

October 17, 2023

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Receive the supporting documentation into the record, conclude the public hearing, and grant an Entertainment Permit with conditions for entertainment with dancing to Mericas Tap Room, LLC, dba B's Cocktails & Entertainment, at 5456 E Del Amo. (District 5)

DISCUSSION

The Long Beach Municipal Code (LBMC) requires an application be filed and a hearing held before the City Council whenever this type of activity is requested and before an entertainment permit (Permit) can be granted or denied.

The LBMC also requires the City Council to approve the issuance of the Permit if they find that: the issuance of the Permit at the proposed location is consistent with federal, State, and local laws, rules, and regulations; it will not constitute an undue burden on the neighborhood; the applicant(s) or responsible persons have not been convicted of any misdemeanor involving moral turpitude or felony offense within the past five years; and, neither the applicant(s) nor any responsible persons have a history of committing significant violations of the LBMC and have not provided false or misleading information on their application.

The City Council has the authority to approve the following options: (1) grant the Permit, with or without conditions; or (2) deny the Permit application. Once the Permit is granted, pursuant to LBMC 5.72.120.5, the Permit will be subject to an administrative review by the Financial Management Department every two years. This review process will consist of a multi-department analysis to determine compliance and identify if issues exist. This provision does not affect the City's ability to modify, revoke, or suspend a permit at any time.

City departments have conducted their reviews and made their respective recommendations in accordance with the LBMC. Attached are the departmental reports, history, entertainment permit application, and floor plan.

The following summarizes departmental findings:

- The Police Department recommends that the Permit for entertainment with dancing be approved, subject to conditions.

- The Fire Department finds the building/location meets department requirements for the proposed use.
- The Health and Human Services Department finds the building/location meets department requirements for the proposed use.
- The Community Development Department finds the building/location meets department requirements for the proposed use.

The Financial Management Department, Business Services Bureau, has thoroughly reviewed all submitted department documents and correspondence and recommends the Permit for entertainment with dancing be approved subject to conditions (attached).

In the event that any of the recommended conditions conflict with other permits or licenses, the permittee must adhere to the strictest of the applicable conditions. This location has been licensed as a Bar, Tavern, Lounge since December 2022.

This matter was reviewed by Deputy City Attorney Monica J. Kilaita on September 27, 2023.

TIMING CONSIDERATIONS

The hearing date of October 17, 2023, has been posted at the business location, with the applicant and property owners within 300 feet notified by mail.

LEVINE ACT

This item is subject to the Levine Act. The Mayor, Councilmembers, and Commissioners who have received a contribution of more than \$250 within 12 months prior from a party, participant, or their representatives involved in this proceeding may do either of the following: (1) disclose the contribution on the record and recuse themselves from this proceeding; OR (2) return the portion of the contribution that exceeds \$250 within 30 days from the time the elected official knew or should have known about the contribution and participate in the proceeding.

All parties, participants, and their representatives must disclose on the record of this proceeding any contribution of more than \$250 made to the Mayor or any Councilmembers within 12 months prior to the date of the proceeding. The Mayor, Councilmembers, and Commissioners are prohibited from accepting, soliciting, or directing a contribution of more than \$250 from a party, participant, or their representatives during a proceeding and for 12 months following the date a final decision is rendered.

FISCAL IMPACT

The following fees were collected with the application: Building Review \$23.30 and Zoning Review \$33.00 (Community Development Department); Police Investigation \$744.00 (Police Department); Temporary Entertainment Permit \$478.00 and Mailing List \$90.00 (Financial Management Department).

The following fees will be collected if City Council approves the application: Business License Annual Tax \$442.95, Employee Rate \$23.00 per employee and Annual Entertainment Regulatory Fee \$1,354.00 (Financial Management Department).

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



KEVIN RIPER
DIRECTOR
FINANCIAL MANAGEMENT

APPROVED:



THOMAS B. MODICA
CITY MANAGER

ATTACHMENTS: A – FM CONDITIONS
 B – SUMMARY
 C – FIVE YEAR HISTORY
 D – MAP
 E – BUSINESS LICENSE APPLICATION
 F – ENTERTAINMENT PERMIT APPLICATION
 G – INFOR PRINT OUT
 H – PD CONDITIONS

**Recommended Conditions of Operation
Mericas Tap Room LLC dba B's Cocktails & Entertainment
5456 E Del Amo Blvd
Application for Entertainment Without Dancing**

The Department of Financial Management recommends **approval** of the Permit subject to the following conditions:

I. **STANDARD CONDITIONS OF OPERATION**

- 1) The operation of the establishment shall be limited to those activities and elements expressly indicated on the permit application and approved by the City Council. Any change in the operation, which exceeds the conditions of the approved permit, will require that a new permit application be submitted to the City Council for their review and approval.
- 2) Unless separately applied for, reviewed, and approved, no adult entertainment, as defined by section 5.72.115(B) LBMC shall be conducted on the permitted premises.
- 3) The establishment shall remain in compliance with all applicable sections of the Long Beach Noise Ordinance (LMBC Chapter 8.80).
- 4) This Entertainment Permit is an accessory to the primary business. The authorization to provide entertainment on-site is subject to the use remaining a bona fide eating place serving actual and substantial meals. "Meals" means the usual assortment of foods commonly ordered at various hours of the day; the service of such food only as sandwiches or salads shall not be deemed compliant with this requirement. Meals must consist of food prepared on the premises. Hours of sales of alcohol shall be limited to the hours when meals are available.

The premises must be equipped and maintained in good faith. The premises must possess working refrigeration, cooking equipment, utensils, menus, and enough food to make substantial meals. In the event the primary business ceases operation, fails to operate as a bona fide eating place, fails to serve actual and substantial meals, or otherwise fails to comply with this condition, the Entertainment Permit becomes null and void.

- 5) Due to the proximity of neighboring businesses and residences, all door(s) and windows shall be kept closed at all times during any entertainment, except in cases of emergency and to permit deliveries. Said door(s) is not to consist solely of a screen or ventilated security door. **Sound shall not be audible beyond fifty feet (50') from the exterior of the premises in any direction.** Outdoor amplified entertainment is prohibited.

- 6) The permittee shall not allow employees to discard trash or beer bottles into the outside dumpster between the hours of 10:00 P.M. and 7:00 A.M.
- 7) Deliveries to and from the premises shall be limited to the hours of 8:00 A.M. to 10:00 P.M.
- 8) During times that the entertainment activities are being conducted and any night where organizations, such as car clubs, motorcycle clubs, or any organization who are also patrons of the Ballast Point Brewing Company and may congregate in the parking lot, the permittee shall staff one (1) security guard for crowds over (50) patrons to monitor activity inside the establishment to include the adjacent parking lot and any area under the control of the licensee, between the hours of 5 p.m. and ½ hour after closing. Security Guards shall ensure that patrons conduct themselves in a peaceful manner as not to disturb any nearby businesses and liveaboard vessels. Security Guards must be identifiable as "Bs Cocktails & Entertainment" employees or the use of a reputable and licensed security company. The Chief of Police may increase or relax this condition, based on calls for service related to problems in the establishment to include the adjacent parking lot and any area under the control of the license.

The attire of each security guard shall clearly indicate the guard's affiliation with the establishment by means of a pin, shirt, or other visible form of identification. Should the permittee's operations give rise to a substantial increase in complaint/calls for police service, or trash left in the parking lot, the permittee shall increase security staff, implement the use of electronic metal detection equipment, increase outside lighting, or make other changes to the premises or operation as the Chief of Police determines are necessary to protect the safety of the public.

- 9) The permittee shall take reasonable measures to prohibit and prevent the loitering of persons immediately outside any of the entrance/exit doors and the parking lot, at all times while open for business. This should be done by use of security guards and signage indicating words to the effect of, "Please respect our neighbors" or something similar.
- 10) At the conclusion of each event, the permittee shall take reasonable measures to ensure that exiting patrons walk directly to their vehicles, and not loiter in the front of the establishment, the parking lot or the immediate area.
- 11) The permittee agrees to reimburse the City for all costs associated with excessive police services, as determined by the Chief of Police, required as the result of any incident or nuisance arising out of or in connection with the permittee's operations.
- 12) Current occupancy loads shall be posted at all times, and the permittee shall have an effective system to keep count of the number of occupants present at any given time and provide that information to public safety personnel upon request. (LBMC section 18.48.320).



- 13) Any graffiti painted or marked upon the premises, or on any adjacent area under the control of the licensee, shall be removed or painted over within 24 hours of being applied.
- 14) B's Cocktails & Entertainment, or agents, shall not distribute any advertising matter such as signs, posters, or promotional cards, in or upon any public property, or in or on any vehicle in any such place in the City. Distribution of any advertising matter upon private property shall adhere to the following guidelines: By placing the same matter in a receptacle, clip, or other device designed or intended to receive advertising matter. The permittee shall keep all promoter contracts, including names, addresses, and phone numbers, on file at all times, and be available for inspection at any time.
- 15) The permittee shall be responsible for maintaining free of litter the premises and the area adjacent to the licensed premises over which they have control.
- 16) The permittee shall install and maintain a video surveillance system that monitors no less than the front and rear of the business with full view of the public right-of-ways and any parking lot under the control of the permittee. The video system must be capable of delineating on playback the activity and physical features of persons and areas within the premises. Recordings shall be retained for a minimum of 30 days and be accessible via the Internet by the Long Beach Police Department. A Public Internet Protocol (IP) address and user name/password is also required to allow the Long Beach Police Department to view live and recorded video from these cameras over the internet. All video security cameras shall be installed to the satisfaction of the Chief of Police, Director of Technology Services, and Director of Development Services. At the discretion of the Chief of Police, the permittee may be required to add additional video cameras.
- 17) The permittee shall ensure that all employees attend an alcohol awareness class such as TIPS or LEAD, within the first ninety (90) days of employment. In the event that the LEAD program class is not offered within this ninety-day period, the permittee shall attend the next available class. Proof of completion shall be kept on file at the business and shall be available for inspection at any time. All current and new alcohol servers and managers must be certified by an accredited RBS training provider and pass an ABC exam within 60 calendar days from date of employment. Responsible Beverage Service (RBS) Training Program is mandatory by The Department of Alcoholic Beverage Control. For more information, please visit <https://www.abc.ca.gov/education/rbs>.
- 18) The permittee shall maintain full compliance with all applicable laws, ABC laws, ordinances, and stated conditions. In the event of a conflict with the requirements of this permit, your conditional use permit, or your Alcoholic Beverage Control license, the more stringent regulation shall apply.
- 19) An identification card scanner shall be used for all patrons entering the establishment after 10:00 PM for the sole purpose of verifying patron age and/or authenticity of a patron's driver's license or identification card.



20) If any trash, noise or disturbance complaints in the parking lot and/or surrounding area of the business can be attributed to the operation of said business, the Long Beach Police Department can determine and impose requirements for security officer(s) to routinely monitor and handle these problems.

21) The permittee shall ensure security guard(s) monitor and check the adjacent property and parking lots on an hourly basis after 8:00 p.m. each night entertainment is provided. Security shall maintain order and prevent the unlawful consumption of alcohol and prevent any activity that would interfere with the quiet enjoyment of any nearby residential property.

II. ADDITIONAL CONDITIONS OF OPERATION

- 1) Entertainment activities indicated on Page 7 of your entertainment application **shall be restricted from 4:00 PM to 11:30 PM, Sunday through Thursday, and 4:00 PM to 1:30 AM Friday through Saturday.**
- 2) All promoters and independent contractors must have or obtain a City of Long Beach Business License prior to conducting entertainment activities governed by this permit. The permittee shall be responsible for all entertainment activities at the location, including those conducted by promoters or independent contractors.
- 3) The permittee must provide all promoters, independent contractors, and dancers, hired to conduct entertainment activities with a copy of the approved permits, which shall include a copy of the approved conditions of operation. The permittee shall not hire promoters with the intent to advertise/promote or hold any entertainment activities consistent with nightclub entertainment
- 4) The permittee shall develop and maintain a plan to address neighborhood concerns, related to the operation of Mericas Tap Room LLC dba B's Cocktails & Entertainment, (i.e. newsletter, meetings, etc.)
- 5) Interior lighting shall be sufficient to make easily discernible the appearance and conduct of all persons and patrons inside the business.
- 6) Alcoholic beverages shall not be consumed on any property adjacent to the premises.
- 7) No owner, operator or manager shall not permit any person under the age of 21 years of age within the premises at any time.
- 8) Entertainment shall not be offered on any day that the establishment is closed.

III. In the event that any of the recommended conditions attached to any permit or license is in conflict, the permittee shall adhere to the strictest of the applicable conditions. In addition, please be advised that your permit is subject to administrative review every two years from the date this permit is issued. If grounds exist for modification, revocation, or suspension of the permit, a hearing will be held.



SUMMARY OF APPLICATION FOR ENTERTAINMENT PERMIT

Attached for your review and action is an application for Mericas Tap Room LLC DBA B's Cocktails & Entertainment. Also, attached are reports from various departments stating their recommended disposition of the subject application. These are summarized as follows:

SUBMITTED FOR CITY COUNCIL ACTION

	<u>Without Concern</u>	<u>With Conditions</u>	<u>With Concerns</u>
Police Department		X	
Fire Prevention Bureau	X		
Health and Human Services Department/Noise Control		X	
Development Services Department	X		

Questions concerning the above may be directed to the following:

Police Department, Chief of Police	570-7301
Fire Department, Fire Prevention Bureau	570-2500
Health and Human Services Department, Noise Control.....	570-4130
Development Services Department.....	570-6623

Compiled by: Department of Financial Management
Business Services Bureau

**FIVE-YEAR HISTORY OF BUSINESS ESTABLISHMENT
5456 E DEL AMO, Long Beach, CA 90808**

Mericas Tap Room, LLC
dba B's Cocktails & Entertainment
Lic # BS22303332
02/2023 – Pending

Entertainment without Dancing (Alcohol)

Mericas Tap Room, LLC
dba B's Cocktails & Entertainment
Lic # BU22223141
12/2022 – Present

Bar, Tavern, Lounge

Hooched Up Ventures, LLC
dba Boomers
Lic # BS21707591
04/2018 – 04/2022

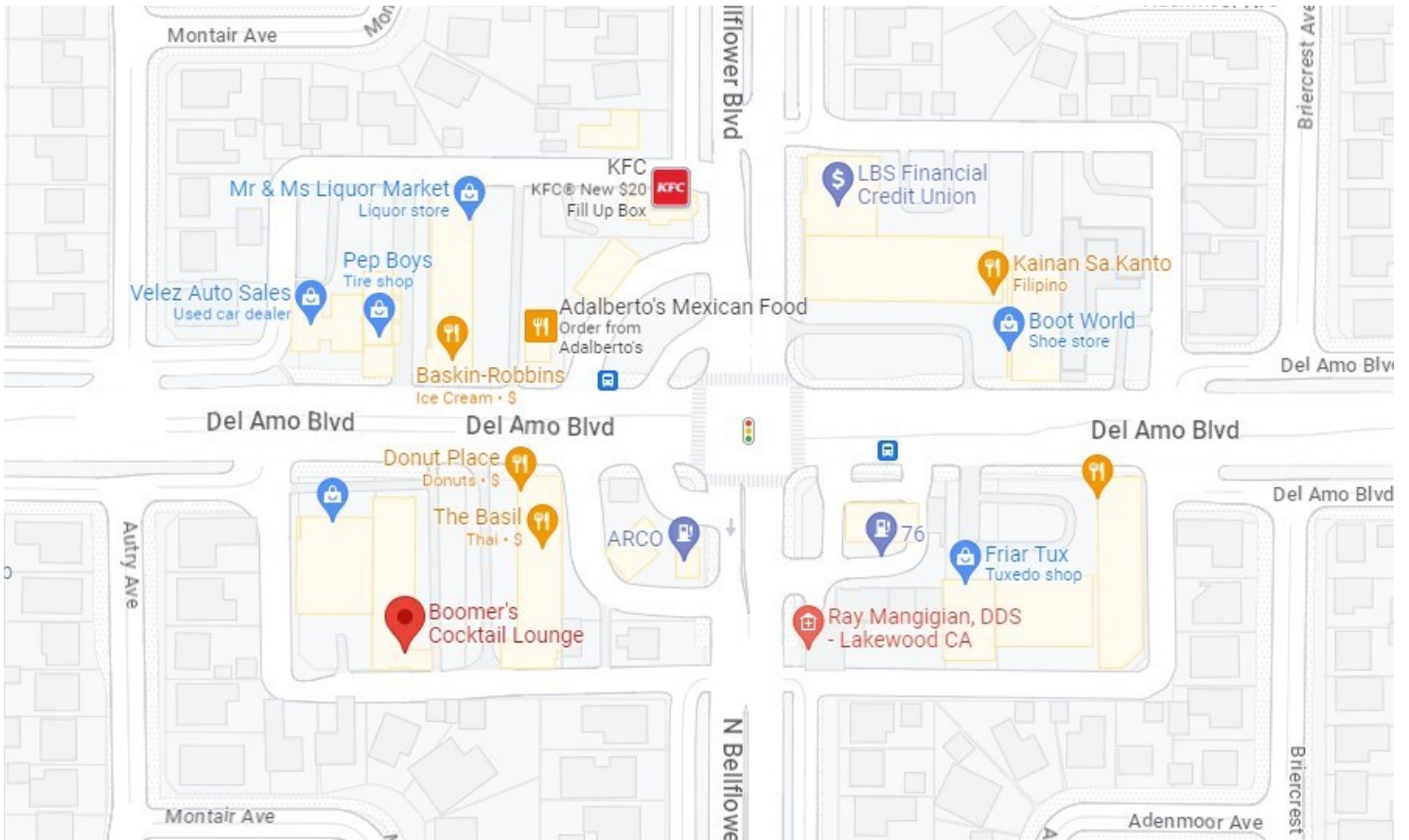
Entertainment with Dancing (Alcohol)

Hooched Up Ventures, LLC
dba Boomers
Lic # BU21428410
11/2017 – 11/2022

Bar, Tavern, Lounge

Mericas Tap Room LLC DBA B's Cocktails & Entertainment

5456 E Del Amo, Long Beach, CA 90808



INFORMATION - LICENSE # BU22223141

License Type **BU** Main Business License License is Active.
 Primary Applicant **MERICA'S TAP ROOM LLC** Current milestone is Issued.
 Address **5456 E DEL AMO BLVD LONG BEACH CA 90808** Current unpaid amount of \$0.00.
 Account: [BU22223141](#)

Location

[Record Results](#)

Reviews (4 records)

<input type="checkbox"/>	Review #	Review Type	#	Add Date	Review	Result	Result By	Started	Started By	Completed	Completed By	Due Date	Assigned
<input type="checkbox"/>	127799	ONLINEBL	1	12/20/2022	Online Busin	APPROVEC	EURODRI	12/20/2022 16:50	EURODRI	12/21/2022 15:48	EURODRI		
<input type="checkbox"/>	127857	PLANNING	1	12/21/2022	Planning	APPROVEC	ELSANDO	12/21/2022 15:48	ELSANDO	1/25/2023 10:40	ELSANDO	12/22/2022	ELSANDO
<input type="checkbox"/>	129715	FIRE	1	1/25/2023	Fire	INSPECT	YOMALDO	1/25/2023 10:41	YOMALDO	1/25/2023 10:50	YOMALDO	1/30/2023	CEPIZ
<input type="checkbox"/>	129716	HEALTH	1	1/25/2023	Health	INSPECT	SYSTEM	1/25/2023 10:41		1/25/2023 10:41		1/30/2023	CALOWE

License Type **BU** Main Business License License is Active.
 Primary Applicant **MERICA'S TAP ROOM LLC** Current milestone is Issued.
 Address **5456 E DEL AMO BLVD LONG BEACH CA 90808** Current unpaid amount of \$0.00.
 Account: [BU22223141](#)

Location

Event Log (1 records)

Notices (7 records)

Status Log (7 records)

<input type="checkbox"/>	Changed On ▾	Milestone	Application Status	Changed By	System Generated	*Comments
<input type="checkbox"/>	4/24/2023 10:48	Issued	Active	BEROSEN	true	
<input type="checkbox"/>	1/26/2023 17:51	Pending	Pending	WSKubra	true	
<input type="checkbox"/>	1/25/2023 10:50	Taxes & Fees	Pending	YOMALDO	true	
<input type="checkbox"/>	1/25/2023 10:41	Department Re	Pending	ELSANDO	true	
<input type="checkbox"/>	1/25/2023 10:41	Application Fe	Pending	ELSANDO	true	
<input type="checkbox"/>	12/21/2022 15:48	Planning Revie	Pending	EURODRI	true	
<input type="checkbox"/>	12/20/2022 16:50	Intake	Pending	web	true	

Section J – Application Attachments	
Staff Only	All Applications
<input checked="" type="checkbox"/>	<input type="checkbox"/> Department of Health and Human Services Entertainment Permit Application Requirements Form
Corporation, Limited Liability Companies, Limited Liability Partnerships:	
<input checked="" type="checkbox"/>	<input type="checkbox"/> Copy of your Articles of Incorporation/ Organization; and
<input checked="" type="checkbox"/>	<input type="checkbox"/> Copy of your Statement of Information
<input checked="" type="checkbox"/>	<input type="checkbox"/> Copy of CA Seller's Permit
<input checked="" type="checkbox"/>	<input type="checkbox"/> Copy of Alcoholic Beverage Control License with conditions
<input checked="" type="checkbox"/>	<input type="checkbox"/> Copy of Fictitious Business Name Filing, if applicable.
<input checked="" type="checkbox"/>	<input type="checkbox"/> Property Owner Authorization of Entertainment Activities If the applicant is the owner of the property, please include a copy of the title or deed to the property.
<input type="checkbox"/>	<input type="checkbox"/> Copy of Property Owner's City of Long Beach Commercial/Industrial Business License, if applicable.
<input checked="" type="checkbox"/>	<input type="checkbox"/> Interior Floor Plan to include: <ul style="list-style-type: none"> a. Dimensions of interior floor plan b. Location inside the establishment where entertainment activities will be taking place c. Indicate locations of all exit doors, widths of doors, and panic hardware. d. All fixed seating throughout e. Dance floor dimensions and type of flooring materials used f. If a stage is to be added, give exact measurements including height, location, and materials used
<input checked="" type="checkbox"/>	<input type="checkbox"/> Parking Agreement/Parking Plan (if using a parking facility that is not part of the business premises)

If you have any questions as to your occupant load, or if your business will change because of a change in use from a B occupancy with an occupant load less than fifty (50) persons to an A occupancy, (usually an A-3) fifty (50) persons or more but less than 300, a floor plan with the above requirements must be submitted to the 4th floor Planning and Building Department, Plan Check Engineer. For more information, please contact the Planning and Building Department at (562) 570-6651.

These additional requirements may be applicable:

1. Handicapped requirements may apply.
2. All Fire Department approvals to be obtained.
3. Electrical plan check and permit may be required for exit path illumination.

Annual Entertainment Permit Application

(Print all information in blue or black ink)

Application Instructions

Complete the application and all accompanying forms legibly in black or dark blue ink. Forms completed in pencil will be returned. All authorized individuals must sign and date the forms, where applicable. Incomplete applications will not be accepted.

Submit your application along with the non-refundable application fee in person to the City of Long Beach Business License Division, 411 W. Ocean Blvd., 2nd Floor, Long Beach, CA 90802. Applications will be accepted Monday through Friday from 7:30 a.m. to 4:00 p.m.

Type of Entertainment Permit	Application Fees (Total)
Entertainment with/without Dancing	\$1,504.45
Pool/Billiard Hall (3 or more tables)	\$1,654.45
Entertainment Retail Business	\$793.45
Temporary Entertainment Permit	\$415

The application will be reviewed by Business License, Planning, Building, Fire, Health, and PD. After the departments have reviewed, a City Council hearing will be held. For the complete application process, visit www.longbeach.gov/entertainmentpermit.

Section A – Entertainment Type

Entertainment with Dancing (Bar)	<input checked="" type="checkbox"/>	Entertainment without Dancing (Bar)
Entertainment with Dancing (Restaurant)	<input type="checkbox"/>	Entertainment without Dancing (Restaurant)
Entertainment (Retail)	<input type="checkbox"/>	Social Club
Pool/Billiard Hall	<input type="checkbox"/>	Other _____

Section B – Business Information

Corporation	<input checked="" type="checkbox"/>	Limited Liability Company (LLC)	<input type="checkbox"/>	General Partnership
Limited Partnership	<input type="checkbox"/>	Limited Liability Partnership (LLP)	<input type="checkbox"/>	Sole Proprietorship

APPLICANT NAME (LEGAL OWNERSHIP STRUCTURE): **MERCURY TAP ROOM**

BUSINESS NAME (DBA): **B'S Cocktails & Entertainment** PLACE AND DATE OF FILING OF DBA: **online - Long Beach 12/21/22**

BUSINESS SITE ADDRESS: **5456 E. Del Am. Blvd Long Beach Ca 90808**

TAXPAYER IDENTIFICATION NUMBER: **87-996620** SECRETARY OF STATE REGISTRATION ENTITY ID (IF APPLICABLE):

TYPE: **SSN/ITIN** EIN NIN

APPLICANT/BUSINESS PHONE: **562-715-8415** APPLICANT/BUSINESS EMAIL ADDRESS: **Brent@DempseysLB.com**

MAILING ADDRESS: **100 Oceanfront Suite 100 Long Beach Ca 90802**

Section C - Owner(s) Information

LAST NAME: <u>Morris</u>		FIRST NAME: <u>Ken</u>	
HOME ADDRESS: [REDACTED]		[REDACTED]	
PHONE: <u>562 715 8415</u>		EMAIL: <u>Brent@DempseysLB.com</u>	
BUSINESS TITLE: <u>owner / LLC</u>		PERCENTAGE OWNED: <u>100%</u>	
DATE OF BIRTH: [REDACTED]		PLACE OF BIRTH: [REDACTED]	
GOVERNMENT ISSUED ID NUMBER: <u>TIN 87-0966020</u>		ISSUING STATE: <u>CA</u>	
LAST NAME: <u>Freeman</u>		FIRST NAME: <u>Brent</u>	
HOME ADDRESS: [REDACTED]		[REDACTED]	
PHONE: <u>562 715 8415</u>		EMAIL: <u>Brent@DempseysLB.com</u>	
BUSINESS TITLE: <u>owner</u>		PERCENTAGE OWNED: <u>50%</u>	
DATE OF BIRTH: [REDACTED]		PLACE OF BIRTH: <u>Long Beach, CA</u>	
GOVERNMENT ISSUED ID NUMBER: [REDACTED]		ISSUING STATE: <u>CA</u>	
LAST NAME: <u>Hitzke</u>		FIRST NAME: <u>Daniel</u>	
HOME ADDRESS: [REDACTED]		[REDACTED]	
PHONE: <u>562 212 9777</u>		EMAIL: <u>Daniel@DempseysLB.com</u>	
BUSINESS TITLE: <u>owner</u>		PERCENTAGE OWNED: <u>50%</u>	
DATE OF BIRTH: [REDACTED]		PLACE OF BIRTH: <u>Oregon Santa Mexico</u>	
GOVERNMENT ISSUED ID NUMBER: [REDACTED]		ISSUING STATE: <u>CA</u>	
LAST NAME:		FIRST NAME:	
HOME ADDRESS:		[REDACTED]	
PHONE:		EMAIL:	
BUSINESS TITLE:		PERCENTAGE OWNED:	
DATE OF BIRTH:		PLACE OF BIRTH:	
GOVERNMENT ISSUED ID NUMBER:		ISSUING STATE:	

*Attach additional pages if necessary

Section D – Agent for Service of Process (Not required for sole owners or partnerships)			
LEGAL LAST NAME:		LEGAL FIRST NAME:	
MAILING ADDRESS:			CITY:
STATE:	ZIP CODE:	COUNTY:	
PHONE NUMBER:	EMAIL ADDRESS:		

Section E – Owner Disclosures	Yes	No
1. Has any owner ever been convicted of a misdemeanor involving moral turpitude, or entered into a plea of guilty or nolo contendere to, any felony in the United States or a foreign country within the past 5 years?		X
2. Has any owner ever had a City of Long Beach license suspended or revoked?		X
3. Has any owner ever been denied a business license by the City of Long Beach?		X

If you answered "Yes" to any of the questions above, please provide a written statement detailing the date(s) and circumstances of such convictions, pleas of guilty or nolo contendere, sanctions, fines, denials, suspensions, or revocations, including, but not limited to, specific offenses and/or violations, agency involved, name of any business names, and account numbers.

Section F – Property Information	
Is the business located in the Downtown Dining and Entertainment District (DDED)**?	
Yes	<input checked="" type="radio"/> No
**If yes, there may be additional requirements your business must meet in order to obtain an entertainment permit. For a map of the DDED boundaries and the DDED requirements, please see Attachment A .	
Is the location: Owned? <input type="radio"/> Rented/Leased? <input checked="" type="radio"/>	
If rented/leased, state the name and contact information of the property owner(s) below.	
PROPERTY OWNER NAME:	<input checked="" type="radio"/> Ben Phillips Trust BU07054150
PROPERTY OWNER PHONE:	714-904-8127
PROPERTY OWNER EMAIL ADDRESS:	michael@calnw.com

Section G - General Operating Conditions

Note: Attach additional pages if necessary

Alcohol/Food/Additional Businesses

1. Will liquor be sold on the premises? Yes No

If yes, complete the following for each license you hold:

License Type	Alcohol Beverage Control License No.	Premises Type (Club, restaurant, or commercial store)
On sale beer	<u>48 643 605</u>	<u>bar</u>
On sale beer and wine	<u>48 643 605</u>	<u>bar</u>
On sale distilled spirits	<u>48 643 605</u>	<u>bar</u>

2. Is food being sold on the premises? Yes No

a. If yes, list types of food sold: _____

3. Is a bonafide-eating place provided on the premises? Yes No

(Bonafide eating place means a place which is regularly used for serving meals for compensation, which has suitable kitchen facilities containing conveniences for cooking an assortment of foods for ordinary meals other than fast foods, sandwiches or salads. The kitchen must contain proper refrigeration for food and must comply with all applicable regulations of the Health and Human Services Department.)

4. Are non-alcoholic beverages sold? Yes No

5. How many tables for seating? 20

6. Are other types of businesses conducted on the premises? Yes No

a. If yes, list type(s): _____

7. Are pool tables provided? Yes No

a. If yes, indicate how many: 2

b. If yes, license number for pool tables: _____

8. Are amusement machines or jukeboxes provided? Yes No

a. If yes, indicate how many: 5 Amusement machines 1 Jukeboxes

b. If yes, decal number(s): _____

9. Owner of the machines and/or jukeboxes:

Name: Brian Colton Phone Number: 562-308-6740

Address: _____

Hours of Operation

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Open (AM/PM)	4	4	4	4	4	12	12
Close (AM/PM)	2	2	2	2	2	2	2

Admission and/or Membership Fees

10. Will minors be allowed on the premises? Yes No
11. Will the premises be open to the general public? Yes No
12. Will an admission fee be charged? Yes No
- a. If yes, describe the fee schedule: _____
13. Is there a private area for exclusive use of members and their guests only? Yes No
- a. If yes, types of membership fees: _____
14. Will guests of members pay an admission fee or other charges? Yes No
- a. If yes, describe the fee schedule and other charges: _____

Proximity of Businesses and Residences

15. Are there surrounding businesses? Yes No
- a. If yes, what type(s)? Several - small strip mall ex: Kwik, Food Store
16. Are there surrounding residences? Yes No
- a. If yes, approximately how close: 200 feet

Parking Facilities and Arrangements

17. Is parking available? Yes No
- a. If yes, how many parking spaces? ~40
- b. If no, what is the street address of the off-premises parking facility?
- _____

18. Days and hours parking facility will be available: open parking lot

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Open (AM/PM)							
Close (AM/PM)							

Security

19. Will security guards be provided? Yes No

a. If yes, number of security guards: 1-2

20. Is there any other type of security provided? Yes No

a. If yes, describe type of security: Cameras, alarms

Days and hours security guards or other security will be provided (fill out completely):

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Start Time (AM/PM)	7	7	7	7	7	7	7 7
End Time (AM/PM)	2	2	2	2	2	2	2

21. Will a private security firm be used? Yes No

a. If yes, provide the following information of the contracted security firm:

Name: _____ City Business License No.: _____

Address: _____

Phone: _____ Email: _____

Provide a list of all members with access to the surveillance camera system to be used:

Brent Freeman, Jeff DeLaunay, David Hinks

Provide a detailed description of the security plan for the proposed business during the scheduled hours of entertainment (Attach additional pages if necessary):

Door locks & alarmed alarms. Security guard (1) is needed.
Security cameras that cover (entire) interior with
both onsite & offsite backup/recording

Section H – Proposed Entertainment Activities & Schedule

Entertainment - Restaurant

Entertainment – Tavern (bar)

Entertainment - Other

Proposed Entertainment Activity:

Outdoor Entertainment?		Y	N
Dancing by patrons, guests, customers, participants, attendees?		Y	N
Dancing by performers?		Y	N
Live music by more than two (2) performers?		(Y)	N
Amplified music (live)?		(Y)	N
Amplified music (recorded)?		(Y)	N
Disc Jockey?		(Y)	N
Karaoke?		(Y)	N
Adult Entertainment as defined by LBMC Section 21.15.110?		Y	(N)
Adult Entertainment as defined by LBMC Section 5.72.115 (B)?		Y	(N)
Will the establishment serve as a family pool/billiard hall as provided in Section 5.69.090 of the LBMC?		Y	(N)
Any other type of entertainment not listed above?		Y	(N)

If yes, briefly describe the entertainment activity: live music on stage with or without speakers

Describe entertainment by performers: _____

Dance Floor? Yes No Stage? Yes No

If yes, provide dimensions of dance floor L _____ x W _____ = _____ sq ft

If yes, provide dimensions of stage L 8 x W 20 = 160 sq ft

Describe floor material and surface type: wood with carpet

Proposed Entertainment Schedule:

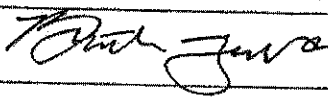
Please provide the days and times of the week that you would like to have entertainment at your establishment. Please fill out completely. If you do not wish to have entertainment on a certain day, mark N/A.

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Start Time (AM/PM)	4	4	4	4	4	4	4
End Time (AM/PM)	10	10	10	10	1:30 am	1:30 am	11:30 pm

Section I – Declarations

1. I hereby declare that I am authorized to submit this application on behalf of the entity listed on the application because I am an owner of the entity or because I have authority from the owner.
2. I acknowledge that any false, misleading, or fraudulent statement of material fact in this application by an agent of an owner, or an owner, will be held against the owner and is grounds for denial of this application, or suspension or revocation of the license and permit associated with this application.
3. I hereby declare that I have read and understand all the laws, rules and regulations, and policies and procedures associated with my application; and that I fully understand the nature, meaning, and content of such laws, rules, and policies. I warrant and represent that I will abide by such laws, rules, and policies during the application process after my license is issued by the City.
4. I hereby declare that I have conducted my own research and investigation regarding the compliance of my proposed location with state and local laws, including, but not limited to, location requirements, zoning regulations, and address requirements. I further declare that the proposed location of the entertainment permit fully complies with applicable state and local law.
5. I acknowledge that any promise, representation, or any other statement made to me by any agent or employee of the City that is not contained within this application is null, void, and unenforceable and that I am not relying on any such promise, representation, or statement.
6. I acknowledge the City will review this application for compliance with applicable laws, regulations, and ordinances, and that my application may be denied as allowed by laws, rule, or policies of the City.
7. I acknowledge that this application does not confer an entitlement or a vested right to receive a license and/or permit, and I acknowledge that I must qualify for, and obtain, a license or license status that I am seeking prior to operating or otherwise claiming that I have any such right to a license or to operate.
8. I hereby declare that I have read this acknowledgement and advisement, that I have had the opportunity to consult with, and be represented by, legal counsel of my own choice prior to the execution and submission of this application, and that I am knowingly and voluntarily submitting my application in compliance with this acknowledgement and advisement and all applicable laws.
9. I acknowledge that I am jointly and severally liable for any and all taxes, fees, and charges associated with the license.
10. I hereby declare the information contained within and attached to this application is complete, true, and accurate. I understand any false, misleading or fraudulent statement of material fact is cause for rejection of this application, denial of the license, or revocation of an issued license.
11. I consent for the City of Long Beach, by and through its appropriate officers, agents, and employees to verify and confirm the information contained in this application, and to conduct such other investigations as may be reasonably required by the City of Long Beach, its officers, agents, and employees for the purpose of determining the capability, fitness, and capacity of the applicant to obtain the entertainment permit.

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

Print Name: Brent Freeman	Signature: 	Date: 1/13/23
Print Name:	Signature:	Date:
Print Name:	Signature:	Date:



CITY OF LONG BEACH

DEPARTMENT OF HEALTH AND HUMAN SERVICES

100 W BROADWAY STE 400 ! LONG BEACH, CA 90802 ! 562-570-8513 FAX 562-570-8930

ENVIRONMENTAL HEALTH
NOISE OFFICE

DEPARTMENT OF HEALTH AND HUMAN SERVICES ENTERTAINMENT PERMIT APPLICATION REQUIREMENTS

Date: 1/3/23

Name of Business (DBA): B'S Cocktails and Entertainment

Name of Business Owner: Melissa Kapron LLC

Business Address: 5450 E. Del Amo Blvd Long Beach CA 90808

Dear New Business Owners:

The Entertainment establishment must abide by the Long Beach Municipal Code Noise Ordinance, Chapter 8.80.

You must make sure that the noise generating inside your business is not impacting adjacent residences.

If loud music is to be played as part of the entertainment permit, you must also post a sign in the customer area in a conspicuous location that states:

Warning: Sound Levels Within May Cause Permanent Hearing Impairment.

I understand that in order to provide Entertainment, my establishment must comply with the Long Beach Noise Ordinance (LBMC Chapter 8.80)

Owner or Authorized Agent Signature(s) *Brent Freeman*
Brent Freeman

Title owner

Phone # 562-715-8415

FAX # _____



CITY OF LONG BEACH
 DEPARTMENT OF FINANCIAL MANAGEMENT
 BUSINESS SERVICES BUREAU
 BUSINESS LICENSE SECTION

411 W. Ocean Boulevard, 2nd Floor • Long Beach, CA 90802 • (562) 570-6211 FAX (562) 499-1097 • Email: LBBIZ@LongBeach.Gov

PROPERTY OWNER CONSENT AND AUTHORIZATION
OF ENTERTAINMENT ACTIVITIES

I, O. BEN PHILLIPS TRUST / MICHAEL PHILLIPS, declare under penalty of perjury that:
 (Name of Property Owner/Authorized Representative)

1. I am the Property Owner of record, or the duly authorized representative of the Property Owner, for the real Property located at 5456 E. DEL AMO BLVD.; LONG BEACH, CA 90808 ("the Property").
2. The Property Owner acknowledges and consents to the business, BRENT FREEMAN, conducting the proposed Tenant Applicant (Corporation/LLC/Partnership/Sole Owner) entertainment activities as indicated on Page 7 of the City of Long Beach Annual Entertainment Permit Application at the Property.
3. No person shall engage in any entertainment activities on the proposed Property without all licenses and permits required by the Long Beach Municipal Code (LBMC) while an entertainment application is pending.
4. The City of Long Beach may enter the property to conduct inspections of the Property during the application process in order to thoroughly investigate whether an entertainment permit should be granted.
5. I have read, understand, and will ensure compliance with the terms of LBMC Chapter 5.72 ("Entertainment and Similar Activities"), as applicable. I further understand that as the legal owner of the property, I am responsible for any violation and nuisance activity which may occur at the above-mentioned property.

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

[Signature]
 (Signature of legal owner/ owner representative)

MICHAEL PHILLIPS / TRUSTEE
 (Printed Name & Title)

2/7/2023
 (Date)

 (Signature of legal owner/ owner representative)

 (Printed Name & Title)

 (Date)

 (Signature of legal owner/ owner representative)

 (Printed Name & Title)

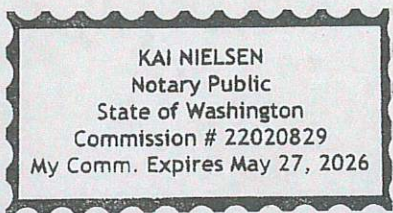
 (Date)

***This authorization form will not be valid without notarization. The authorization form automatically expires upon sale or transfer of the property to a new legal owner. If sale or transfer of the property occurs prior to the applicant obtaining an entertainment permit, the applicant must resubmit this notarized form with approval of the new legal owner of the property.**

WASHINGTON SHORT-FORM INDIVIDUAL ACKNOWLEDGMENT
RCW 42.45.140

State of Washington }
County of King } ss.

This record was acknowledged before me on 02/07/2023
Date
by Michael Phillips
Name(s) of Individual(s)



Kai Nielsen
Signature of Notarizing Officer

Notary
Title (Such as "Notary Public")

Place Notary Seal and/or Stamp Above

My commission expires: 05/27/2026

OPTIONAL

Completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

Description of Attached Document

Title or Type of Document: City of Long Beach / Entertainment Activity
Document Date: 2/7/2023 Number of Pages: 1
Signer(s) Other Than Named Above: _____

DISPLAY THIS PERMIT CONSPICUOUSLY AT THE PLACE OF BUSINESS FOR WHICH IT IS ISSUED

CALIFORNIA DEPARTMENT OF TAX AND FEE ADMINISTRATION

SELLER'S PERMIT



PERMIT NUMBER

254832960 - 00002

BOOMER'S
MERICAS TAP ROOM LLC
5456 E DEL AMO BLVD
LONG BEACH CA 90808-1122

START DATE:
November 1, 2022

IS HEREBY AUTHORIZED PURSUANT TO SALES AND USE TAX
LAW TO ENGAGE IN THE BUSINESS OF SELLING TANGIBLE
PERSONAL PROPERTY AT THE ABOVE LOCATION.

YOU ARE REQUIRED TO OBEY ALL FEDERAL AND
STATE LAWS THAT REGULATE OR CONTROL
YOUR BUSINESS. THIS PERMIT DOES NOT ALLOW
YOU TO DO OTHERWISE.

THIS PERMIT IS NOT VALID AT ANY OTHER ADDRESS.

PLEASE RETAIN THIS DOCUMENT FOR YOUR
RECORDS.

THIS PERMIT IS VALID UNTIL REVOKED OR CANCELED AND IS NOT TRANSFERABLE.
FOR GENERAL TAX QUESTIONS, PLEASE CALL OUR CUSTOMER SERVICE CENTER AT 1-800-400-7115 (CRS:711).
FOR INFORMATION ON YOUR RIGHTS, CONTACT THE TAXPAYERS' RIGHTS ADVOCATE OFFICE AT 1-888-324-2798.

CDTFA-442-R REV. 20 (2-22)

A MESSAGE TO OUR PERMIT HOLDER

As a permittee, you have certain rights and responsibilities under the Sales and Use Tax Law. For assistance, we offer the following resources:

- Our website at www.cdtfa.ca.gov.
- Our toll-free Customer Service Center at 1-800-400-7115 (CRS:711). Customer service representatives are available Monday through Friday from 7:30 a.m. to 5:00 p.m. (Pacific time), except state holidays.

As a permittee, you are expected to maintain the normal books and records of a prudent businessperson. You are required to maintain these books and records for no less than four years, and make them available for inspection by a California Department of Tax and Fee Administration (CDTFA) representative when requested. You are also required to know and charge the correct sales or use tax rate, including any local and district taxes.

You must notify us if you are buying, selling, adding a location, or discontinuing your business; adding or dropping a partner, officer, or member; or when you are moving any or all of your business locations. This permit is valid only for the owner specified on the permit. A person who obtains a permit and ceases to do business, or never commenced business, shall surrender their permit by immediately notifying CDTFA in writing at this address: California Department of Tax and Fee Administration, Field Operations Division, P.O. Box 942879, Sacramento, CA 94279-0047. You may also surrender the permit to a CDTFA representative.

If you would like to know more about your rights as a taxpayer, or if you are unable to resolve an issue with CDTFA, please contact the Taxpayers' Rights Advocate Office for help by calling 1-888-324-2798 or by faxing 1-916-323-3319.

As authorized by law, information provided by an applicant for a permit may be disclosed to other government agencies.

STATE OF CALIFORNIA
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
ALCOHOLIC BEVERAGE LICENSE
ON-SALE GENERAL PUBLIC PREMISES

VALID FROM

Dec 13, 2022

MERICAS TAP ROOM LLC
100 OCEANGATE
1100
LONG BEACH, CA 90802

EXPIRES

Nov 30, 2023

TYPE NUMBER DUP

48 643605

AREA CODE

1932 03

BUSINESS ADDRESS
(IF DIFFERENT)

5456 E DEL AMO BLVD
LONG BEACH, CA 90808

PER From:
48-587412

OWNERS: MERICAS TAP ROOM LLC

CONDITIONS



IMPORTANT INFORMATION

EFFECTIVE PERIOD: This license is effective only for the operating period shown above. A new license will be sent 4 to 6 weeks after the expiration date on your license if payment is timely. Your license status will remain in good standing for 60 days after the expiration date if the renewal payment was received timely. To check the status of your license, visit <http://www.abc.ca.gov/dalport/LQSMenu.html>.

RENEWAL NOTICES: Renewal notices are sent to premises address unless a specific mailing address is requested. If a notice is not received 30 days before expiration date shown above, contact the nearest ABC office. To assure receipt of notices, advise your local ABC office of any change in address.

RENEWAL DATES: It is the licensee's responsibility to pay the required renewal fee by the expiration date shown above.
A Penalty is charged for late renewal and the license can be automatically revoked for failure to pay.

RENEWAL PAYMENTS: Renewal payments can be made in person by visiting your local office or sent by mail to ABC Headquarters, 3927 Lennane Drive, Suite 100, Sacramento, CA 95834. If you do not have your renewal notice, your license number and the reason for payment (ex. ?renewal?) must be clearly indicated on the check. You can contact your local ABC office for your renewal fee amount.

SEASONAL LICENSES: It is the licensee's responsibility to pay the required renewal fee prior to the next operating period.

POSTING: Cover this license with glass or other transparent material and post it on premises in a conspicuous place.

CONDITIONS: A copy of all applicable conditions must be kept on premises.

LICENSEE NAME: Only 10 names will be printed on each license. If there are more names associated with the license, they will be indicated by "AND XX OTHERS". All names are on file and available upon request from your local ABC office.

DBA: If you change your business name please notify your local ABC office.

If you have any questions regarding this license, contact your local ABC office. You can find the contact information for each district office at <http://www.abc.ca.gov/distmap.html>.

NOTE: CONTACT YOUR LOCAL ABC OFFICE IF YOUR LICENSED PREMISES WILL BE TEMPORARILY CLOSED FOR MORE THAN 15 DAYS OR WILL BE PERMANENTLY CLOSED.

<http://www.abc.ca.gov>

@ca_abc CaliforniaABC



BA20220024565



STATE OF CALIFORNIA
Office of the Secretary of State
STATEMENT OF INFORMATION
LIMITED LIABILITY COMPANY

California Secretary of State
1500 11th Street
Sacramento, California 95814
(916) 653-3516

For Office Use Only

-FILED-

File No.: BA20220024565

Date Filed: 4/11/2022

B0589-9770 04/11/2022 2:01 PM Received by California Secretary of State

Entity Details							
Limited Liability Company Name	MERICAS TAP ROOM LLC						
Entity No.	202114810445						
Formed In	CALIFORNIA						
Street Address of Principal Office of LLC							
Principal Address	100 OCEANGATE SUITE 1100 LONG BEACH, CA 90802						
Mailing Address of LLC							
Mailing Address	100 OCEANGATE, 1100 LONG BEACH, CA 90802						
Attention							
Street Address of California Office of LLC							
Street Address of California Office	None						
Manager(s) or Member(s)							
<table border="1"> <thead> <tr> <th>Manager or Member Name</th> <th>Manager or Member Address</th> </tr> </thead> <tbody> <tr> <td>+ Daniel L. Hitzke</td> <td>100 OCEANGATE SUITE 1100 LONG BEACH, CA 90802</td> </tr> <tr> <td>+ Brent F Freeman</td> <td>100 OCEANGATE SUITE 1100 LONG BEACH, CA 90802</td> </tr> </tbody> </table>		Manager or Member Name	Manager or Member Address	+ Daniel L. Hitzke	100 OCEANGATE SUITE 1100 LONG BEACH, CA 90802	+ Brent F Freeman	100 OCEANGATE SUITE 1100 LONG BEACH, CA 90802
Manager or Member Name	Manager or Member Address						
+ Daniel L. Hitzke	100 OCEANGATE SUITE 1100 LONG BEACH, CA 90802						
+ Brent F Freeman	100 OCEANGATE SUITE 1100 LONG BEACH, CA 90802						
Agent for Service of Process							
Agent Name	DANIEL L HITZKE						
Agent Address	100 OCEANGATE 1100 LONG BEACH, CA 90802						
Type of Business							
Type of Business	Bar and Grill						
Email Notifications							
Opt-in Email Notifications	No, I do NOT want to receive entity notifications via email. I prefer notifications by USPS mail.						
Chief Executive Officer (CEO)							
<table border="1"> <thead> <tr> <th>CEO Name</th> <th>CEO Address</th> </tr> </thead> <tbody> <tr> <td colspan="2">None Entered</td> </tr> </tbody> </table>		CEO Name	CEO Address	None Entered			
CEO Name	CEO Address						
None Entered							
Labor Judgment							
No Manager or Member of this Limited Liability Company has an outstanding final judgment issued by the Division of Labor Standards Enforcement or a court of law, for which no appeal therefrom is pending, for the violation of any wage order or provision of the Labor Code.							

Electronic Signature

By signing, I affirm under penalty of perjury that the information herein is true and correct and that I am authorized by California law to sign.

Brent F Freeman

04/11/2022

Signature

Date



California Secretary of State
Electronic Certified Copy

I, SHIRLEY N. WEBER, Ph.D., Secretary of State of the State of California, hereby certify that the attached transcript of 1 page is a full, true and correct copy of the original record in the custody of the California Secretary of State's office.



IN WITNESS WHEREOF, I execute
this certificate and affix the Great
Seal of the State of California on
this day of May 28, 2021

A handwritten signature in black ink, appearing to read "S. N. Weber".

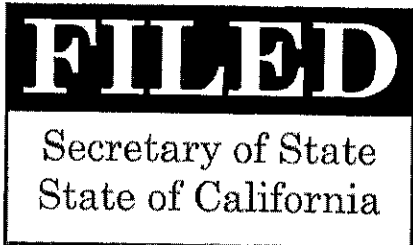
SHIRLEY N. WEBER, Ph.D.
Secretary of State

Verification Number: XSMMS
Entity (File) Number: 202114810445

To verify the issuance of this Certificate, use the Verification Number above with the Secretary of State Electronic Verification Search available at bizfile.sos.ca.gov



California Secretary of State
Electronic Filing



LLC Registration – Articles of Organization

Entity Name: Mericas Tap Room LLC

Entity (File) Number: 202114810445

File Date: 05/26/2021

Entity Type: Domestic LLC

Jurisdiction: California

Detailed Filing Information

- 1. Entity Name: Mericas Tap Room LLC
- 2. Business Addresses:
 - a. Initial Street Address of Designated Office in California: 100 Oceangate, 1100 Long Beach, California 90802 United States
 - b. Initial Mailing Address: 100 Oceangate, 1100 Long Beach, California 90802 United States
- 3. Agent for Service of Process: Daniel L Hitzke 100 Oceangate, 1100 Long Beach California 90802 United States
- 4. Management Structure: One Manager
- 5. Purpose Statement: The purpose of the limited liability company is to engage in any lawful act or activity for which a limited liability company may be organized under the California Revised Uniform Limited Liability Company Act.

Electronic Signature:

The organizer affirms the information contained herein is true and correct.

Organizer: Daniel Hitzke

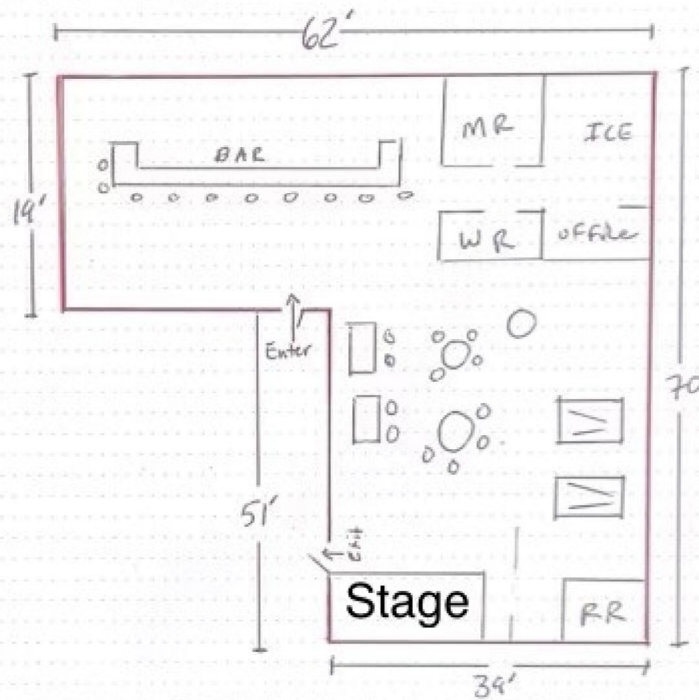
Certificate Verification Number: XSMMSKS
Use bizfile.sos.ca.gov to verify the certified copy.

LICENSED PREMISES DIAGRAM (RETAIL)

1. APPLICANT'S NAME(S) (if an individual, last name, first name, middle name. Name of entity if corporation, limited partnership or limited liability company)	2. LICENSE TYPE
Mericas Tap Room LLC	48
3. PREMISES ADDRESS (Street number and name, city, zip code)	4. NEAREST CROSS STREET
5456 E Del Amo Blvd, Long Beach, CA 90808	S. Susana Rd

The diagram below is a true and correct description of the entrances, exits, interior walls and exterior boundaries of the premises to be licensed, including dimensions and identification of each room (i.e., "storeroom", "office", etc.). **The area to be licensed must be outlined in red.**

DIAGRAM



It is hereby declared that the above-described premises and character of premises, as indicated on the reverse side, will not be changed in accordance with Rule 64.2 of the California Code of Regulations without first notifying and securing approval of the Department of Alcoholic Beverage Control. Substantial changes to the premises may require an application fee in accordance with Section 24072 of the Business and Professions Code. I declare under penalty of perjury that the foregoing is true and correct.

APPLICANT SIGNATURE (Only the signature required)	DATE SIGNED
	10/11/22
FOR ABC USE ONLY	
CERTIFIED CORRECT (Signature)	PRINTED NAME
	INSPECTION DATE



9/5/2023 17:02

INFORMATION - LICENSE # BS22303332

License Type BS
Application Type Secondary Business License
Description
Primary Applicant MERICAS TAP ROOM LLC
Primary Applicant Last Name MERICAS TAP ROOM LLC
Address 5456 E DELAMO BLVD LONG BEACH CA 90808
Location
 License is Pending.
 Current milestone is Council Approval.
 Current unpaid amount of \$0.00.
 Account: BS22303332

License Description

Status Dates

Processed Date 2/15/2023 15:18
by Marla Camerino
Start Date 2/15/2023 00:00
by Marla Camerino
Inactive Date
by
Last Renewal
by
Next Renewal
Expires
Grace Exp
End Date
by KEDUGGA
Last Modified 9/5/2023 14:34

License Description

Property Type COM
License Category 300508
Business Name MERICAS TAP ROOM LLC
DBA Name B'S COCKTAILS & ENTERTAINMENT
 Detailed Description of Business Activities
 ENTERTAINMENT WITHOUT DANCING (ALCOHOL)
Application Reason NEWLICENSE
Description Entertainment Without Dancing (Alcohol)
HH/MH: Total # Units 0
Census Tract 0
Council District 5

License Details
(Tab Not Loaded)

Endorsements
(Tab Not Loaded)

Reviews

Record Results

Review #	Review Type	#	Add Date	Result	Result By	Started	Started By	Completed	Completed By	Due Date	Assigned To	Review Description	Comments	Started By Provider	Completed By Provider	Assigned To Provider	Assigned To	Result By Provider
130876	BUSLIC	1	2/15/2023	APPROVED	KEDUGGA			9/5/2023 14:30	KEDUGGA	5/10/2023	EURODRI	Business License						EURODRI
131638	BUILDING	1	3/2/2023	APPROVED	LATAFOL			8/17/2023 07:47	LATAFOL	4/13/2023	CEPIZ	Building Dept Review	Approved for change of ownership. No change of use and no physical construction.					CEPIZ
131639	FIRE	1	3/2/2023	APPROVED	SYSTEM			4/26/2023 17:51	brweidm	5/25/2023	brweidm	Fire Dept Review						brweidm
131640	HEALTH	1	3/2/2023	APPROVED	SYSTEM			3/2/2023 00:00	MIYAMAD	5/25/2023	CALOWE	Health Dept Review	ENTERTAINMENT LICENSE APPROVED PROVIDED ALL PROVISIONS OF THE CITY'S NOISE ORDINANCE, LONG BEACH MUNICIPAL CODE 8.80 ARE ABIDED BY.					CALOWE
131641	POLICE	1	3/2/2023	APPRWCOND	SYSTEM			6/29/2023 17:51	KRCONTR	5/25/2023	JYGONZA	Police Dept Review	see attached					JYGONZA
131642	PLANNING	1	3/2/2023	APPROVED	JOINIES			5/1/2023 09:38	JOINIES			Planning Dept Review	No application available at this time. FM to follow up before planning reviews. // 5/1/23 Application provided					
139268	COUNCIL	1	9/5/2023								JUSALCI	Council						JUSALCI
139269	HEARINGPRE	1	9/5/2023	COMPLETE	KEDUGGA			9/5/2023 14:34	KEDUGGA		EURODRI	Hearing Prep	ALL DOCUMENTS SUBMITTED AND COUNCIL DATE APPROVED.					EURODRI


Inspections
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Conditions

(Tab Not Loaded)
Fees (Tab Not Loaded)
Applicants (Tab Not Loaded)
Sites (Tab Not Loaded)
Employees (Tab Not Loaded)
Related Records (Tab Not Loaded)
Logs (Tab Not Loaded)
Attachments (Tab Not Loaded)

Date: June 23, 2023

To: Tara Mortensen, Bureau Manager, Business Relations Bureau

From: Wally Hebeish, Chief of Police 

Subject: **APPLICATION FOR AN ENTERTAINMENT WITHOUT DANCING PERMIT AT B'S COCKTAILS & ENTERTAINMENT – 5456 DEL AMO BOULEVARD**

In response to your request for a recommendation regarding the above-named permit application for Entertainment without Dancing, the Police Department recommends **approval**, subject to the following standard conditions of operation.

B's Cocktails & Entertainment is a local bar that offers a place for the community to visit and watch a sports game. The establishment is located on the southwest corner of Del Amo Boulevard and Bellflower Boulevard, in the Lakewood Village Neighborhood. The current owner for the business is Merica's Tap Room, LLC. B's Cocktails and entertainment has a valid Type 48 (On-Sale General-Public Premises, Bar, Night Club) Alcoholic Beverage Control License. This is a new application for the new ownership.

B's Cocktails & Entertainment applied for an Entertainment without Dancing Permit requesting live music by more than two (2) performers, live or recoded amplified music, disc jockey and karaoke. They requested to provide entertainment from 4:00 PM to 10:00 PM, Monday through Thursday, 4:00 PM to 1:30 AM, Friday and Saturday, and 4:00PM to 11:30 PM, Sunday.

The Police Department is recommending entertainment activities shall be restricted to Sunday, 4:00 p.m. to 11:30 p.m., Monday through Thursday, 4:00 p.m. to 10:00 p.m., Friday and Saturday, 4:00 p.m. to 1:30 a.m.

Based upon the Police Department's Investigation, The East Division Patrol Commander's recommendation, and the crime analysis, the Long Beach Police Department has determined the public's peace, safety, and welfare would not be adversely impacted by the issuance of this permit, provided the appropriate conditions are imposed and observed by the applicant. The Police Department recommends approval of an Entertainment without Dancing Permit.

CONDITIONS OF OPERATION

- 1) The operation of the establishment shall be limited to those activities and elements expressly indicated on the permit application and approved by the City Council. Any change in the operation, which exceeds the conditions of the approved permit, will require that a new permit application be submitted to the City Council for its review and approval.

B's Cocktails & Entertainment Conditions Memo

June 23, 2023

Page 2

- 2) Unless separately applied for, reviewed and approved, no adult entertainment, as defined by Section 21.15.110 LBMC, shall be conducted on the permitted premises.
- 3) Entertainment activities, as indicated on Page 7 of your Entertainment Application shall be restricted to Sunday, 4:00 p.m. to 11:30 p.m., Monday through Thursday, 4:00 p.m. to 10:00 p.m., Friday and Saturday, 4:00 p.m. to 1:30 a.m.
- 4) The establishment shall remain in compliance with all sections of the Long Beach Noise Ordinance (LBMC Chapter 8.80).
- 5) Due to the proximity of neighboring businesses and residences, all doors and windows shall be kept closed at all times during any musical entertainment, except in cases of emergency and to permit deliveries. Said doors shall not consist solely of screens or ventilated security doors. Sound shall not be audible beyond 50 feet from the exterior of the premises, in any direction.
- 6) The permittee shall not allow employees to discard trash or beer bottles into the outside dumpster between the hours of 10:00 p.m. and 7:00 a.m.
- 7) The permittee shall be responsible for maintaining free of litter the premises and the area adjacent to the licensed premises, over which he has control.
- 8) Any graffiti painted or marked upon the premises, or on any adjacent area under the control of the licensee, shall be removed or painted over within 24 hours of being applied.
- 9) No owner, operator or manager shall not permit any person under the age of 21 years of age within the premises at any time.
- 10) Interior lighting shall be sufficient to make easily discernible the appearance and conduct of all persons and patrons inside the business.
- 11) The permittee shall provide a minimum of one licensed security guard during all times the entertainment activities are being conducted for crowds up to 50 people. For crowds over 50 people, the permittee shall provide a minimum of one additional security guard per 50 people. Patrons awaiting entry in a defined queue shall be counted toward the calculation of required security staffing levels.

The attire of each security guard shall clearly indicate the guard's affiliation with the establishment by means of a pin, shirt or other visible form of identification. Should the permittee's operations give rise to a substantial increase in complaint/calls for police service or trash left in the parking lot, the permittee shall increase security staff, implement the use of electronic metal detection equipment, increase outside lighting or make other changes to the premises or operation as the Chief of Police determines are necessary to protect the safety of the public.

B's Cocktails & Entertainment Conditions

Memo June 23, 2023

Page 3

- 12) At the conclusion of each event, the permittee shall take reasonable measures to ensure that exiting patrons walk directly to their vehicles and not loiter in the parking lot, alley or immediate area.
- 13) The permittee shall ensure security guard(s) monitor and check the adjacent property and parking lots on an hourly basis after 8:00 p.m. each night entertainment is provided. Security shall maintain order and prevent the unlawful consumption of alcohol and prevent any activity that would interfere with the quiet enjoyment of any nearby residential property.
- 14) The permittee shall take reasonable measures to prohibit and prevent the loitering of persons immediately outside any of the entrance/exit doors and the parking lot at all times while open for business. This should be done by utilizing security guards and signage with verbiage such as, "Please respect our neighbors."
- 15) If any trash, noise or disturbance complaints in the parking lot and/or surrounding area of the business can be attributed to the operation of said business, the Long Beach Police Department can determine and impose requirements for security officer(s) to routinely monitor and handle these problems
- 16) Current occupancy load shall be posted at all times, and the permittee shall have an effective system to keep count of the number of occupants present at any given time. This information shall be provided to public safety personnel upon request.
- 17) The permittee agrees to reimburse the City for all costs associated with excessive police services, as determined by the Chief of Police, required as the result of any incident or nuisance arising out of or in connection with the permittee's operations.
- 18) Alcoholic beverages shall not be consumed on any property adjacent to the premises.
- 19) B's Cocktails & Entertainment, or its agents, shall not distribute any advertising matter, such as signs, posters or promotional cards, in or upon any public property, any vehicle or in any other such place in the City of Long Beach. Distribution of any advertising matter upon private property shall adhere to the following guidelines: By placing the same matter in a receptacle, clip, or other device designed or intended to receive advertising matter. The permittee shall keep all promoter contracts, including names, addresses and phone numbers, on file at all times and be available for inspection at any time.
- 20) The permittee shall maintain full compliance with all applicable laws, ABC laws, ordinances, and stated conditions. In the event of a conflict between the requirements of this permit, your conditional use permit, or your Alcoholic Beverage Control license, the more stringent regulation shall apply.
- 21) The permittee shall ensure that all employees attend an alcohol awareness

Class, such as TIPS or LEAD, within the first 90 days of employment. The permittee shall keep employee's proof of completion on file and be available for inspection at any time.

22) The permittee shall install and maintain a video surveillance system that monitors no less than the front and rear of the business, with full view of the public rights-of-way and any parking lot under the control of the permittee. The video system must be capable of delineating on playback the activity and physical features of persons and areas within the premises. Recordings shall be retained for a minimum of 30 days and be accessible via the Internet by the Long Beach Police Department. A Public Internet Protocol (IP) address and user name/password is also required to allow the Long Beach Police Department to view live and recorded video from these cameras over the Internet. All video security cameras shall be installed to the satisfaction of the Chief of Police, Director of Technology Services and Director of Development Services. At the discretion of the Chief of Police, the permittee may be required to add additional video cameras.

23) Entertainment shall not be offered on any day that the establishment is closed

LEVINE ACT DISCLOSURE STATEMENT

California Government Code Section 84308, commonly referred to as the "Levine Act," prohibits any Long Beach City Councilmember, the Mayor, and Commissioner ("City Officer") from participating in any action related to a proceeding if they receive any political contributions totaling more than \$250 within the previous twelve months, while a proceeding is pending, and for 12 months following the date a final decision in a proceeding concerning a license, permit, entitlement, franchise or, contract (collectively "license, permit, or contract") has been made, from the person or company awarded the said license or contract. The Levine Act also requires a City Officer that has received such a contribution to disclose the contribution on the record of the proceeding.

City Officers are listed at the following sites:

- The Mayor and Councilmembers - <https://www.longbeach.gov/officials/>
- Harbor Commissioners - <https://polb.com/commission>
- Water Commissioners - <https://lbwater.org/about-us/current-water-commissioners/>
- Planning Commissioners - <https://www.longbeach.gov/mayor/action/commissions/>
- Parks and Recreation Commissioners - <https://www.longbeach.gov/mayor/action/commissions/>
- Board of Examiners, Appeals, and Condemnation - <https://www.longbeach.gov/mayor/action/commissions/>
- Cultural Heritage Commission - <https://www.longbeach.gov/mayor/action/commissions/>
- Long Beach Community Investment Company - <https://www.longbeach.gov/lbds/hn/lbcic/>

Proposers are responsible for accessing these links to review the names prior to answering the following questions.

1. Have you or your company, or any agent on behalf of you or your company, made any political contributions of more than \$250 to any City Officer in the 12 months preceding the date of the submission of your proposals or the anticipated date of any City Council, Board, or Commission action related to this license, permit, or contract?

YES

NO

If yes, please identify the City Officer(s):

2. Do you or your company, or any agency on behalf of you or your company, anticipate or plan to make any political contribution of more than \$250 to any City Officer in the 12 months following any City Council, Board, or Commission action related to this license, permit, or contract?

YES

NO

If yes, please identify the City Officer(s):

Answering yes to either of the two questions above does not preclude the City of Long Beach from awarding a license, permit, or contract to your firm or any taking any subsequent action related to the said license, permit, or contract. It does, however, preclude the identified City Officers from participating in any actions related to this license, permit, or contract.

08/31/23

Date



Signature of authorized individual

Brent Freeman

Type or write name of authorized individual

B's Cocktails

Type or write name of company