

FORM

DS-3119

September 2022

Agreement to Comply Affidavit

I, _____, have requested a Type 20 or Type 21 liquor license to sell alcoholic beverages in the City of San Diego at property located at _____, pursuant to San Diego Municipal Code (SDMC) [§141.0502](#).

I hereby acknowledge, under penalty of perjury, that the following facts are true:

1. That my business is not located within a census tract or within 600 feet of a census tract, where the crime rate exceeds the citywide average by more than 20%.
2. That my business is not located within a census tract or within 600 feet of a census tract, where the ratio of alcohol beverage outlets exceeds standards established by [the California Business and Professionals Code, Section 23958.4](#).
3. That my business is at least 600 linear feet from any public or private accredited school, public park, playground or recreational area, church, hospital or County welfare district office.
4. That my business is not located within 100 linear feet of any residential zone boundary. The separation distance requirement addressed in SDMC [§141.0502\(b\)\(1\)](#) has been measured from property line to property line in accordance with SDMC [§113.0225](#).

I additionally agree to the following operational standards for my business:

1. To prohibit pool or billiard tables, foosball or pinball games, arcade-style video or electronic games or coin-operated amusement devices on the premises.
2. To prohibit the placing of exterior public pay phones that permit incoming calls on the premises, including adjacent to public sidewalks and areas under the control of the owner or operator.
3. To adequately illuminate the exterior of my business, adjacent sidewalks and areas under my control to a minimum level of 0.4-foot candles per square foot. I shall also ensure that this lighting is shielded and directed so as not to shine on adjacent properties.
4. That I agree that no more than 630 square inches of signage referencing or pertaining to the sale of alcoholic beverages shall be visible from streets adjacent to my business.
5. That I shall have no more than 33% of transparent doors and windows obscured with advertising or signs of any sort and the placement of which will ensure that law enforcement personnel have a clear and unobstructed view of the interior of the outlet.
6. To post a prominent, permanent visible sign to the general public stating, "No loitering, consumption or open alcoholic beverage containers are allowed inside the premises, in the parking area or the public sidewalks adjacent to the premises."
7. To list the business address and telephone number in the San Diego telephone directory.

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8. To place at least one 13-gallon trash receptacle inside my business, one 32-gallon trash receptacle outside my business and one in the parking lot for use by my customers.
9. That I shall maintain the premises, including parking areas and adjacent sidewalks, in a litter-free and graffiti-free condition at all times. Litter shall be removed on a daily basis; graffiti shall be removed within 48 hours.

I understand that failure to comply with the above standards may result in revoking the City's approval to sell alcohol at the referenced address. Refer to [Information Bulletin 143](#) for more information.

Signature of License Holder:

Date:

Name of License Holder:

Reference Table

- How to Obtain a Permit for Alcoholic Beverage Outlets ([IB-143](#))
- San Diego Municipal Code ([SDMC](#))
- [California Business and Professionals Code](#)

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