



CITY OF LONG BEACH

DEPARTMENT OF CITY CLERK

333 WEST OCEAN BOULEVARD • LONG BEACH, CALIFORNIA 90802 • (562) 570-6101 • FAX (562) 570-6789

October 17, 2012

Mr. Vincent Cravens
District Administrator
Department of Alcoholic Beverage Control
3950 Paramount Boulevard, Suite No. 250
Lakewood, California 90712

Re: Application of Taco Beach, Incorporated, dba Taco Beach Cantina, for a person-to-person and premise-to-premise transfer of an Alcoholic Beverage Control License at 2099 North Bellflower Boulevard

Dear Mr. Cravens:

At its Tuesday, October 9, 2010 meeting the Long Beach City Council voted to file a protest with the Department of Alcoholic Beverage Control concerning the subject application. Enclosed is a copy of the protest letter, which indicated that the City Council also approved withdrawing the protest if no appeal was filed concerning the required Conditional Use Permit by 4:30 p.m. on Monday, October 15, 2012.

Please be advised that the Long Beach City Council, by this letter, is officially withdrawing its protest for the subject application for Taco Beach, Incorporated, dba Taco Beach Cantina.

If you have any questions, please give us a call at (562) 570-6438. Thank you for your consideration of this matter.

Respectfully submitted,

LARRY G. HERRERA
CITY CLERK

Prepared by:

Nancy Muth *nm*

Attachment

Cc: Councilmember Patrick O'Donnell, Fourth District
City Prosecutor
Police Department (2) Chief & Vice
Referral File
FAX forwarded to ABC, (562) 982-1396



CITY OF LONG BEACH

COPY

DEPARTMENT OF CITY CLERK

333 WEST OCEAN BOULEVARD • LONG BEACH, CALIFORNIA 90802 • (562) 570-6101 • FAX (562) 570-6789

October 10, 2012

Mr. Vincent Cravens
District Administrator
Department of Alcoholic Beverage Control
3950 Paramount Boulevard, Suite No. 250
Lakewood, California 90712

Re: Application of Taco Beach, Incorporated, dba Taco Beach Cantina, for a person-to-person and premise-to-premise transfer of an Alcoholic Beverage Control License at 2099 North Bellflower Boulevard

Dear Mr. Cravens:

Please be advised that the Long Beach City Council, at its meeting held October 10, 2012 approved the request of Councilmember Patrick O'Donnell, Fourth District, to file a protest regarding the subject application based on the fact that licensing the premises would be contrary to City of Long Beach zoning ordinances, since a Conditional Use Permit (CUP) is required. *9, Cravens*

The City Council also approved the City Manager to withdraw the protest if no appeal is made during the 10-day appeal period for this CUP, which ends at 4:30 p.m. on Monday, October 15, 2012. At such time, if no appeal has been filed, a letter will be transmitted to ABC withdrawing the City's protest of this application by the end of business on Monday, October 15, 2012.

Enclosed is a copy of the City Council documentation and a certified excerpt of the minutes for your file. The City of Long Beach thanks you for your assistance in this matter.

Respectfully submitted,

LARRY G. HERRERA
CITY CLERK

Prepared by:
Nancy Muth *NM*

Attachments

Cc: Councilmember Patrick O'Donnell, Fourth District
City Prosecutor
Police Department (2) Chief & Vice
Referral File
FAX forwarded to ABC, (562) 982-1396

COPY

AN EXCERPT FROM THE MINUTES OF
THE LONG BEACH CITY COUNCIL MEETING
HELD TUESDAY, OCTOBER 9, 2012

REGULAR AGENDA: (5:37 PM)

11. (12-0871) Recommendation to receive and file the application of Taco Beach, Incorporated, dba Taco Beach Cantina, for a person-to-person and premise-to-premise transfer of an Alcoholic Beverage Control License, at 2099 North Bellflower Boulevard, submit a Public Notice of Protest to ABC, and direct City Manager to withdraw the protest if a Conditional Use Permit is granted by the Planning Commission and passes without an appeal. (District 4) (6:46 PM)


Suggested Action: Approve recommendation.

Councilmember O'Donnell spoke.

Motion: Approve recommendation.
Moved by O'Donnell, seconded by Johnson.

Vote: Approve recommendation. (Carried 9-0)
Yes: Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin, and Neal.

CERTIFIED AS A TRUE AND CORRECT COPY


CITY CLERK OF THE CITY OF LONG BEACH

DATE: October 10, 2012



CITY OF LONG BEACH

POLICE DEPARTMENT

R-11

400 WEST BROADWAY • LONG BEACH • CALIFORNIA 90802 • (562) 570-7260 • FAX (562) 570-7114

COPY

Jim McDonnell
Chief of Police

October 9, 2012

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Receive and file the application of Taco Beach, Incorporated, dba Taco Beach Cantina, for a person-to-person and premise-to-premise transfer of an Alcoholic Beverage Control license, at 2099 North Bellflower Boulevard, submit a Public Notice of Protest to ABC, and direct the City Manager to withdraw the protest if a Conditional Use Permit is granted by the Planning Commission and passes without an appeal. (District 4)

DISCUSSION

It is City Council policy to review applications for Alcoholic Beverage Control licenses to determine if a basis for protest against the issuance of the license exists. The attached application lists the possible bases for protest.

TIMING CONSIDERATIONS

The Department of Alcoholic Beverage Control (ABC) received the above application on August 22, 2012. The applicant applied for a Conditional Use Permit (CUP) with the City on July 12, 2012. City Council response in due to ABC by October 11, 2012; however, the request for a CUP will not be heard by the Planning Commission until October 4, 2012. Provided the CUP is approved by the Planning Commission and is not appealed within the required 10-day appeal period, the recommendation includes a request to direct the City Manager to withdraw the Public Notice of Protest.

FISCAL IMPACT

None.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,


JIM McDONNELL
CHIEF OF POLICE

APPROVED:


PATRICK H. WEST
CITY MANAGER

JM:CNA:cna
ADMINISTRATION BUREAU
(562) 570-5830
FAX (562) 570-5833

INVESTIGATIONS BUREAU
(562) 570-7350
FAX (562) 570-7175

PATROL BUREAU
(562) 570-7214
FAX (562) 570-7058

SUPPORT BUREAU
(562) 570-7342
FAX (562) 570-6018

COPY

HONORABLE MAYOR AND CITY COUNCIL

October 9, 2012

Council District: 4

Applicant: Taco Beach, Incorporated
DBA: Taco Beach Cantina
Address: 2099 North Bellflower Boulevard

Type of Application: A person-to-person and premise-to-premise transfer of an On-Sale General for bonafide eating place license.

Bases for possible protest: Over concentration.

Residence within 100 feet.

Public playground within 600 feet.

Licensing the premises would be in contrary to Long Beach Zoning Ordinances.

PUBLIC CONVENIENCE DETERMINATION: A determination by the City of public convenience for necessity **is not** required for this application.

Census Tract: 5749.01

Boundaries: Stearns Street to the North
Atherton Street/Bellflower Boulevard/California State Long Beach to the South
Fanwood Avenue/Marita Street/San Vicente Avenue to the East
Clark Avenue to the West

Number of licenses allowed: 3

Number of licenses existing: 6

Police Reporting District: 563

Boundaries: Stearns Street to the North
Atherton Street to the South
Bellflower Blvd to the East
Clark Avenue to the West

Reported crimes in this district for ABC purposes are 61. Crime in a reporting district must be at least 171 to qualify for a high crime protest.

Type of business: A restaurant.

Last day to request conditions and protest: October 11, 2012



COPY

Date: October 9, 2012
To: File
From: Chris Anderson, Detective, Vice Investigations Section
Subject: TACO BEACH CANTINA, 2099 NORTH BELLFLOWER BOULEVARD

CALLS FOR SERVICE/ARRESTS AND INVESTIGATIONS (08/22/11-08/22/12)

1	459A	Burglar Alarm	WFL
1	700	Lab Request	ND
1	TAGG	Graffiti	ND
1	594	Vandalism	GOA
1	647FD	Intoxicated Subject	BF

ABC INSPECTIONS (past three years)

None

RESIDENCE WITHIN 100 FEET

5482 Abbeyfield Street	Single Family Dwelling
5478 Abbeyfield Street	Single Family Dwelling
5472 Abbeyfield Street	Single Family Dwelling
5481 Dagget Street	Single Family Dwelling
5475 Dagget Street	Single Family Dwelling
5469 Dagget Street	Single Family Dwelling
5480 Dagget Street	Single Family Dwelling
5501 Dagget Street	Single Family Dwelling

CHURCHES, SCHOOLS, PARKS, HOSPITALS AND PLAYGROUNDS WITHIN 600 FEET

Los Altos Park Tulane Avenue and Stearns Street