

Timeline of Events (Miko's Sports Lounge)

December 9, 2013

Damitresse Yancey, Enaid's Way, Inc. dba Miko's Sports Lounge submits business license application to City. Application lists **December 27, 2013** as the start date for the bar. Application Form contains language at the bottom that states: **"THIS IS NOT A BUSINESS LICENSE: DO NOT OPERATE UNTIL A VALID LICENSE HAS BEEN ISSUED."**

January 20, 2014

Meeting between Maine Avenue Group (neighborhood residents), Chief of Staff for City's 7th Council District and Ms. Yancey, to welcome Miko's Sports Lounge to the neighborhood and to inform Ms. Yancey of the prior problems with that location from the previous two bars that operated there, the Puka Bar and the Sandbar Lounge.

January 24, 2014

First police call for service (911 call) occurs at 710 W. Willow Street where Miko's Sports Lounge is now doing business.

January 26, 2014

Tonette Kadrmas (Maine Avenue Resident) leaves a voicemail message for Ms. Yancey in order to arrange a time to meet to discuss police calls for service. No response received.

January 29, 2014

Ms. Kadrmas leaves another voicemail message with Ms. Yancey. No response received.

February 2, 2014

Miko's Sports Lounge has a Super Bowl BBQ Event in the parking lot next to 2569 Maine Avenue (residence). Bar patrons' parked cars block access to garage of residence. Business owner did not obtain a permit from City for this event. Business owner also did not have a valid business license at the time of this event.

February 3, 2014

Steven Kirkpatrick (Maine Avenue Resident) and Ms. Kadrmas visit Miko's Sports Lounge during the speak with Ms. Yancey about the recent disturbances in the neighborhood and to set up a meeting. Ms. Yancey is not present, but bartender informs them that he would give her the message about the desire to meet with her. Attempts to contact Ms. Yancey's cellphone are unsuccessful.

February 4, 2014

Ms. Yancey leaves a message on Mr. Kirkpatrick's cellphone, but Mr. Kirkpatrick's attempts to contact Ms. Yancey are unsuccessful.

February 17, 2014

Ms. Yancey contacts Ms. Kadrmas to agree to a meeting on Feb. 20, 2014 at 7:00 p.m. at Miko's.

February 20, 2014

Tonette Kadrmas, Steve Kirkpatrick & Ricky Oropeza (residents) meet with Ms. Yancey at Miko's Sports Lounge. Residents inform Ms. Yancey of their concerns about the activities surrounding her bar, namely, *"extremely loud music, primarily the heavy bass vibration emanating from the bar, and extremely noisy customers late at night."* Residents ask Ms. Yancey *if the back door can remain closed late at night because loud music permeates through the neighborhood when the it is open.* Residents also ask *if she could arrange for security guards to handle the noisy patrons who stay in the parking lot behind the bar and adjacent to the residence on the other side of the alley.*

Ms. Yancey informs residents that she has *"already bent over backwards"* for them by hiring security guards for Friday & Saturday nights. Residents point out that the security guards weren't effective and that the residents also have a right to the peaceful enjoyment of their neighborhood. Ms. Yancey informs them *"she cannot be at Miko's to monitor it twenty-four-(24) hours a day and that they should not have moved next door to a bar if it bothered them so much."* Ms. Yancey informs residents that if their peace is disturbed, *"they should call the police."*

February 21, 2014

Nuisance referral sent to City's Nuisance Abatement Officer by City's 7th Council District.

February 24, 2014

City's Business License Department issues a *Notice of Violation* to Enaid's Way, Inc. dba Miko's Sports Lounge (Ms. Yancey) for operating without a valid business license in violation of Long Beach Municipal Code ("LBMC") Chapter 3.80.210. Ms. Yancey complains to City's License Inspector that this *"was all the residents of the neighborhood's fault and they just want to see her go out of business."*

March 4, 2014

Long Beach Police Department ("LBPD") Vice Unit contacts Ms. Yancey by telephone regarding the police calls for service and the requirements for obtaining an entertainment permit.

March 6, 2014

LBPB, City's Nuisance Abatement Officer, City's Business License Inspector meet with Ms. Yancey at West Division Station. Business License informs Ms. Yancey of the possibility of obtaining a *provisional business license*. LBPB suggests that Ms. Yancey should: (1) *Put up a camera on the perimeter of the bar and allow LBPB to have access to it;* (2) *Put up No Loitering Signs;*(3) *Lighting;* (4) *Keep Doors in the rear of bar closed;* (5) *Security*. Ms. Yancey agrees to put up no loitering signs and to keep the doors in the rear of bar closed.

March 25, 2014

Nuisance Abatement Officer attends neighborhood association meeting of Maine Avenue Group.. Residents are very concerned about nuisance activity coming from the bar.

March 26, 2014

Nuisance Warning Letter sent to business owner of Miko's Sports Lounge (Ms. Yancey).

Conditional Business License (Max. 180 days-exp. 6-24-2014) is issued to Enaid's Way, Inc. dba Miko's Sports Lounge by Business License Department for **Bar/Juke Box(1)/Pool Tables (2)**, with the following conditions: *Must adhere to all Federal, State and Local Laws; 1.) Must have at least two No Loitering Signs posted at all times; 2.) Must keep rear doors closed except in the case of an emergency or to allow for a delivery; 3.) The establishment shall remain in compliance with all applicable sections of the Long Beach Noise Ordinance (LBMC Chapter 8.80)*. Ms. Yancey signs the Conditional Business License on **March 28, 2014**.

April 9, 2014

Ms. Yancey meets with LBPB Vice Unit to discuss the nuisance related activities surrounding Miko's. Ms. Yancey is informed of the significant amount of police calls for service attributable to the business which consisted of complaints of loud music, loud groups, and public intoxication. *Detectives suggest that the doors to the bar, especially the rear doors, be kept closed while music is playing in the bar, that the volume level of the jukebox be kept down, and that security be stationed in the rear parking lot and on Maine Avenue as a way to mitigate the complaints.* Vice Unit finds that the calls for service are consistently occurring on Friday and Saturday evenings between the hours of 9:30 PM and 2:30 a.m. Vice reminds Ms. Yancey that, *as a business owner, it is her responsibility to make an effort to mitigate any nuisance related complaints.*

April 24, 2014

A second Notice of Violation is issued to Miko's Sports lounge for failing to keep the rear door of the bar closed at all times, in violation of one of the conditions of its provisional business license pursuant to LBMC 5.08.030. The notice specifically states that propping the back door is a violation of the conditions of its provisional business license.

May 2, 2014

Nuisance Warning Letter finally sent to the right address with the name of the correct property owner, Ronald & Peggy Mackey.

May 5, 2014

Property Owner (Mr. Mackey) contacts City's Nuisance Abatement Officer to acknowledge receipt of Nuisance Warning Letter.

May 16, 2014

LBPD Vice Unit mails letter to the owner of Miko's Sports Lounge (Ms. Yancey) outlining the meeting on 4-9-14 and *explaining Ms. Yancey's role as a business owner regarding nuisance activity.*

May 20, 2014

City's Nuisance Abatement Officer meets with Maine Avenue Group to go over the police calls for service as a result of nuisance activity emanating from Miko's Sports Lounge.

May 21, 2014

Meeting between the owners of the building (Sean & Ron Mackey), Nuisance Abatement Officer, City Attorney's Office and LBPD at both the bar location and then at the West Division headquarters. Discussion of nuisance activity and police calls for service. The Mackeys seemed to be receptive to the problems that were occurring at the location, but were reluctant to take affirmative steps themselves to abate the nuisance activity and were content with letting their tenant, Ms. Yancey, abate the nuisance activity.

June 5, 2014

Letter from property powers (Mackeys) to Ms. Yancey detailing the meetings the property owners have had with both City representatives and LBPD, that the nuisance activity continues and that she might be subject to damages & remedies, alludes to suggested changes to business made by LBPD. Ms. Yancey is asked to take action with regard to stopping the nuisance activity from happening at the location, otherwise she could be found to be in breach of her lease agreement with property owners.

June 10, 2014

City's Nuisance Abatement Officer contacts Mr. Mackey and asks for a Plan of Action in order to abate the nuisance activity coming from Miko's Sports Lounge.

June 17, 2014

City's Nuisance Abatement Officer receives a copy of letter dated June 5, 2014 from Ron and Sean Mackey to Ms. Yancey regarding the ongoing nuisance complaints and her need to take care of them.

June 24, 2014

Permanent Business License issued to Enaid's Way, Inc. after expiration of Conditional Business License period of 180 days from December 27, 2013 up to and through June 24, 2014. Pursuant to the Business License notes in their computer system, *"During the conditional license period Business License did not receive a recommendation from PD or Peter Ronca in Nuisance Abatement to deny the license. Business License also monitored the business to ensure compliance and did not find any violations that would cause a denial."* Issued License by Brett J. Yakus.

June 25, 2014

Health Department responds to complaint from City Council's office that cooking and food preparation was occurring at the bar when it was never approved for food preparation and/or cooking. **Notice of Violations** prepared and served on Miko's Sports Lounge after an inspection of the premises by Health Inspectors found violations.

July 2, 2014

Health Department's Nelson Kerr, sends a letter to Enaid's Way Inc.(business owner), & Ron Mackey(property owner) informing them that a noise complaint had been filed with their Noise Control Officer concerning loud amplified sound at 710 W. Willow Street. *Request for their cooperation in eliminating any unnecessary or unreasonable noise at their location.*

July 14, 2014

Tonette Kadrmas (Maine Avenue Resident) sends City Nuisance Abatement Officer an email complaining about *"People having oral sex in front of her neighbor's home."*

October 15, 2014

LBPD Vice Unit takes over the lead on investigating complaints regarding Miko's Sports Lounge because Damitresse Yancey submitted an application for an Entertainment Permit with the City's Business License Department. Vice Unit will be monitoring the police calls for service from this point forward.

November 11, 2014

LBPD Vice Unit has meeting with Ms. Yancey at Miko's Sports Lounge to discuss the entertainment permit application and the potential conditions PD would recommend.

November 12, 2014

Office Hearing conducted at the Bureau of Environmental Health, 2525 Grand Avenue, Rm. 220, Long Beach, California 90815, with Ms. Yancey and Pat Scott appearing on behalf of Miko's Sports Lounge and Keith Allen, Leila Judd and Vanno Kho appearing on behalf of the Health Department. *Violations listed: #1. Failure to properly obtain food from an approved source. (California Retail Food Code, Ch. 4, Article 3, Section 114021); #2. Failure to operate within the scope of the Health Permit that facility was approved for. (Cal. Code, Ch. 13, Article 1, Section 114381).* Conditions placed on Miko's Sports Lounge for any food that is catered for the bar.

November 13, 2014

Meeting with City's Business License Department, the City's 7th Council District and Ms. Yancey to discuss her entertainment permit application.

November 30, 2014

Maine Avenue Group, a total of sixteen-(16) residents, file a complaint with the Alcohol Beverage Control Board .

January 29, 2015

First Notice of Violation-regarding noise from Miko's Sports Lounge, based on sound readings obtained on January 17, 2015 by the City's Health Department.

March 17, 2015

City Council denies Miko's Sports Lounge's *Application for Entertainment w/ Dancing Permit* for 710 W. Willow Street.

March 23, 2015

LBPD Vice Unit advises City's Nuisance Abatement Officer to close its nuisance file after City Council's denial of Miko's Entertainment w/ Dancing permit since a majority of the nuisance complaints resulted from events taking place at Miko's Sports Lounge.

April 2015

Maine Avenue Group (residents) files a formal complaint with City's Planning Department as a result of Miko Sports Lounge's non-compliance with the existing conditions of the CUP.

May 2015

Maine Avenue Group (residents) buys camera and video equipment to document the ongoing nuisance activities. The equipment is installed at 2569 Maine Avenue, just south of the bar across the alley.

September 2015

Miko's Sports Lounge receives a "**Building without a permit violation-Cease and Desist Order**", from the City .

December 27, 2015

An argument which begins inside of Miko's Sports Lounge, results in the shooting of an innocent victim outside on the street along Maine Avenue across from Willow Street. (LBPD Report **DR#15-79353**)

January 7, 2016

Ms. Yancey gets cited by an undercover officer for having entertainment without a permit at Miko's Sports Lounge in violation of LBMC 5.72.110(A). (LBPD Report **DR# 16-4642**)

January 22, 2016

Memorandum from Chief of the LBPD to City Manager requesting that all current and future Occasional Entertainment Permits submitted by Miko's Sports Lounge be denied for the next sixty-(60) days.

February 20, 2016

Ms. Yancey gets cited a **second time** by an undercover officer for having entertainment without a permit at Miko's Sports Lounge in violation of LBMC 5.72.110(A). (LBPD Report **DR#16-11303**)

March 18, 2016

Letter sent to Enaid's Way, Inc. dba Miko's Sports Lounge and the Ronald L. and Peggy C. Mackey Trust by City's Planning Officer Christopher Koontz regarding the property being in violation of the Conditions of Approval for the Conditional Use Permit, namely Condition #14 (security) and Condition #20 (parking).

March 27, 2016

Attempted suicide call regarding a male individual who was drinking at the bar with his girlfriend when they got into an argument and broke up. Male individual is distraught and cuts his arm with a broken beer bottle. Male is later located somewhere outside and away from the bar. (LBPD Report **DR#16-19587**)

March 30, 2016

Stabbing occurs just outside of Miko's bar, but the victim enters Miko's after being stabbed and seeks assistance. Suspect then walks into the bar and then turns and leaves very quickly. (LBPD Report **DR#16-20486**)

April 19, 2016

Meeting at City Hall with City Attorney's Office, Planning Department, LBPB, residents Steven Kirkpatrick and Tonette Kadrmas and property owners Ronald & Peggy Mackey to discuss the nuisance activity and potential revocations of business license and CUP.

April 20, 2016

Memorandum from Chief of LBPB to City Manager requesting that Miko's Sports Lounge's Applications for Occasional Event Permits be denied for April 28-30 and May 19-21.

May 9, 2016

Ms. Yancey contacts LBPB Vice Unit's Laurie Barajas with copy of the security guard cards and description of her security plan for Miko's Sports Lounge.

May 20, 2016

Miko's Sports Lounge receives a second "*Notice of Violation Building without a Permit*" from City's Building Inspector.

June 1, 2016

Ms. Yancey contacts LBPB Vice Unit to confirm their receipt of a copy of her security plan and guard cards.

June 20, 2016

Memorandum from LBPB Chief to City's Business License Department regarding the requested revocation of the business license of Enaid's Way, Inc. dba Miko's Sports Lounge and Damitresse Yancey.

June 27, 2016

Letter from Director of Development Services to Miko's Sports Lounge and the Ronald L. and Peggy C. Mackey Trust, regarding the ongoing violations of the Conditional Use Permit and Standards Variance, as well as City's Intention to seek a revocation of the Conditional Use Permit and Standards Variance during a hearing before the Planning Commission.

August 9, 2016

City Council approves request that a revocation hearing be scheduled before the Planning Commission for the revocation of the business license issued to Enaid's Way, Inc. DBA Miko's Sports Lounge, as well as the Commercial Industrial Business License issued to Ronald Mackey for 710 W. Willow Street as well as the Conditional Use Permit and Standards Variance which was issued on June 15, 1995, and runs with the land located at 710 W. Willow Street.