



CITY OF LONG BEACH

OFFICE OF THE CITY CLERK

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

April 5, 2017

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

Re: Application of Baja Fish Tacos, Incorporated, dba Baja Fish Tacos,
for a premise to premise and person to person transfer of an
Alcoholic Beverage Control License, at 5224 East 2nd Street.

Dear Mr. Cravens:

Please be advised that the Long Beach City Council, at its meeting held Tuesday, April 4, 2017, received and filed the subject application with the attached conditions, as requested by Suzie Price, Councilwoman, Third District. Transmitted for your files is a copy of the conditions, and this request that the conditions be applied to the license, as applicable under ABC rules and regulations.

The City of Long Beach thanks you for taking this request into consideration.

Respectfully submitted,

POONAM DAVIS
CITY CLERK

Prepared by:
Pablo Rubio

Attachment

cc: Suzie Price, Councilwoman, Third District
Mayor
City Prosecutor
Police Department (2) Chief & Vice
Referral File
FAX forwarded to ABC, (562) 982-1396



Date: March 27, 2017

To: Honorable Mayor Garcia and Members of the City Council

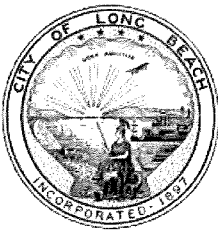
From: Suzie A. Price, Councilmember, Third District

Subject: 5224 East 2nd street, dba Baja Fish Tacos, ABC License

Below are proposed conditions for your consideration for an original application of a premise to premise and person to person transfer of an Alcoholic Beverage Control (ABC) license, for On-Sale General bona fide eating place license.

1. Sales, service and consumption of alcoholic beverages shall be permitted only between the hours of 11:00 a.m. and 10:00 p.m. from Sunday through Thursday; and between the hours of 11:00 a.m. to 11:00 pm on Fridays and Saturdays each week.
2. No liquor (hard alcohol) shall be served on the premises unless and until the restaurant changes its current service model to be a sit down, table service style restaurant.
3. Alcoholic beverages must be served by waiter/waitress service only.
4. All wait staff will receive training through an approved agency on alcohol sales and distribution through any one of many courses that are available through the State of California (i.e. LEAD).
5. The sale of any alcohol off the premises is strictly prohibited.
6. There shall be no amusement machines, pool tables, billiard tables or video game devices in the premises at any time.
7. There shall be no live entertainment, dancing, disc jockey and no amplified music or stereo systems permitted on the premises at any time.
8. The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control.
9. No alcoholic beverages shall be consumed on any property adjacent to the licensed premises under the control of licensee.
10. There shall be no exterior advertising promoting or indicating the availability of alcoholic beverages.

11. Sound shall not be audible within fifty feet (50') from the exterior of the premises in any direction.
12. There shall be no bar or lounge area upon the licensed premises maintained for the purpose of sales, service or consumption of alcoholic beverages directly to patrons for consumption.
13. The permittee shall take reasonable measures to prohibit and prevent the loitering of persons immediately outside the establishment at all times.
14. No "happy hour" type of reduced price alcoholic beverage promotion shall be allowed.
15. The quarterly gross sales of alcoholic beverages shall not exceed the gross sales of food during the same period. The licensee shall at all times maintain records which reflect separately the gross sales of food and the gross sales of alcoholic beverages of the licensed business. Said records shall be kept no less frequently than on a quarterly basis and shall be made available to the city on demand.
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 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 persona 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. During the hours of operations, the rear door(s) of the establishment shall remain closed at all times except to accept deliveries and in cases of emergency. The rear door(s) shall be constructed of a solid material to help reduce noise pollution and shall not consist solely of a screen or ventilated security door. No deliveries shall occur from 10:00 p.m. until 8:00 a.m. each night.
18. Employees shall not discard trash or bottles into the outside dumpsters between the hours of 11:00 p.m. and 8:00 a.m.
19. The permittee shall install no more than four (4) television screens on the premises.
20. Sales, service and consumption of alcoholic beverages shall be permitted in the patio area only between the hours of 11:00 a.m. and 10:00 p.m. daily.
21. The licensee shall be responsible for maintaining free of litter and graffiti the area adjacent to the premises over which they have control. All graffiti on the premises shall be removed or covered with in 24 hours of its appearance.



CITY OF LONG BEACH

C-12

POLICE DEPARTMENT

400 WEST BROADWAY LONG BEACH CALIFORNIA 90802

Robert G. Luna
Chief of Police

April 4, 2017

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Receive and file the application of Baja Fish Tacos, Incorporated, dba Baja Fish Tacos, for a premise to premise and person to person transfer of an Alcoholic Beverage Control (ABC) license, at 5224 East 2nd Street. (District 3)

DISCUSSION

It is City Council policy to review applications for ABC 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

City Council action is requested on April 4, 2017, to respond to the Department of Alcoholic Beverage Control by April 6, 2017, due date.

FISCAL IMPACT

There is no fiscal impact associated with this recommendation.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

ROBERT G. LUNA
CHIEF OF POLICE

APPROVED:

PATRICK H. WEST
CITY MANAGER

RGL:jjja

HONORABLE MAYOR AND CITY COUNCIL

April 4, 2017

Council 3

Applicant: Baja Fish Tacos, Incorporated
DBA: Baja Fish Tacos
Address: 5224 East 2nd Street

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

Bases for possible protest: High crime.
Over concentration.
Residences within 100 feet.

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

Census Tract: 5773.00

Boundaries: Livingston Drive/2nd Street to the North
Pacific Ocean to the South
Bayshore Avenue/54th Place to the East
Termino Avenue to the West

Number of licenses allowed: 5
Number of licenses existing: 25

Police Reporting District: 571

Boundaries: Second Street to the North
Pacific Ocean to the South
Bayshore Avenue/54th Place to the East
Nieto Avenue to the West

Reported crimes in this district for ABC purposes are 246. Crime in a reporting district must be at least 138 to qualify for a high crime protest.

Type of business: A restaurant.
Last day to request conditions and protest: April 6, 2017



Date: April 4, 2017
To: File
From: Jennifer Arzola, Detective, Vice Investigations Section
Subject: **BAJA FISH TACOS – 5224 EAST 2ND STREET**

CALLS FOR SERVICE/ARRESTS AND INVESTIGATIONS (02/15/16-02/15/17)

3	459A	Audible Burglar Alarm	Bad Order Alarm
1	Custom	Customer Dispute	Advised
1	647(f)	Intoxicated	Advised

ABC INSPECTIONS (past three years)

Not Applicable

RESIDENCE WITHIN 100 FEET

177 Covina Avenue	Single Family Dwelling
179 Covina Avenue	Single Family Dwelling
178 Corona Avenue	Single Family Dwelling
179 Corona Avenue	Single Family Dwelling
180 Corona Avenue	Single Family Dwelling
181 Corona Avenue	Duplex Family Dwelling
183 Corona Avenue	Duplex Family Dwelling
185 Corona Avenue	Duplex Family Dwelling
185½ Corona Avenue	Duplex Family Dwelling

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

None

JJA:ja
cfs.memo.BajaFishTacos

Pablo Rubio

From: Fax2Mail Powered by EasyLink Services <reports@reply.fax2mail.com>
Sent: Wednesday, April 05, 2017 5:42 PM
To: Pablo Rubio
Subject: ABC License Letter - dba Baja Fish Tacos, 5224 East 2nd Street

MAIL2FAX DETAILED DELIVERY REPORT

Attention	DLA Admin
Job Number	1555308386
Sent By User	F2M/37283576077
Entered Fax2Mail System	04/05 17:39
Report Generated	04/05 17:42
Subject	ABC License Letter - dba Baja Fish Tacos, 5224 East 2nd Street
Page Count	7 (including cover sheet)

SUMMARY

Sent: 1	Errors: 0	Cancelled: 0
Total: 1		

Destination	Status	Date	Time	Num. Retries
5629821396	SENT	04/05	17:41	1