

1 ORDINANCE NO. ORD-14-0011

2  
3 AN ORDINANCE OF THE CITY COUNCIL OF THE  
4 CITY OF LONG BEACH AMENDING ORDINANCE NO.  
5 ORD-13-0016 EXTENDING FOR SIX (6) MONTHS THE  
6 TEMPORARY LIMITATION (MORATORIUM) ON THE  
7 ISSUANCE OF ENTERTAINMENT PERMITS AND/OR  
8 BUSINESS LICENSES FOR BUSINESSES THAT OPERATE  
9 WITH A TYPE 48 ABC LICENSE OR RELATED PERMIT IN  
10 THE DOWNTOWN DINING AND ENTERTAINMENT  
11 DISTRICT; DECLARING THE URGENCY THEREOF; AND  
12 DECLARING THAT THIS ORDINANCE SHALL TAKE  
13 EFFECT IMMEDIATELY

14  
15 WHEREAS, on August 13, 2013, the City Council of the City of Long Beach  
16 imposed, on an urgency basis, a temporary moratorium for one (1) year against the  
17 issuance of entertainment permits in the Downtown Dining and Entertainment District  
18 ("District") for businesses that operate under a Type 48 ABC license (Bar and Lounge-no  
19 kitchen); and

20 WHEREAS, additional time is required to study and complete the  
21 comprehensive regulations amending the City's zoning and/or business license  
22 regulations related to the above described use; and

23 WHEREAS, a duly noticed public hearing was held on August 12, 2014,  
24 regarding the extension of the moratorium;

25 NOW, THEREFORE, the City Council of the City of Long Beach ordains as  
26 follows:

27 Section 1. Ordinance No. ORD-13-0016, Section 2, adopted as an  
28 emergency ordinance on September 17, 2013, is amended to read as follows:

OFFICE OF THE CITY ATTORNEY  
CHARLES PARKIN, City Attorney  
333 West Ocean Boulevard, 11th Floor  
Long Beach, CA 90802-4664

1                   Section 2.    Estimated Time for Completion of Study. It is  
2 estimated that the study or studies undertaken in connection with the  
3 adoption of this interim ordinance shall take the various involved  
4 Departments and the Planning Commission approximately eighteen (18)  
5 months to complete. For the purposes of this ordinance, this interim  
6 moratorium study period shall expire no later than February 7, 2015, or  
7 at such time as the City does adopt appropriate zoning or business  
8 license regulations related to all or some of the above defined  
9 businesses, whichever is sooner.

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11                   Section 2.    Ordinance No. ORD-13-0016, Section 3, adopted as an  
12 emergency ordinance on September 17, 2013, is amended to read as follows:

13                   Section 3.    Prohibition. During the eighteen (18) month  
14 interim moratorium period, no application shall be approved for an  
15 Entertainment Permit, discretionary or ministerial permit including a  
16 business license, conditional use permit, administrative use permit or  
17 other land use entitlement for any business within the Downtown Dining  
18 and Entertainment District which carries or intends to operate with a  
19 Type 48 license issued by the State Department of Alcoholic Beverage  
20 Control. Said prohibition shall apply in the Downtown Dining and  
21 Entertainment District for the duration of the eighteen (18) month interim  
22 moratorium period and shall not apply to the remodeling or repair of  
23 existing facilities provided that the existing "footprint" of any site,  
24 structure or building is not expanded.

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26                   Section 3.    Declaration of Urgency. This ordinance is an emergency  
27 measure, and it is urgently required for the reason that, pending completion of the  
28 necessary study, and a determination relative to the potential need to amend the City's



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1 I further certify that thereafter, at the same meeting, upon a roll call and  
2 vote on adoption of the ordinance, it was adopted by the City Council of the City of Long  
3 Beach by the following vote:

4 Ayes: Councilmembers: Gonzalez, Lowenthal, Price,  
5 Mungo, Andrews, Uranga, Austin,  
6 Richardson.

7 Noes: Councilmembers: None.


8  
9 Absent: Councilmembers: O'Donnell.

10  
11  
12 I further certify that the foregoing ordinance was thereafter adopted on  
13 final reading by the City Council of the City of Long Beach at its meeting of  
14 August 19, 2014, by the following vote:

15 Ayes: Councilmembers: Gonzalez, Lowenthal, Price,  
16 Mungo, Uranga, Austin,  
17 Richardson.

18 Noes: Councilmembers: None.

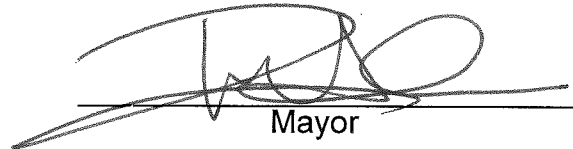
19  
20 Absent: Councilmembers: O'Donnell, Andrews.

21  
22  
23 

Clerk

24  
25 Approved: August 15, 2014

(Date)

26  
27  
28 

Mayor

AFFIDAVIT OF POSTING

STATE OF CALIFORNIA        ) ss  
COUNTY OF LOS ANGELES    )  
CITY OF LONG BEACH         )

Megan Wiegelman being duly sworn says: That I am employed in the Department of the City Clerk of the City of Long Beach; that on the 18th day of August, 2014, I posted three true and correct copies of Emergency Ordinance No. ORD-14-0011 in three conspicuous places in the City of Long Beach, to wit: One of said copies in the entrance lobby of City Hall in front of the Information Desk; one of said copies in the Main Library; and one of said copies on the front counter of the City Clerk Department.



Subscribed and sworn to before me  
this 18th day of August, 2014.



\_\_\_\_\_  
CITY CLERK

AFFIDAVIT OF POSTING

STATE OF CALIFORNIA        ) ss  
COUNTY OF LOS ANGELES    )  
CITY OF LONG BEACH         )

Megan Wiegelman being duly sworn says: That I am employed in the Department of the City Clerk of the City of Long Beach; that on the 21st day of August, 2014, I posted three true and correct copies of Ordinance No. ORD-14-0011 in three conspicuous places in the City of Long Beach, to wit: One of said copies in the entrance lobby of City Hall in front of the Information Desk; one of said copies in the Main Library; and one of said copies on the front counter of the City Clerk Department.



A handwritten signature in black ink, appearing to read 'Megan Wiegelman', is written over a horizontal line.

Subscribed and sworn to before me  
this 21st day of August, 2014.



A handwritten signature in black ink, appearing to read 'J. H. Colman', is written over a horizontal line.

CITY CLERK