



CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT

333 WEST OCEAN BOULEVARD • LONG BEACH, CALIFORNIA 90802

April 12, 2005

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Refer to Hearing Officer appeal to denial of business license by H&Y Rebar, Inc., 3254 Cherry Avenue, and request the City Clerk to notify the appellant and affected City departments of the time and place of hearing. (District 5)

DISCUSSION

The Department of Financial Management denied the business license application of H&Y Rebar, Inc., 3254 Cherry Avenue, at the recommendation of the Planning and Building Department (Attachment 1). The business has outstanding building code deficiencies. The business has appealed this decision in a letter dated March 31, 2005 (Attachment 2).

The Long Beach Municipal Code (LBMC) prescribes that the applicant can appeal the denial of a business license application to the City Council within ten days of the denial. In addition, the LBMC prescribes that the City Council, at its next regular meeting or within ten days of the filing of the appeal, shall set the appeal hearing. Whenever it is provided that a hearing shall be heard by the City Council, the City Council may, in its discretion, either conduct the hearing itself or appoint a hearing officer to conduct the hearing.

This letter was reviewed by Deputy City Attorney Cristyl Meyers on April 1, 2005.

TIMING CONSIDERATIONS

LBMC requires that the hearing be set at its next regular meeting or within ten days of receiving the appeal.

FISCAL IMPACT

There is no fiscal impact associated with this item.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

MICHAEL A. KILLEBREW
DIRECTOR OF FINANCIAL MANAGEMENT

APPROVED:

GERALD R. MILLER
CITY MANAGER

MAK:PW-H:JAG:bev
CC Letter H&Y Rebar 04012005.doc

Attachments