance of a Citation for a violation of the Code shall, unless the violation is corrected prior to the deadline stated in the Citation, result in the imposition of administrative penalties. Such penalties may vary with the type of violation, but currently the lowest penalties that may be levied are as follows:

- \$100 for the first violation
 - \$200 for the second violation of the same Code provision within 1 year
 - \$500 for the third violation and for each additional violation of the same Code provision within 1 year.
- For violations that pertain to real property, the Citation will be recorded with the Napa County Recorder's office and constitute a lien on the property if you fail to correct the violation by the deadline stated in the Citation.
 - You will be given an opportunity to request a hearing before a hearing officer to contest the Citation and/or to contest the administrative penalties or recordation of the Citation.
 - If you fail to pay an administrative penalty and/or fail to correct the Code violation after a Citation is issued, the matter will then be referred to County Counsel or the District Attorney for further enforcement through civil litigation proceedings.

2. Issuance of Notice of Nuisance pursuant to Napa County Code Chapter 1.20

- a. Alternatively, the Enforcement Officer shall (unless circumstances dictate otherwise) issue a Notice of Nuisance pursuant to Napa County Code Section 1.20.040, which will be copied to all lienholders of record of the property.
- b. This Notice will include an Order to abate the nuisance by a specified, reasonable time.
- c. If the violation is not corrected by the stated deadline, an abatement hearing may be held before the Napa County Board of Supervisors.
- d. The Board may, if it finds a nuisance exists, order the violator to pay all administrative costs incurred in the course of abatement proceedings and investigation.
- e. Recordation of the notice of nuisance and imposition of administrative penalties under Chapter 1.28 may also occur.
- f. Depending on the nature of the violation and whether it poses a threat to health and safety, County Code Enforcement may choose to engage in summary (immediate) abatement steps to eliminate the nuisance without an administrative hearing before the Board of Supervisors.

3. Issuance, if applicable, of a Notice of Violation and Order to Repair or Abate Substandard Housing Conditions pursuant to Health and Safety Code Sections 17980 and 17980.6.

- a. The Notice of Violation as to substandard housing conditions will include an order to remedy the violation(s) within a reasonable period of time.
- b. Administrative penalties under Chapter 1.28 may also be imposed if the conditions are not corrected by the deadline stated in the Notice.
- c. If the violations are not corrected by the deadline, the Notice of Violation will be recorded with the Napa County Recorder's office and constitute a lien on the property.
- d. Failure to correct substandard housing conditions may also result in appointment of a receiver for the property affected by the violation.

4. Referral to County Counsel or the District Attorney for Filing of Enforcement Proceedings in Court

Depending on the circumstances and severity of the violation, direct referral of a violation to County Counsel or to the District Attorney for filing of enforcement proceedings may occur at the outset, without the issuance of a Citation or the other Notices described below. Pursuant to Napa County Code Section 1.20.155, in the course of such litigation, the County may seek civil penalties up to \$1,000.00 for each day that the violation continues to exist.

The County's remedies and procedural steps for enforcement of the County Code and other statutes and regulations enforced by the County, as described herein, are cumulative, alternative, and subject to the County's discretion depending on the circumstances presented. The County, in enforcing the County Code and other statutes and regulations, has prosecutorial discretion to select -- based on the particular circumstances -- the appropriate enforcement measures to be taken, as permitted by the County Code and other laws.

Updated 10/20/22



A Tradition of Stewardship
A Commitment to Service

Planning, Building & Environmental Services

1195 Third Street, Suite 210
Napa, CA 94559
www.countyofnapa.org

Brian Bordona
Interim Director

April 6, 2023

Ken Tesler, Managing Director
Blue Note Napa | JaM Cellars Ballroom
1030 Main Street
Napa, CA 94559

Delivered Via Email

RE: P23-00079 and P23-00080; Blue Note Summer Sessions Part I & II
1600 Atlas Peak Rd., Napa; APN 060-010-001-000

Dear Mr. Tesler,

Thank you for your March 30, 2023, submittal of the referenced Temporary Event permits applications. Our initial review of the subject applications has been conducted. After confirming with County Counsel, the Planning, Building and Environmental Services Department cannot proceed with processing your applications nor recommend approval of your applications as requested because they do not comply with the standards contained in the County's Temporary Events ordinance (County Code Chapter 5.36). Per County Code Section 5.36.015 (G)(3) no more than three (3) Category 4 events may occur per calendar year on the same parcel. Your applications request 29 number of events in calendar year 2023. Also, per Section 5.36.015 (G)(2), your applications do not meet the minimum required days of separation between events on the subject property.

Staff is requesting that you modify your request to propose only three (3) total events instead of the 29 separate events or 16 series grouping under Part 1 and Part 2, as well as, the proposed Blue Note Jazz Festival concert event to be held on July 28, 29, and 30, in which we would still consider this proposal as one (1) event to meet our Temporary Event requirements. Please note that we cannot deviate from the requirements in the code including the days of separation between events or maximum number of events per year.

If you have any questions regarding this matter, please contact me, by telephone at (707) 299-1355 or email at charlene.gallina@countyofnapa.org

Sincerely,

Charlene Gallina

Charlene Gallina
Supervising Planner

Blue Note Summer Session
Category 4 Temporary Event Application #P23-00079-E & #P23-00080-E

Public Comments

Date	Name	Comments
4/24/23	Donna Moore (707) 255-2295 buzzymoore@comcast.net	Resides on Silver Trail. Opposes all concerts; Expressed concern that events will have an impact on the environment and thinks that concerts held on the golf course is an inappropriate use of the property. Also concern with traffic and noise that would carry out beyond the event area. Sent follow up emails with questions.
4/24/23	Louise Renne lrenne@publiclawgroup.com (415) 481-2559	Resident of Silverado Country Club. Expressed that Silverado lacks transparency and not forthcoming with neighbors. Sent follow up emails with questions. Concern that tickets are on sale before concerts have been authorized. Expressed that the temporary event requests should not be Ministerially Exempt from the provisions of the California Environmental Quality Act.
4/27/23	Edwina Woodward (707) 224-9288	Opposes all concerts scheduled at Silverado Country Club. Concern with traffic and parking in neighborhoods; Noise and lateness of event. Concern that tickets are on sale before concerts have been authorized. Requested more information of proposed items at ZA hearing and upcoming events. Worried that such concert events will set a precedent. Plans to discuss at their HOA meeting on Friday, 4/28/23.

From: [dongshin lloyd](#)
To: [Gallina, Charlene](#)
Subject: concerns on Blue note concerts
Date: Thursday, April 27, 2023 3:31:35 PM

[External Email - Use Caution]

Dear Charlene,

I am writing to you my concerns regarding the concerts at the Silverado Resort by Blue Note Summer Session on May 19th, 20th, and 21, 2023 and June 9th, 10th, and 11th, 2023.

No parking or stopping signs must be placed around the event venue to protect the Hardman Av., Estee, and Atlas Peak Road neighbors.

The event will create a large crowd with parking problems. They will block the neighbors' driveways and will cause unnecessary inconvenience to neighbors. The event's public parking lot must be adequate to accommodate 1200 or 1500 people a day. A large acreage doesn't mean it is a usable lot for parking.

Another concern is the concert hours. They are listed from 4 pm to 10 pm, but the door will open at noon. This means it will be a late night event as well as an all-day event. The concert hours should be limited to 6 pm to 9 pm.

Sincerely,

Dongshin Lloyd

From: [Perdigao](#)
To: [Gallina, Charlene](#)
Subject: Zoning Hearing May 3, 2023 #P23-00079-E & #P23-00080-E
Date: Tuesday, April 25, 2023 4:20:26 PM

[External Email - Use Caution]

Dear Charlene,

My husband and I live within the Silverado Resort Community, we are expressing our concern over the planned events that KSL Capital/ Silverado Resort, has with the Blue Note Organization. As a resident of this quiet community we are not in favor of the planned events. To date we are aware of 24 to 26 planned concerts. Every weekend May thru September. I cannot even begin to express our disheartened feelings over losing our quiet community every single weekend. Greatly effecting our life, and peaceful evenings. The traffic difficulty we will have when we want to leave our homes and return home, or those who come to visit us on weekends. Let alone the rural environment, the wildlife that makes this area its home.

The amount of people per day is staggering to say the least, this plus the event will be serving/ selling alcohol. Not every person attending will be responsible in the consumption of alcohol. The trash, excuse me for being so blunt, but the vomiting from over drinking, the traffic noise and the loud volume of music heard regardless of where you live in the community will be an issue.

You may be aware of the issues facing Blue Note last year, when they held the summer music events at Charles Krug Winery. Reported were, party sounds and /or loud music complaints, that came from as far away as the Catholic church in downtown St Helena. Not to mention the event coordinator's allowed the events to go on beyond the 10:00 p.m. close.

St Helena also had three officers working the weekend shifts, they were all assigned to traffic control while people were exiting the event each night.

This brings me to another point of concern, the noise from the event should end at 10:00 p.m. Yet the departure of traffic and that many people will exceed quiet hours.

It seems the cart was put before the horse; Ticket sales have been going on for some time. Please read the attached statement made by Mr. Dave Chappelle after last years concert season given to the San Francisco Chronicle:

*"According to reporting from **The San Francisco Chronicle**, comedian Dave Chappelle was largely responsible for breaking the curfew on each night, and threatened to "never return" to the Napa if the event organizers didn't allow him and musician Robert Glasper, the festival artist-in-residence, to close out the festival on both days.*

*“Napa Valley, forgive us for disrespecting your **noise ordinance**,” Chappelle said, according to the Chronicle report. “It’s not noise. This is the best that America has to offer in music. What a festival. What a weekend. What a group of people standing in front of me.”*

You can find the article in full from St. Helena Star, dated August 17, 2022

It is not our desire to silent the right of music or entertainment, we ask that it not be at the expense of those of us who make our home here.

What course of action do you have planned should the permit rules not be held up by Blue Note and KSL?

We ask that you take into consideration our feelings on this matter coming before you on May 3, 2023.

Regards,

Angela & Victor Perdigao

From: [John Comisky](#)
To: [Gallina, Charlene](#); [Bordona, Brian](#)
Subject: Blue Note Summer Sessions at Silverado Resort
Date: Tuesday, April 25, 2023 9:01:30 AM

[External Email - Use Caution]

Hello Charlene,

My name is John Comisky. My wife and I live in the Silverado Residence Community. We recently received the notice of the Public Hearing on May 3rd regarding permits for two of the concert events in the Blue Note Summer Sessions at Silverado Resort. We plan to attend the hearing, but wanted to raise our objections to these events.

- Access to the Silverado Resort is limited. Events of this size will stretch its capacity and limit movement in and out of the surrounding neighborhoods, including our own. It could also present a real danger should any emergency event occur while the additional traffic volume is occurring.
- We feel the sound pollution alone from a schedule like this poses an unacceptable deterioration of our neighborhood's quality.
- While the hearing notice references 2 events that are requesting permits, there are 22 events on the calendar for the series. Will the others be addressed at the hearing?
- Isn't there a minimum advance requirement in days for permit requests to be filed and hearings scheduled? This is barely 2 weeks.
- All the events on the schedule appear to be at a minimum Category 3, and as such appear to exceed the separation limits between events and maximum number of events according to the definitions below. If I am correct in my reading of them, I note that the PGA Tournament that is held annually at the resort would be included in the yearly maximum

F.

Category 3. An event which complies with the following:

1.

Will be attended by more than two hundred but no more than four hundred persons per day;

2.

Is proposed for no more than three consecutive days per event, with a separation of at least four days (if a three-day event) or five days (if a one- or two-day event) between the event and any other category of event; and

3.

Will result in no more than six Category 3 events per calendar year occurring on the same parcel.

G.

Category 4. An event which complies with the following:

1.

Will be attended by more than four hundred persons per day;

2.

Is proposed for no more than three consecutive days per event, with a separation of at least four days (if a three-day event) and five days (if a one- or two-day event) between the event and any other category of event; and

3.

Will result in no more than three Category 4 events per calendar year occurring on the same parcel.

I will look forward to your response.

Regards,

John Comisky

358 Saint Andrews Dr.

Napa

From: [Rich Tancredi](#)
To: [Gallina, Charlene](#)
Subject: Notice of Zoning Administrator Hearing - Category 4 Event Applications - Blue Note Summer Sessions Applications
Date: Tuesday, April 25, 2023 3:25:35 PM
Attachments: [Blue Note Summer Sessions Full Line Up.png](#)
[Blue Note Jazz Festival July 28-29-30.png](#)

[External Email - Use Caution]

Hi Charlene,

I received a notice in the mail regarding the Blue Note Summer Session Category 4 Temporary Applications #P23-00079-E and #P23-00080-E and have some concerns. I live across from the Silverado Resort and next to the Spa. The Spa is located at 1605 Atlas Peak Road and my property address is 1623 Atlas Peak Road(next to the Spa to the north).

The first application #P23-00079-E features three separate acts/musicians. According to the Blue Note's website there are also three events scheduled on 6/2, 6/3 and 6/4 with three separate acts/musicians. I've attached the Blue Note's Summer Sessions line up for your review (with potentially more dates to be added per the Blue Note's website). Each act/musician is an individual not touring with the other acts and requires equipment changes, sound checks etc. which to me constitutes a separate event. This is the way the Blue Note lists the events. It is not one singular musician performing on consecutive days. A different act will perform each day. Hence three separate events.

These events are classified as Category 4 events. I would expect Category 4-2 and 4-3(below) would apply to these events. Is the below the text the current County of Napa code that applies to these events(if this is not the correct code please send me the applicable code(s)?

Category 4. An event which complies with the following:

- 1.Will be attended by more than four hundred persons per day;
- 2.Is proposed for no more than three consecutive days per event, with a separation of at least four days (if a three-day event) and five days (if a one- or two-day event) between the event and any other category of event; and
- 3.Will result in no more than three Category 4 events per calendar year occurring on the same parcel.

If so, I believe application #P23-00079-E conflicts and the events scheduled for 6/2, 6/3 and 6/4 also conflict with the aforementioned County of Napa municipal code.

If applicable what is the County of Napa's disposition with respect to this code?

In addition to the Blue Note Summer Sessions the Resort at Silverado in conjunction with the Blue Note will be holding a much larger Jazz Festival on July 28, 29 and 30.

Is there a precedent for holding 30(or more) events in a neighborhood in a calendar year and does 4-3 apply to limit the number of events?

If you need additional information please feel free to call me at 707.278.8550

Thank you for your efforts in advance, they are greatly appreciated.

Yours truly,

Rich Tancredi
P 707.278.8550

Blue Note SUMMER SESSIONS

AT SILVERADO RESORT
NAPA, CA



ON SALE NOW

5/19 LES CLAYPOOL'S FEARLESS
FLYING FROG BRIGADE

5/20 DWIGHT YOAKAM

5/21 EMMYLOU HARRIS

6/2 DON MCLEAN

6/3 CHRIS BOTTI

6/4 RUFUS WAINWRIGHT

6/8-10 BRIAN CULBERTSON'S
NAPA VALLEY JAZZ GETAWAY

6/11 TOWER OF POWER

6/16 FESTIVAL DE VERANO
LA SANTA CECILIA
LAS CAFETERAS
LA MISA NEGRA

6/18 ST. PAUL & THE BROKEN
BONES

6/25 JAKE OWEN

7/7 JUDY COLLINS

7/8+9 DAVE KOZ WITH SPECIAL GUESTS
CANDY DULFER & ERIC DARIUS

7/15 MARLON WAYANS

7/21 ONE NIGHT OF QUEEN

7/22 HEATHER MCDONALD

7/23 ANDREW BIRD

8/4 CARLA MORRISON

8/11 MARCUS MILLER

8/18 BELINDA CARLISLE

8/20 MADELEINE PEYROUX

9/2 ANDREW DICE CLAY

9/22 THREE DOG NIGHT

9/24 BONEY JAMES
LALAH HATHAWAY

EVEN MORE TO BE ANNOUNCED!

TICKETS AT BLUENOTENAPA.COM

Blue Note JAZZ FESTIVAL

NAPA • JULY 28-30, 2023

ARTIST IN RESIDENCE

ROBERT GLASPER

WITH SPECIAL GUESTS

DE LA SOUL

BILAL • LALAH HATHAWAY + SURPRISE GUESTS

HOSTED BY

DAVE CHAPPELLE

**MARY J.
BLIGE**

NAS

**CHANCE
THE RAPPER**

**NXWORRIES (ANDERSON .PAAK & KNXWLEDGE) • ARI LENNOX
CORDAE • GARY CLARK JR.**

PARLIAMENT FUNKADELIC FT. GEORGE CLINTON • RAKIM & DJ JAZZY JEFF
TALIB KWELI & MADLIB • PJ MORTON • SMINO • MESHELL NDEGEOCELLO
BIG FREEDIA • DIGABLE PLANETS • BJ THE CHICAGO KID • MADLIB (DJ SETS)
DOMi & JD BECK • SOULIVE • THE SOUL REBELS FT. KEYON HARROLD
RAPSDY • TERRACE MARTIN • CORY HENRY • NICHOLAS PAYTON • MONONEON
TAYLOR MCFERRIN & MARCUS GILMORE WITH SPECIAL GUEST **BOBBY MCFERRIN**
YUSSEF DAYES • ADAM BLACKSTONE • GHOST-NOTE • DERRICK HODGE • J.PERIOD
KENNETH WHALUM • WEEDIE BRAIMAH • FRÉDÉRIC YONNET

AFTERPARTIES - 11PM EACH NIGHT

FRIDAY JULY 28

HOSTED BY BIG FREEDIA • 9TH WONDER • DJ TRAUMA

SATURDAY JULY 29

DJ JAZZY JEFF • DJ TRAUMA • J.PERIOD

SUNDAY JULY 30

DJ PEE .WEE (ANDERSON .PAAK) • DJ TRAUMA

ALL VINYL SET

BLUENOTEJAZZFESTIVAL.COM • SILVERADO RESORT • NAPA, CALIFORNIA

From: [Jennifer Robedee](#)
To: [Gallina, Charlene](#)
Subject: Blue Note Summer Session
Date: Monday, April 24, 2023 1:42:39 PM

[External Email - Use Caution]

This letter is in response to your notice of zoning hearing for May 3, 2023.

Caroline Simmons approves of the application for this event to be held.

Thank you.

Jennifer Robedee
Office Manager for Caroline Simmons
707-252-2200
jrobedeeforcsp@aol.com

From: [BOB TESSLER](#)
To: [Gallina, Charlene](#)
Subject: Comments Zoning administrator hearing
Date: Sunday, April 23, 2023 7:20:42 PM

[External Email - Use Caution]

I am a weekend resident of Silverado and am excited about having Blue Note temporary events at Silverado. The venue is a great entertainment opportunity for the community, and the amplified music conclusion at 10 pm coincides with weddings and events also concluding at 10pm. I have personally experienced Blue Note entertainment downtown Napa and have found it most enjoyable. I encourage the City of Napa to approve this application. You may notice that my last name is similar to a principal of Blue Note. We are not related nor have any relationship other than I am a satisfied Blue Note retail customer.

Bob Tessler

Sent from my iPad