



March 17, 2009

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Receive the supporting documentation into the record, conclude the hearing and approve one of the following actions: 1) grant the Permit, with or without conditions; or 2) grant a One-Year Short-Term Permit, with or without conditions; or 3) deny the Permit on the application of Panama Joe's, Inc., DBA Panama Joe's Cafe, 5100 E. Second Street, for Entertainment Without Dancing by Patrons at an existing Restaurant. (District 3)

DISCUSSION

The Long Beach Municipal Code (LBMC) requires an application be filed and a hearing be held before the City Council whenever this type of activity is requested and before an entertainment permit is granted or denied.

The LBMC also requires that the City Council make a determination that the application is complete and truthful; the applicant, the person interested in the ownership and operation of the entity, and the officers and trustees of the entity are law-abiding persons who will operate and conduct the business activity in a lawful manner; and, that the public peace, welfare, and safety will not be impaired. If this is so, the application shall be approved, a short-term permit shall be approved, or the application shall be denied.

Attached for your review is the application from Panama Joe's, Inc., DBA Panama Joe's Cafe. Also attached are reports from various departments and a summary of those reports, as well as the license history of the establishment.

City departments have conducted their investigation in accordance with the LBMC. The following summarizes their findings:

- The Police Department recommends that the permit for entertainment without dancing by patrons be approved as a One-Year Short-Term permit subject to conditions.
- The Fire Department recommends that the permit for entertainment without dancing by patrons be approved.

- The Health and Human Services Department finds that the building/location meets department requirements for the proposed use with the condition that the establishment remain in compliance with the Long Beach Noise Ordinance (LBMC Chapter 8.80).
- The Development Services Department recommends that the permit for entertainment without dancing by patrons be approved subject to conditions.

In the event that any of the recommended conditions attached to any permit or licenses are in conflict, the permittee shall adhere to the strictest of the applicable conditions. This location has been licensed as a restaurant with alcohol since November 1979.

This item was reviewed by Deputy City Attorney Cristyl Meyers on February 24, 2009.

TIMING CONSIDERATIONS

The hearing date of March 17, 2009, has been posted on the business location, with the applicant and property owners within 300 feet notified by mail.

FISCAL IMPACT


The following fees were collected with the application: Building Review \$20 and Zoning Review \$14 (Development Services Department), Police Investigation \$1,060 (Police Department), Temporary Permit \$318, and Labels \$90 (Financial Management Department).

The following fees will be collected if the application is approved: Business License \$309.77 and Regulatory \$265 (Financial Management Department).

SUGGESTED ACTION:


Approve recommendation.

Respectfully submitted,


LORI ANN FARRELL
DIRECTOR OF FINANCIAL MANAGEMENT/CFO

LAF:ES: JEM
K:\Exec\Council Letters\Commercial Services\Hearing Letters\03-17-09 ccl - Panama Joe's Cafe.doc

APPROVED:


PATRICK H. WEST
CITY MANAGER

ATTACHMENTS



CITY OF LONG BEACH

H-1

DEPARTMENT OF FINANCIAL MANAGEMENT

333 WEST OCEAN BOULEVARD • LONG BEACH, CALIFORNIA 90802

SUMMARY OF APPLICATION FOR BUSINESS PERMIT

Attached for your review and action is an application for Panama Joe's, Inc., DBA Panama Joe's Cafe. Also attached are reports from various departments stating their recommended disposition of the subject application. These are summarized as follows:

SUBMITTED FOR CITY COUNCIL ACTION

	<u>Without Concern</u>	<u>With Conditions</u>	<u>With Concerns</u>
Police Department		X	
Fire Prevention Bureau	X		
Health and Human Services Department/Noise Control		X	
Development Services Department		X	

Questions concerning the above may be directed to the following:

Police Department, Chief of Police	570-7301
Fire Department, Fire Prevention Bureau	570-2500
Health and Human Services Department, Noise Control.....	570-4130
Development Services Department.....	570-6623

Compiled by: Department of Financial Management
Business Relations Bureau



CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT

333 West Ocean Boulevard • Long Beach, CA 90802 • (562) 570-5700 • Fax (562) 570-6867

COMMERCIAL SERVICES DIVISION

FIVE YEAR HISTORY OF BUSINESS ESTABLISHMENT 5100 E 2nd Street

Panama Joe's Inc
DBA: Panama Joe's Cafe
Lic#20858230
12/08 – Pending

Entertainment Without Dancing

Panama Joe's Inc
DBA: Panama Joe's Cafe
Lic#20858210
12/08 – Pending

Restaurant With Alcohol

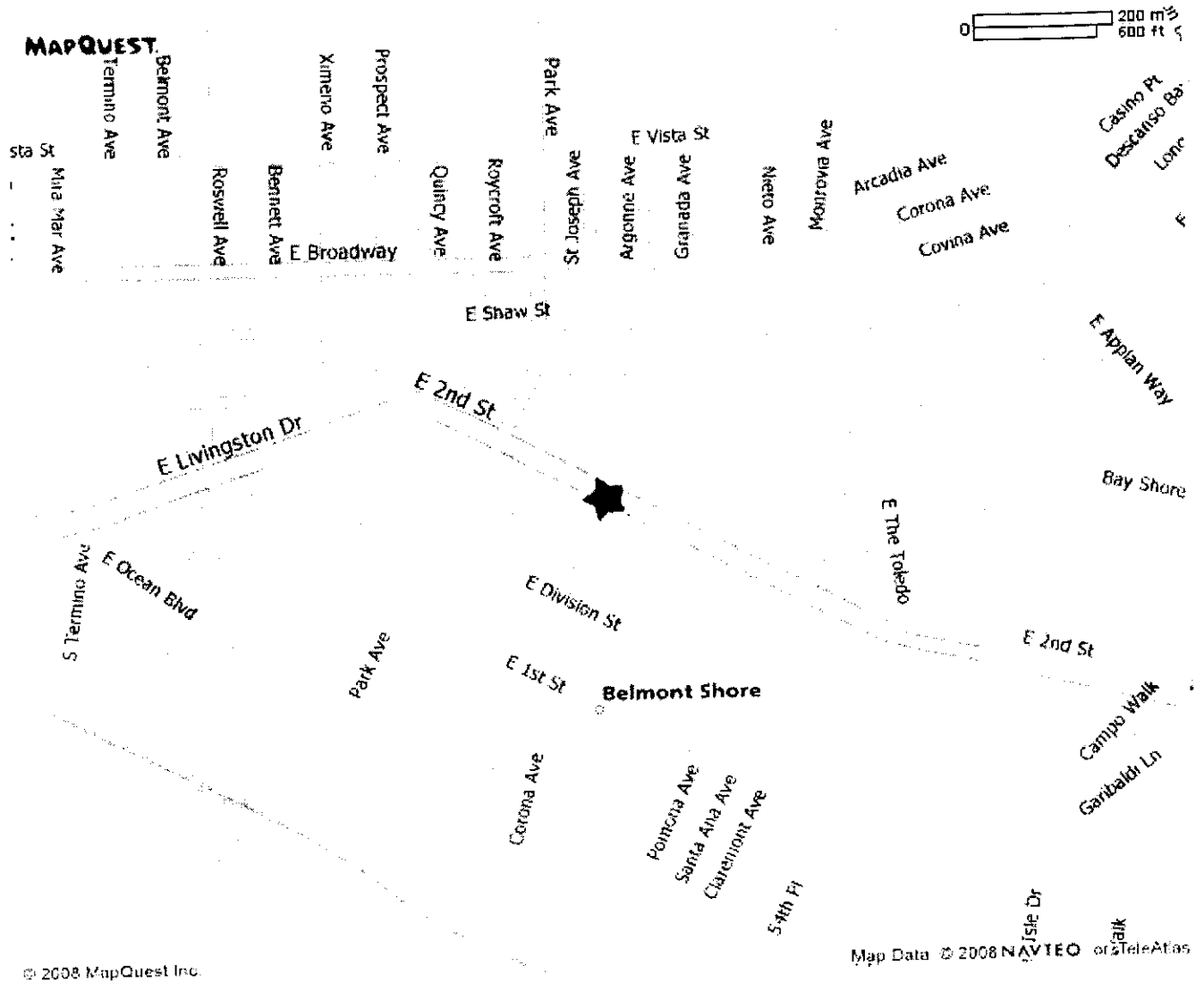
Panama Joe's Café Inc
Lic#04047750
12/79 – Active

Entertainment Without Dancing

Panama Joe's Café Inc
Lic#04030350
11/79 – Active

Restaurant With Alcohol

5100 E 2nd Street Panama Joe's Café





CITY OF LONG BEACH BUSINESS LICENSE APPLICATION
 Fourth Floor, City Hall
 333 W. Ocean Boulevard, Long Beach, CA 90802

www.longbeach.gov
 (562) 570-6211

GENERAL INFORMATION		OWNER'S NAME (or corporate name, partnership name, or partners) <i>Manana Joe LLC</i>	DRIVER'S LICENSE NUMBER	STATE <i>CA</i>	SOCIAL SECURITY NUMBER
BUSINESS NAME (D.B.A.) <i>Manana Joe Cafe</i>		TYPE OF BUSINESS (Be specific) <i>Entertainment</i>		HOME OCCUPATION <input type="checkbox"/>	
BUSINESS ADDRESS <i>65100 E Second St</i>	STREET <i>Long Beach</i>	CITY <i>Long Beach</i>	STATE <i>CALIF</i>	ZIP <i>90803</i>	AREA CODE/TELEPHONE <i>562/434-7417</i>
BILLING ADDRESS (if different)	STREET	CITY	STATE	ZIP	AREA CODE/TELEPHONE
RESIDENCE ADDRESS (if different)	STREET	CITY	STATE	ZIP	AREA CODE/TELEPHONE
LIST OF PRINCIPAL OFFICERS' OR PARTNERS' NAMES AND RESIDENTIAL ADDRESSES (IF MORE, PLEASE ATTACH A LIST)					TITLE
<i>Manana Joe LLC</i>					<i>[Redacted]</i>
					% OWNERSHIP <i>51%</i>
					TITLE
					% OWNERSHIP
<input type="checkbox"/> New Business <input type="checkbox"/> Address Change <input checked="" type="checkbox"/> Ownership Change <input type="checkbox"/> Secondary License <input type="checkbox"/> Sole Owner <input type="checkbox"/> Partnership <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> L.L.P. <input type="checkbox"/> L.L.C.					

BUSINESS OPERATIONS INFORMATION					
START DATE <i>OCT 6TH 2008</i>	NO. OF EMPLOYEES <i>401</i>	NO. OF VEHICLES <i>0</i>	PROFESSOR TAX ID NUMBER	BUSINESS LICENSE NUMBER	
Does your business have a Calif State Lic? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N			STATE LICENSE NUMBER	CLASSIFICATION(S) <i>47</i>	RENEWAL DATE <i>AUG 31ST 2009</i>

FOOD / ALCOHOL / TOBACCO / ENTERTAINMENT			SERVICES / FUND RAISING		
Do you plan to sell or serve food? (including pre-packaged) If serving food, how many seats?: <i>165</i>	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Will you offer massage, tanning, body-wrap, escort or other similar personal services?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N		
Do you plan to sell wholesale food?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Will you provide a towing service?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N		
Do you plan to sell or serve alcoholic beverages If yes, ABC License number: <i>47-148340</i>	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Will you engage in fund raising?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N		
Does your business involve amusement machines, video games, vending machines, jukebox and/or pool tables? How many: _____ Type: _____ Owner: _____	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Will you deal in coins, stamps, firearms, jewels, or second-hand property?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N		
Do you plan to sell tobacco products or tobacco paraphernalia?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N	BUILDING AND FACILITY INFORMATION			
Will you have: <input checked="" type="checkbox"/> Music <input type="checkbox"/> Dancing <input checked="" type="checkbox"/> Performers <input type="checkbox"/> Adult Entertainment		Property Owner's Name: <i>LEE ASSOCIATES LLC</i>	Warehouse on site? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		
		Business sq. ft.: <i>5,000</i>	Do you: <input type="checkbox"/> Own or <input checked="" type="checkbox"/> Rent/Lease your business property?		
		Does your business require construction and/or remodeling?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N		
		HAZARDOUS MATERIALS / MEDICAL WASTE			
		Will you use, store, or transport chemicals (new or waste state)?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N		
		Will you manage or produce bio-hazardous materials or waste?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N		

ACKNOWLEDGMENT
 I understand that before I can operate my business in Long Beach, my establishment must comply with applicable City departmental laws and regulations completely and obtain a business license or I will be in violation of L. B. M. C., Section 3.80. I declare, under penalty of perjury, that I am authorized to complete this application. To the best of my knowledge and belief, the provided information and statements are true and correct.

• SIGN and return this statement with your remittance. • Make checks payable to City of Long Beach

OWNER(S) OR AUTHORIZED AGENT	
Signature <i>[Signature]</i>	Date <i>12/31/18</i> PRINT NAME/TITLE <i>POV KENNETH DIRECTOR</i>
Signature _____	Date _____ PRINT NAME/TITLE _____

DO NOT WRITE BELOW THIS LINE						
Inspection(s):	<input type="checkbox"/> Bldg	<input type="checkbox"/> Fire	<input type="checkbox"/> Health	<input type="checkbox"/> HazMat	<input type="checkbox"/> PD	<input type="checkbox"/> Other
Basic Tax				\$ _____		Prev Use: <i>Restaurant w/ Alcohol</i>
Employees	# _____ @ _____	\$ _____ = _____				Exp Date: _____
Vehicles	# _____ @ _____	\$ _____ = _____				Prev Lic: _____
Other	# _____ @ _____	\$ _____ = _____				Exp Date: _____
PLA						District: <i>200</i>
PLA Employees	# _____ @ _____	\$ _____ = _____				SIC: <i>5813</i>
Regulatory						Eng'd by: _____
Investigation						Date: <i>12/31/18</i>
Misc. Fees <i>Labels, Temp Permit</i>				<i>1000.00</i>		BU <i>20858230</i>
Sub Total				<i>408.00</i>		
Zoning				<i>1200</i>		
Building Review				<i>200</i>		
Total				<i>\$ 1502.00</i>		

NOTE: THIS IS NOT A BUSINESS LICENSE: DO NOT OPERATE UNTIL A VALID LICENSE HAS BEEN ISSUED THIS INFORMATION IS AVAILABLE IN AN ALTERNATIVE FORMAT BY CONTACTING (562) 570-6211



Accepted By: Sharon Thomas Date: 12/30/08
 Zoning Approval By: [Signature] Date: 12/28/08

APPLICATION FOR ENTERTAINMENT PERMIT
 (Please Print All Information - Incomplete Applications Will Not Be Accepted)

Applicant's Name (Legal Ownership Structure): Panama Joes Inc
 Business Name (DBA): Panama Joes Cafe Business Phone: 562-434-7417
 Business Site Address: 5100-02 E Second St., Long Bch, CA 90803
 Date Business Proposes To Open: Currently operating
 Days & Time Premises Are Open For Inspection: Monday thru Friday 11am - 4pm

Proposed Use(s):
 Entertainment/Restaurant With Dancing Without Dancing
 Entertainment/Tavern With Dancing Without Dancing
 Social Club Pool or Billiard Hall Other (explain)

Explain briefly the proposed use of the rooms within the building:
Restaurant & Lounge with live entertainment

Contact Person(s) Name (authorized agent, manager, etc.): Greg Newman
 Contact Person(s) Phone Number: (310) 989-7618

Type of Organization:
 Corporation Partnership Individual Unincorporated Association or Club
 Trust LLC Other, explain: _____

<input type="checkbox"/> Building <input type="checkbox"/> Fire <input type="checkbox"/> Health (Check inspecting Department) Date Received: _____ <input type="checkbox"/> Building/Location meets Department Requirements for the proposed use. <input type="checkbox"/> Building/Location meets Department Requirements for the proposed use subject to the following conditions: <input type="checkbox"/> Building/Location does not meet Department requirements for the proposed use. Inspection Completed On (date): _____ By: _____
POLICE DEPARTMENT <input type="checkbox"/> Police Department finds no for basis for denial <input type="checkbox"/> Police Department finds basis for denial <input type="checkbox"/> Police Department finds no for basis for denial with conditions Conditions or Basis for Denial: _____ By: _____ Title: _____ Date: _____

Principal place of business (if other than the address listed on page 1): _____

Same

Fictitious business names(s) or dba(s) used: Panama Joes Cafe

Place and date of filing fictitious business name statement: Long Bch CA 1978

County(ies) in which fictitious name statement is (are) filed: Los Angeles County

Names and address of all agents and employees authorized to negotiate or otherwise represent individual in connection with any transaction with the City of Long Beach:

Greg Newman, Lisa C Newman, Ron Newman
Rick Loomis.

Name and address of person (agent) authorized to accept service of process in California:

Lisa Newman [REDACTED]

State whether you are licensed by any governmental agency to engage in any business. If so, list each such license held, the city in which held, and expiration date thereof:

ABC licences for restaurants held in various beach communities

Is this applicant a subsidiary of a present corporation or business? YES NO
If yes, explain:

How long has the corporation or business been in operation? since 10/30/1978

Is the location: Owned? Rented/Leased?

If Rented/Leased, state the name and address of property owners:

Name: LEC

Address: 1218 South Hills Dr

Wenatchel, WA 98701

IF APPLYING AS A CORPORATION

Check One Box:

For-Profit Corporation

Non-Profit Corporation

(If a Non-Profit Corporation, please attach copies of both State and federal Tax Exemption Certificates)

Name of Corporation: Panama Joes Inc

Corporation Number: 901038

Date and Place of Incorporation: 10/20/78, Long Bch CA

Location Headquarters: Long Bch, CA

Please attach certified copies of Articles of Incorporation and By-Laws, and all amendments thereto this application.

Name and Residence Address of Corporation Officers (members of the executive board):

Name	Title	Address	Telephone
<u>Rick Loomis</u>	<u>President</u>	[REDACTED]	[REDACTED]
<u>Lisa Newman</u>	<u>CFO/Secretary</u>	[REDACTED]	[REDACTED]

Numbers of shares issued by Corporation: 50

Number of share retained by Corporation: 0

Name and addresses of shareholders, if ten (10) or less state also the number and type of shares:

Panama Joes Investors LLC [REDACTED]
Richard Loomis [REDACTED]
[REDACTED]
[REDACTED]

Name and address of agent for service of process designated by Corporation with the Secretary of State of California:

Lisa Newman [REDACTED]
[REDACTED]

IF APPLYING AS A CORPORATION

INFORMATION IS REQUESTED FOR POLICE DEPARTMENT IDENTIFICATION AND INVESTIGATION

CORPORATE OFFICER I

Name: Rick Loomis Title: President
Residence Address: [REDACTED] Phone: [REDACTED]
Business Address: 5100 E 2nd St, LB CA Phone: (949) 475-0756
Race: [REDACTED] Sex: [REDACTED] Hair: [REDACTED] Eyes: [REDACTED] Height: 408.03 Weight: [REDACTED]
Date of Birth (mm/dd/yyyy): [REDACTED] Place of Birth: [REDACTED]
Driver's License Number: [REDACTED] Issuing State: [REDACTED]

CORPORATE OFFICER II

Name: Lisa Newman Title: CFO/Secretary
Residence Address: [REDACTED] Phone: [REDACTED]
Business Address: 5100 E 2nd St LB CA 90803 Phone: 562-434-7417
Race: [REDACTED] Sex: [REDACTED] Hair: [REDACTED] Eyes: [REDACTED] Height: [REDACTED] Weight: [REDACTED]
Date of Birth (mm/dd/yyyy): [REDACTED] Place of Birth: [REDACTED]
Driver's License Number: [REDACTED] Issuing State: [REDACTED]

CORPORATE OFFICER III

Name: _____ Title: _____
Residence Address: _____ Phone: _____
Business Address: _____ Phone: _____
Race: _____ Sex: _____ Hair: _____ Eyes: _____ Height: _____ Weight: _____
Date of Birth (mm/dd/yyyy): _____ Place of Birth: _____
Driver's License Number: _____ Issuing State: _____

CORPORATE OFFICER IV

Name: _____ Title: _____
Residence Address: _____ Phone: _____
Business Address: _____ Phone: _____
Race: _____ Sex: _____ Hair: _____ Eyes: _____ Height: _____ Weight: _____
Date of Birth (mm/dd/yyyy): _____ Place of Birth: _____
Driver's License Number: _____ Issuing State: _____

GENERAL OPERATING CONDITIONS

Complete Each Question

ALCOHOL/FOOD/ADDITIONAL BUSINESSES

1. Will liquor be sold or consumed on the premises? YES NO

a. If Yes, complete the following box:

Check one box to Indicate License Type	Alcohol Beverage Control License No.:	Premises Type: (Club (restaurant) or Commercial (store))
On sale beer <input checked="" type="checkbox"/>	<u>47-148348</u>	<u>Restaurant</u>
On sale beer and wine <input checked="" type="checkbox"/>	<u>47-148348</u>	<u>(47) "</u>
On sale distilled spirits <input checked="" type="checkbox"/>	<u>47-148348</u>	<u>"</u>

2. Is a bonafide-eating place provided on the premises? (Bonafide eating place means a place which is regularly used for serving meals for compensation, which has suitable kitchen facilities containing conveniences for cooking an assortment of foods for ordinary meals other than fast foods, sandwiches or salads. The kitchen must contain proper refrigeration for food and must comply with all applicable regulations of the Health and Human Services Department.

YES NO

a. If yes, list types of food sold: Mexican

b. If no, list any products (such as snacks sold): _____

3. Are non-alcoholic beverages sold? YES NO

4. How many tables for seating? 70

5. Are other types of businesses conducted on the premises? YES NO

a. If yes, list type(s): _____

6. Are pool tables provided? YES NO

a. If yes, indicate number: _____

7. Is there a license for the pool table? YES NO

a. If yes, license number: _____

8. Are amusement machine(s) and/or jukebox(es) provided? YES NO

a. If yes, indicate number and type: _____ Amusement Machines _____ Jukebox(es)

9. Is there a license for the amusement machine(s) and/or jukebox(es)? YES NO

a. If yes, decal number(s): _____

10. Owner of machine(s) and/or jukebox(es):

Name: _____

Address: NA

Telephone No. () _____

GENERAL OPERATING CONDITIONS (continued)

Complete Each Question

SECURITY

11. Will security officers be provided? YES NO

a. If yes, number of security officers: 10

12. Is any other type of security provided? YES NO

a. If yes, describe type of security: Panama Joe's Employees (Door Hosts)
trained through LEAD, Serve Safe, & internal training Manuals.

Days and hours security officers or other security will be provided (fill out completely): SECURITY CAMERAS

(Estimate)

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Hours of Security	9PM-2AM	9PM-2AM	9PM-2AM	9PM-2AM	9PM-2AM	9PM-2AM	9PM-2AM
	2	2	2	3	4	4	2

13. Will a private security firm be used? YES NO

a. If yes, provide the following information of the contracted security firm:

Name: _____ City Business License No.: _____
Address: NA Telephone No.: NA

ADMISSION and/or MEMBERSHIP FEES CHARGED

14. Will minors be allowed on the premises? YES NO

15. Will the premises be open to the general public? YES NO

16. Will an admission fee be charged? YES NO

a. If yes, fee schedule: Cover charge only to cover cost
of entertainers. on special events ^{BY} grand prix, st Patrick etc

17. Is there a private area for exclusive use of members and their guests only? YES NO

a. If yes, types of membership fees: NA

18. Will guests of members pay an admission fee or other charges? YES NO

a. If yes, describe the fee schedule and other charges: NA

GENERAL OPERATING CONDITIONS (continued)

Complete Each Question

HOURS OF OPERATION

Establishment hours of operation by day (fill out completely):

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Open	11am	11am	11am	11am	11am	9am	9am
Close	2am	2am	2am	2am	2am	2am	2am

PROXIMITY OF BUSINESSES AND RESIDENCES

19. Are there surrounding businesses? YES NO

a. What type? Post Office, The Gap, Bank of America, Barber Shop, ETC.

20. Are there surrounding residences? YES NO

a. Approximately how close? 200 ft.

PARKING FACILITIES AND ARRANGEMENTS

21. Is parking available? YES NO

a. If no, what is the street address of the off-premises parking facility? Large City Parking behind facility.

b. Describe the business arrangement made with owner of the parking facility if not part of business premises. (Please attach a copy of parking contract or deed restriction) City Lot.

c. Days and hours parking facility will be available:

	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
From	<u>City lot available 24 hours/day</u>						
To							

d. How many individual parking spaces (approximately)? 100

END OF GENERAL OPERATING CONDITIONS SECTION - PLEASE CONTINUE TO NEXT SECTION

ENTERTAINMENT FACILITY AND ACTIVITY

Entertainment - Restaurant Entertainment - Tavern (bar) Entertainment - Other

Does the Proposed Activity have:

Outdoor Entertainment? Y N

Dancing by patrons, guests, customers, participants, attendees? Y N

Dancing by performers? Y N

Live music by more than two (2) performers? Y N

Amplified music (live)? Y N

Amplified music (recorded)? Y N

Disc Jockey? Y N

Karaoke? Y N

Adult Entertainment as defined by LBMC Section 21.15.110? Y N

Adult Entertainment as defined by LBMC Section 5.72.115 (B)? Y N

Will the establishment serve as a family pool/billiard hall as provided in Section 5.69.090 of the LBMC? Y N

Any other type of entertainment not listed above? Y N

If yes, briefly describe the entertainment activity. NA

Describe entertainment by performers: Bands and Disc Jockeys

Dance Floor? Y N Stage? Y N

If yes, provide dimensions and type of material of dance floor. L NA X W NA = NA sq ft.

If yes, provide dimensions and type of material of stage. L 7' W 16' H 12"

Describe floor material and surface type: Wood & Carpet.

Schedule of entertainment. Please provide days of the week and time of day. If entertainment is not provided the same days and times every week, please provide a detailed schedule of specific dates and times of entertainment. Attach an additional sheet if necessary: (Fill Out Completely)

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Entertainment Type	Live or D.J.	" "	" "	" "	" "	" "	" "
Start Time	8PM	8PM	8PM	8PM	8PM	8PM	3PM
End Time	1am	1am	1am	1am	1am	1am	1am

RELEASE FORM

The undersigned, on behalf of (owner(s)) Panama Joe's Inc., hereby authorizes the City of Long Beach, by and through its appropriate officers, agents and employees to verify and confirm the information contained in this application, and to conduct such other investigations as may be reasonably required by the City of Long Beach, its officers, agents and employees for the purpose of determining the capability, fitness and capacity of:

(DBA) Panama Joe's Cafe

to obtain the (entertainment type) Live Entertainment ^{no} permit/license

The applicant by signing this application consents service of any notice required or provided for by the laws, rules, regulations, or ordinances of the City of Long Beach upon the person at the address designated in this application as the business address, will constitute sufficient and legal notice. Any change in the person or the address listed in the application may be made only in writing to the Director of Financial Management.

The applicant consents and agrees full compliance will be made with all applicable State laws and City ordinances governing the conduct of the particular type of business activity for which a business license or permit is requested. The applicant by signing this application understands any incomplete or false information may constitute grounds for denial.

I swear under penalty of perjury I have read the forgoing application and all information and statements made by the undersigned/applicant regarding this applicant are true and correct.

(Ron Newman)
Ron Newman Director 12/29/08
(SIGNATURE OR AUTHORIZED AGENT) (TITLE) (DATE)
[REDACTED] [REDACTED]
DRIVER'S LICENSE OR ID NUMBER STATE

Blaine Parin CSP III 12/30/08
ACCEPTED BY (CITY STAFF) TITLE DATE

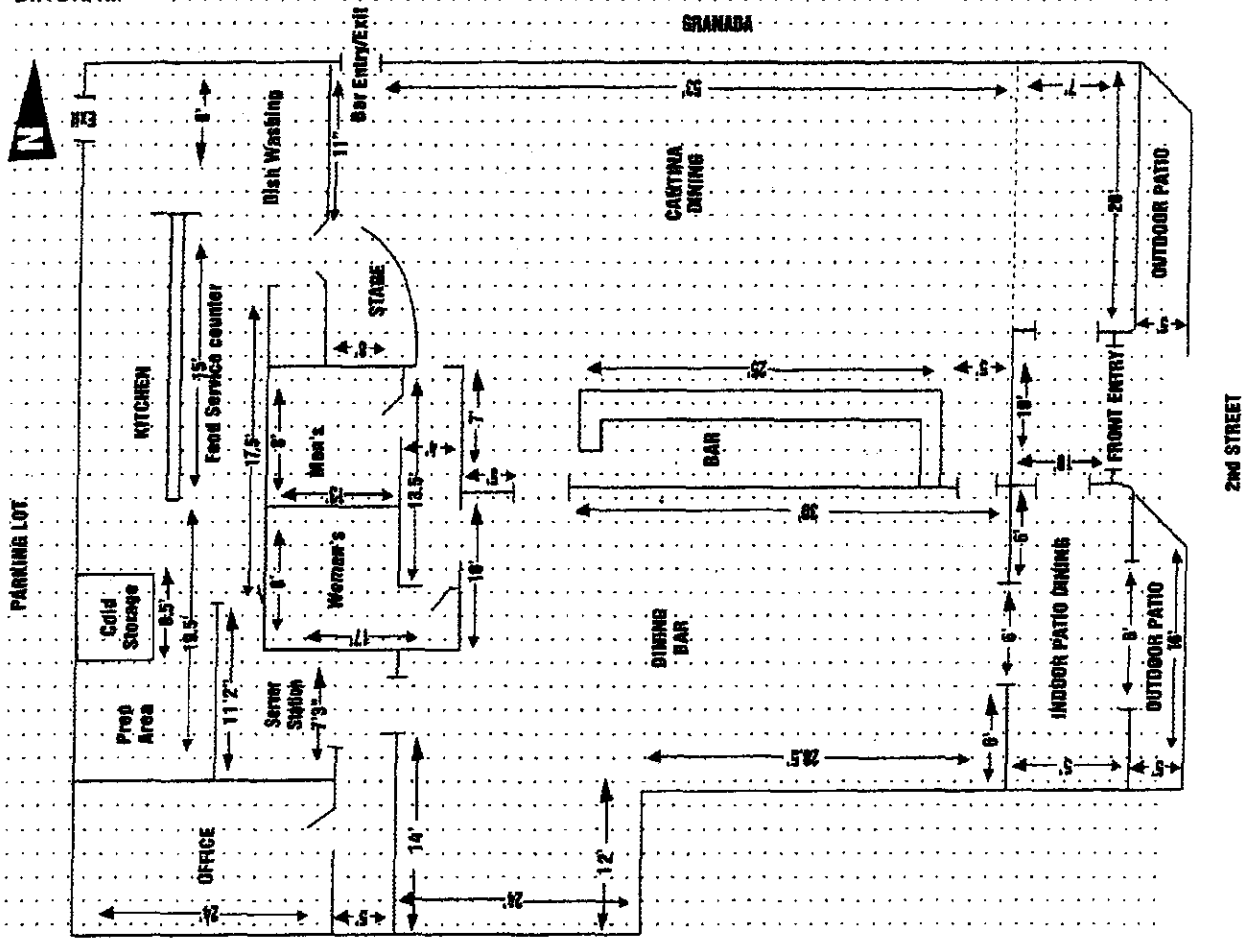
Department of Alcoholic Beverage Control
LICENSED PREMISES DIAGRAM (RETAIL)

State of California

1. APPLICANT NAME (Last, first, middle) Panama Joes Inc	2. LICENSE TYPE 47
3. PREMISES ADDRESS (Street number and name, city, zip code) 5100 E 2nd st, long beach, Ca 90803	4. NEAREST CROSS STREET

The diagram below is a true and correct description of the entrances, exits, interior walls and exterior boundaries of the premises to be licensed, including dimensions and identification of each room (i.e., "storeroom", "office", etc.).

DIAGRAM



It is hereby declared that the above-described boundaries, entrances and planned operation as indicated on the reverse side, will not be changed without first notifying and securing prior written approval of the Department of Alcoholic Beverage Control. I declare under penalty of perjury that the foregoing is true and correct.

APPLICANT SIGNATURE (Only one signature required)	DATE SIGNED
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FOR ABC USE ONLY

CERTIFIED CORRECT (Signature)	PRINTED NAME	INSPECTION DATE
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Department of Alcoholic Beverage Control
SUPPLEMENTAL DIAGRAM

State of California
 ARNOLD SCHWARZENEGGER, Governor

Instructions to Applicant:

Draw a sketch of the area on which the licensed premises is or will be located. Show adjacent structures and nearest cross streets. *If this is an event for a daily license, catering authorization or miscellaneous use, show the area where sales and consumption of alcoholic beverages will occur. Post a copy of this diagram with Daily License, Catering Authorization or Event Authorization where the event is held. Sales and consumption of alcoholic beverages must be confined to the area designated in the diagram and supervised to prevent violations of the Alcoholic Beverage Control Act.*

1 APPLICANT NAME (Last, first, middle)

Panama Joes Inc

2 LICENSE TYPE

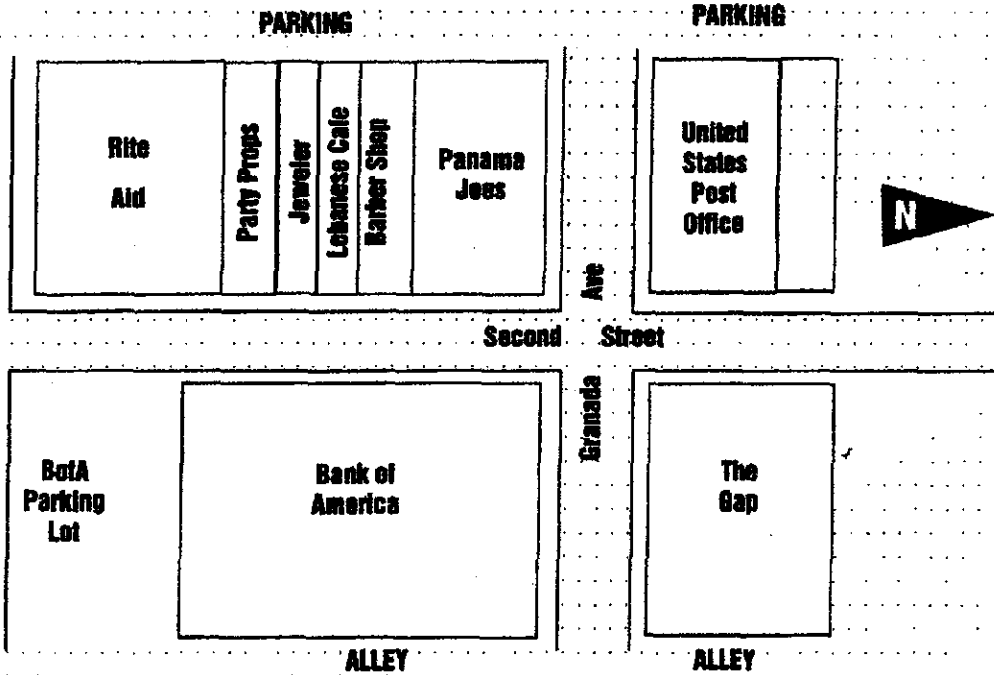
47

3 PREMISES ADDRESS (Street number and name, city, zip code)

5100 E 2nd st , long beach, Ca 90803

4 NEAREST CROSS STREET

DIAGRAM



I have read the above instructions and I declare under penalty of perjury that the above diagram is true and correct.

APPLICANT SIGNATURE

DATE SIGNED

FOR ABC USE ONLY

CERTIFIED CORRECT (Signature)

PRINTED NAME

INSPECTION DATE

DISPLAY CONSPICUOUSLY AT PLACE OF BUSINESS FOR WHICH ISSUED

CALIFORNIA STATE BOARD OF EQUALIZATION

SELLER'S PERMIT



ACCOUNT NUMBER

[REDACTED]

PANAMA JOE'S INC.
5100 E. 2ND ST
LONG BEACH, CA 90703-3790

THIS PERMIT DOES NOT
AUTHORIZE THE HOLDER
TO ENGAGE IN ANY
BUSINESS CONTRARY TO
LAWS REGULATING THAT
BUSINESS OR TO
POSSESS OR OPERATE
ANY ILLEGAL DEVICE.

IS HEREBY AUTHORIZED PURSUANT TO SALES AND USE TAX LAW
TO ENGAGE IN THE BUSINESS OF SELLING TANGIBLE PERSONAL
PROPERTY AT THE ABOVE LOCATION.

Not valid at any other address

THIS PERMIT IS VALID UNTIL REVOKED OR CANCELED BUT IS NOT TRANSFERABLE. IF YOU SELL YOUR BUSINESS,
OR DROP OUT OF A PARTNERSHIP, NOTIFY US OR YOU COULD BE RESPONSIBLE FOR SALES AND USE TAXES
OWED BY THE NEW OPERATOR OF THE BUSINESS.

BT-442-RLZ REV. 12 (6-85)



Accepted By: Dean Harris Date: 12/3/08
 Zoning Approval By: [Signature] Date: 12/3/08

APPLICATION FOR ENTERTAINMENT PERMIT

(Please Print All Information - Incomplete Applications Will Not Be Accepted)

Applicant's Name (Legal Ownership Structure): Panama Joes Inc
 Business Name (DBA): Panama Joes Cafe BUSINESS PHONE: 562-434-7417
 Business Site Address: 5100-02 E Second St, Long Bch, CA 90803
 Date Business Proposes To Open: Currently operating
 Days & Time Premises Are Open For Inspection: Monday thru Friday 11am - 4pm

- Proposed Use(s):
- Entertainment/Restaurant With Dancing Without Dancing
 - Entertainment/Tavern With Dancing Without Dancing
 - Social Club Pool or Billiard Hall Other (explain)

Explain briefly the proposed use of the rooms within the building:
Restaurant & Lounge with live entertainment

Contact Person(s) Name (authorized agent, manager, etc.): Greg Newman
 Contact Person(s) Phone Number: (310) 989-7618

- Type of Organization:
- Corporation Partnership Individual Unincorporated Association or Club
 - Trust LLC Other, explain: _____

OFFICE USE ONLY

Building Fire Health (Check Inspecting Department) Date Received: _____

Building/Location meets Department Requirements for the proposed use.

Building/Location meets Department Requirements for the proposed use subject to the following conditions:

Building/Location does not meet Department requirements for the proposed use.

Inspection Completed On (date): _____ By: _____

POLICE DEPARTMENT

Police Department finds no for basis for denial Police Department finds basis for denial

Police Department finds no for basis for denial with conditions

Conditions or Basis for Denial: _____

By: Anthony W. Battis Title: CHIEF OF POLICE Date: 2/6/09



Date: February 10, 2009
To: Erik Sund, Bureau Manager, Business Relations Bureau
From: Anthony W. Batts, Chief of Police *AWB*
Subject: **APPLICATION FOR ENTERTAINMENT WITHOUT DANCING AT PANAMA JOE'S CAFE – 5100 EAST SECOND STREET**

In response to your request for a recommendation regarding the above named permit application for Entertainment without Dancing, the Police Department recommends **approval** of a **One-Year Short-Term** permit, subject to the following twenty-three (23) conditions of operation:

Panama Joe's Cafe is located on the southeast corner of Second Street and Granada Avenue. The establishment serves a Mexican food menu for lunch and dinner. After the food service ends, the business becomes a nightclub with limited food service. Panama Joe's has been in business since 1978 and has recently sold its controlling interest to Lisa Newman. The Newman family owns and operates five Sharkeez restaurants and bars throughout Southern California.

Based on the Long Beach Police Department's investigation, input from three different police jurisdictions and the East Division Patrol Commander's concerns about new ownership possibly converting Panama Joe's into a Sharkeez, which would bring a younger clientele to the business, the Long Beach Police Department believes a One-Year Short-Term Entertainment without Dancing Permit would be in the best interest of the surrounding community and the City of Long Beach.

CONDITIONS OF OPERATION

- 1) The operation of the establishment shall be limited to those activities and elements expressly indicated on the permit application and approved by the City Council. Any change in the operation, which exceeds the conditions of the approved permit, will require that a new permit application be submitted to the City Council for their review and approval.
- 2) Unless separately applied for, reviewed, and approved, no adult entertainment, as defined by section 5.72.115(B) LBMC shall be conducted on the permitted premises.
- 3) Entertainment activities indicated on page #7 of your entertainment application shall be restricted to no later than **1:00 AM** Sunday through Wednesday and **1:30 AM** Thursday through Saturday. Entertainment can begin Monday through Friday at 7:00 p.m. and Saturday and Sunday at 1:00 p.m.

ENTERTAINMENT WITHOUT DANCING AT PANAMA JOE'S CAFE
5100 EAST 2ND STREET

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- 4) Noise emanating from the permittee's premises shall not be audible 50 feet or more from the property line of the premises. The permittee shall be responsible for determining how to best meet this requirement, either by keeping doors and windows closed, limiting hours of entertainment, or by offering non-amplified entertainment.
- 5) Patrons awaiting entry in a defined "queue" shall be restricted to 2nd Street and must extend this line east of the business. There shall be no "queue" allowed after 12 midnight, Sunday thru Wednesday nights, and 1:00 a.m. Thursday, Friday, and Saturday nights. All persons gathering outside after the allowed hours shall be considered to be loitering. The public right of way (sidewalk), or an entrance to any business shall not be blocked at any time.
- 6) Entertainment on the following holidays is permitted until 2:00 a.m.: New Years Eve, New Years Day, St. Patrick's Day, Cinco De Mayo, Memorial Day Eve, July 3rd, Labor Day Eve, and Halloween night.
- 7) Patrons under twenty-one (21) years of age shall not be permitted to enter nor to remain on the premises after the restaurant (food services) portion of the establishment has closed, or **10 PM, whichever comes first**. Private functions not open to the public are exempt from this condition.
- 8) The permittee shall not allow employees to discard trash or beer bottles into the outside dumpster between the hours of 10 p.m. and 7 a.m.
- 9) The permittee shall be responsible for maintaining an adequate security staff to supervise patrons inside the establishment and those waiting to enter. Potential patrons awaiting entry in a defined "queue" shall be counted toward the calculation of required security staffing levels. For crowds up to fifty (50) patrons, the permittee shall provide a minimum of one (1) uniformed security guard. For crowds over (50) fifty patrons, the permittee shall provide a minimum of one (1) additional uniformed security guard per fifty (50) people. Security guards must be identifiable as "Panama Joe's employees." Should the permittee's operations give rise to a substantial increase in complaints/calls for service, or trash left in the parking lot or adjacent property, the permittee shall increase security as directed by the Chief of Police.
- 10) The permittee shall ensure that a security guard monitor and check the property adjacent to, and the parking lots on each side of Granada Avenue on an hourly basis after 8:00 p.m. each night of the week. Security shall maintain order; prevent the unlawful consumption of alcohol, or any activity that would interfere with the quiet enjoyment of their property by nearby residents. Security guards must be identifiable as "Panama Joe's employees."

ENTERTAINMENT WITHOUT DANCING AT PANAMA JOE'S CAFE
5100 EAST 2ND STREET

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- 11) The permittee shall not allow any employee, patron, or entertainer, to exit or loiter near the side door on Granada Avenue, or the two rear kitchen doors, after 10 p.m., except in the case of an emergency.
- 12) The side door on Granada Avenue and the two rear kitchen doors shall not be used for any type of deliveries, including loading or unloading of any performer's equipment, between the hours of 10 p.m. and 7 a.m.
- 13) At the conclusion of each event, the permittee shall take reasonable measures to ensure that exiting patrons walk directly to their vehicles and not loiter in the parking lot or the immediate area.
- 14) Current occupancy loads shall be posted at all times, and the permittee shall have an effective system to keep count of the number of occupants present at any given time and provide that information to public safety personnel upon request. (LBMC section 18.48.320)
- 15) The permittee agrees to reimburse the City of Long Beach whenever excessive police services, as determined by the Chief of Police, are required as the result of any incident or nuisance arising out of, or in connection with the permittee's operations.
- 16) This entertainment permit is accessory to the primary business, which is a restaurant. In the event the primary business ceases operation on a permanent basis, meaning meals are no longer offered at the location, then the entertainment permit becomes null and void.
- 17) All independent contractors and promoters must have, or obtain a City of Long Beach Business License prior to conducting entertainment activities governed by this permit. The permittee shall be responsible for all entertainment activities at the location, including those conducted by promoters or independent contractors.
- 18) The permittee must provide all promoters, or independent contractors hired to conduct entertainment activities, with a copy of the approved permit, which shall include a copy of the approved conditions of operation.
- 19) Panama Joe's Cafe, its promoters, or agents, shall not distribute any advertising matter, such as signs, posters, or promotional cards, in or upon any public property, or in or on any vehicle in any such place in the City of Long Beach. Distribution of any advertising matter upon private property shall adhere to the following guidelines: By placing the same matter in a receptacle, clip, or other device designed or intended to receive advertising matter. The permittee shall keep all promoter contracts, including names, addresses, and phone numbers, on file at all times, be available for inspection at anytime.

ENTERTAINMENT WITHOUT DANCING AT PANAMA JOE'S CAFE
5100 EAST 2ND STREET

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- 20) The permittee shall maintain full compliance with all applicable laws, ABC laws, ordinances, and stated conditions. In the event of a conflict between the requirements of this permit, your conditional use permit, or your Alcoholic Beverage Control license, the more stringent regulation shall apply.
- 21) The permittee, shall, within ninety (90) days of an approved entertainment permit, submit proof of attending the LEAD program offered by the Department of Alcoholic Beverage Control. In the event that the LEAD program is not offered within this ninety-day period, the permittee shall attend the next available class. Proof of completion shall be submitted to the Long Beach Police Department Vice Investigations Section.
- 22) The establishment shall remain in compliance with all applicable sections of the Long Beach Noise Ordinance (LBMC Chapter 8.80)
- 23) Any graffiti painted or marked upon the premises or on any adjacent area under the control of the permittee shall be removed or painted over within 24 hours of being applied.

AWB:CNA:cna
AppvCondPJ's



Accepted By: [Signature] Date: 12/2/08
 Zoning Approval By: [Signature] Date: 12/2/08

APPLICATION FOR ENTERTAINMENT PERMIT

(Please Print All Information - Incomplete Applications Will Not Be Accepted)

Applicant's Name (Legal Ownership Structure): Panama Joes Inc
 Business Name (DBA): Panama Joes Cafe business phone 562-434-7417
 Business Site Address: 5100-02 E Second St, Long Beach, CA 90803
 Date Business Proposes To Open: Currently operating
 Days & Time Premises Are Open For Inspection: Monday thru Friday 11am - 4pm

Proposed Use(s):

- Entertainment/Restaurant With Dancing Without Dancing
 Entertainment/Tavern With Dancing Without Dancing
 Social Club Pool or Billiard Hall Other (explain)

Explain briefly the proposed use of the rooms within the building:

Restaurant & Lounge with live entertainment

Contact Person(s) Name (authorized agent, manager, etc.): Greg Newman
 Contact Person(s) Phone Number: (310) 989-7618

Type of Organization:

- Corporation Partnership Individual Unincorporated Association or Club
 Trust LLC Other, explain: _____

OFFICE USE ONLY

Building Fire Health (Check Inspecting Department) Date Received: 1/10/09

Building/Location meets Department Requirements for the proposed use.

Building/Location meets Department Requirements for the proposed use subject to the following conditions:

Building/Location does not meet Department requirements for the proposed use.

Inspection Completed On (date): 2/13/09 By: WENDY GOETZ

POLICE DEPARTMENT

- Police Department finds no for basis for denial Police Department finds basis for denial
 Police Department finds no for basis for denial with conditions

Conditions or Basis for Denial: _____

By: _____ Title: _____ Date: _____



CITY OF LONG BEACH

DEPARTMENT OF HEALTH AND HUMAN SERVICES

100 W BROADWAY STE 400 LONG BEACH, CA 90802 562-570-8513 FAX 562-570-6930

ENVIRONMENTAL HEALTH
NOISE OFFICE

DEPARTMENT OF HEALTH AND HUMAN SERVICES ENTERTAINMENT PERMIT APPLICATION REQUIREMENTS

Date: 12/28/08

Name of Business (DBA): Panama Joes Cafe

Name of Business Owner: Greg Newman & Rick Loomis

Business Address: 5100-02 E Second St
Long Beach, CA 90803

Dear New Business Owners:

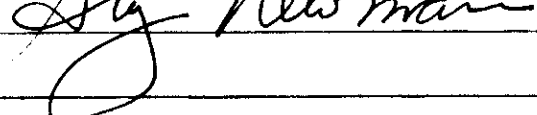
The Entertainment establishment must abide by the Long Beach Municipal Code Noise Ordinance, Chapter 8.80.

You must make sure that the noise generating inside your business is not impacting adjacent residences.

If loud music is to be played as part of the entertainment permit, you must also post a sign in the customer area in a conspicuous location that states:

Warning: Sound Levels Within May Cause Permanent Hearing Impairment.

I understand that in order to provide Entertainment, my establishment must comply with the Long Beach Noise Ordinance (LBMC Chapter 8.80)

Owner or Authorized Agent Signature(s) 

Title Director

Phone # (310) 989-7618

FAX # (310) 374-9901



Accepted By: Shawn Harris Date: 12/30/08
 Zoning Approval By: [Signature] Date: 12/29/08

APPLICATION FOR ENTERTAINMENT PERMIT

(Please Print All Information - Incomplete Applications Will Not Be Accepted)

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 Business Name (DBA): Panama Joes Cafe Business Phone: 562-434-7417
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Contact Person(s) Name (authorized agent, manager, etc.): Greg Newman
 Contact Person(s) Phone Number: (310) 989-7618

Type of Organization:

- Corporation Partnership Individual Unincorporated Association or Club
 Trust LLC Other, explain: _____

OFFICE USE ONLY

Building Fire Health (Check Inspecting Department) Date Received: 12-30-08
 Building/Location meets Department Requirements for the proposed use. 547307-LAN
 Building/Location meets Department Requirements for the proposed use subject to the following conditions:

 Building/Location does not meet Department requirements for the proposed use.
 Inspection Completed On (date): _____ By: _____

POLICE DEPARTMENT

Police Department finds no for basis for denial Police Department finds basis for denial
 Police Department finds no for basis for denial with conditions
 Conditions or Basis for Denial: _____

By: _____ Title: _____ Date: _____



Date: February 2, 2009
To: Richard I. Bartlett, Business Services Officer, Commercial Services Bureau
From: Derek Burnham, Current Planning Officer *DB*
Subject: REVIEW OF ENTERTAINMENT LICENSE REQUEST

Site Address: 5100 E. 2nd Street
Long Beach, CA 90803

Applicant: Panama Joe's, Inc.
DBA Panama Joe's Cafe

Zoning District: CNP (Neighborhood Pedestrian District)

Proposed Use: Entertainment without Dancing

The Community Design and Development Division of the Department of Planning and Building has the following comments:

No CUPs or AUPs were found for the subject site; however, a CUP Exemption (Case No. 34-99) was approved for on-site sale of general alcohol in conjunction with meal service only within a newly expanded outdoor dining area at an existing, legal nonconforming restaurant/bar tavern.

The applicant is seeking to obtain a permit for entertainment without dancing. An entertainment permit without dancing is allowed as an accessory use to a restaurant in the CNP zone. No extra parking is required.

Planning Bureau recommends that the entertainment permit without dancing for "Panama Joe's" be approved, subject to the attached Conditions of Approval.

If you have any questions regarding this response, please call Angie Zetterquist, Planner, at (562) 570-6553.

**ENTERTAINMENT PERMIT
CONDITIONS OF APPROVAL**

5100 E. 2ND Street
dba, "Panama Joe's"

1. Patrons under the age of twenty-one (21) shall not enter or remain on the premises after the restaurant has discontinued offering the full menu or 10:00 PM daily, whichever is earlier. Private functions not open to the public are exempt from this condition.
2. Any graffiti found on site must be removed within 24 hours of its appearance.
3. 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.
4. Noise generated on-site from the permitted entertainment uses shall not be heard beyond 50 feet from the exterior of the premises in any direction. The permittee shall be wholly responsible for determining how to meet this requirement, either by keeping doors and windows shut, limiting hours of entertainment or offering non-amplified entertainment.
5. Deliveries to and from the premises shall be limited to the hours of 8:00 AM to 10:00 PM.
6. Trash and refuse collection shall be limited to the hours of 8:00 AM to 10:00 PM.
7. Employees at the subject premises shall not discard trash or bottles into the outside dumpster between the hours of 10:00 PM and 8:00 AM
8. The establishment shall remain in compliance with all applicable sections of the Long Beach Noise Ordinance (LBMC Chapter 8.80)
9. The sale of alcoholic beverages for consumption off-premises is strictly prohibited.
10. The property shall be maintained in a neat, quiet, and orderly condition and operated in a manner so as not to be detrimental to adjacent properties and occupants. This shall encompass the maintenance of exterior facades of the building, designated parking areas serving the use, fences and the perimeter of the site (including all public parkways).

11. There shall be no exterior advertising or sign of any kind or type, including advertising directed to the exterior from within, promoting or indicating the availability of alcoholic beverages.
12. The premises shall be maintained as a full service restaurant providing an assortment of full meals normally offered in such establishments. In the event that the restaurant ceases operations, the entertainment permit shall be null and void.
13. Entertainment provided shall be end by 1:00 AM, or earlier, seven days a week. Entertainment can begin Monday through Friday at 7:00 p.m. and Saturday and Sunday at 1:00 p.m.
14. Entertainment on the following holidays is permitted until 1:30 AM: New Years Eve, New Years Day, St. Patrick's Day, Cinco De Mayo, the day before Memorial Day, July 3rd, the day before Labor Day, and Halloween.
15. No employee, patron or entertainer, shall exit or loiter near the rear of the business or on Granada after 10:00 PM, except in the case of an emergency. Additionally, no employee, patron, or entertainer shall loiter in the parking lots adjacent to the establishment on both sides of Granada.
16. Patrons awaiting entry in a defined "queue" shall be restricted to 2nd Street and the line must extend east of the business. There shall be no queuing allowed after 12 midnight Sunday thru Wednesday nights and 1:00 AM on Thursday, Friday, and Saturday nights. The public right of way (sidewalk) and entrances to any business on 2nd Street shall not be obstructed at any time by the queue.
17. The permittee shall be responsible for maintaining an adequate security staff to supervise patrons inside the establishment and those waiting to enter. Patrons awaiting entry in a defined "queue" shall be counted toward the calculation of required security staffing levels. For crowds up to fifty (50) people, the permittee shall provide a minimum of one (1) uniformed security guard. For crowds over (50) fifty people, the permittee shall provide a minimum of one (1) additional uniformed security guard per fifty (50) people. Security guards must be identifiable as "Panama Joe's employees." Should the permittee's operations give rise to a substantial increase in complaints/calls for service, or trash left in the parking lot, the permittee shall increase security as directed by the Chief of Police.
18. Between the hours of 8:00 PM and a half hour after closing on Thursdays, Fridays, Saturdays, and as needed, including Holidays listed in item #14, the permittee shall provide one (1) security guard in the adjacent parking lots (both sides of Granada) who shall maintain order and prevent any activity that interferes with the quiet enjoyment of nearby residents. Said personnel shall be clothed in such a manner as to be readily identifiable as security.

19. Current occupancy loads shall be posted at all times, and the permittee shall have an effective system to keep count of the number of occupants present at any given time and provide that information to public safety personnel upon request. (LBMC section 18.48.320)
20. The permittee agrees to reimburse the City whenever excessive police services, as determined by the Chief of Police, are required as the result of any incident or nuisance arising out of or in connection with the permittee's operations.
21. Panama Joe's, its promoters, or agents, shall not distribute any advertising matter, such as signs, posters, or promotional cards, in or upon any public property, or in or on any vehicle in any such place in the City. Distribution of any advertising matter upon private property shall adhere to the following guidelines: by placing the same matter in a receptacle, clip, or other device designed or intended to receive advertising matter. The permittee shall keep all promoter contracts, including names, addresses and phone numbers, on file at all times, and must be available for inspection at anytime.
22. The permittee shall maintain full compliance with all applicable laws, ABC laws, ordinances and stated conditions. In the event of a conflict between the requirements of this permit, conditional use permit, or Alcoholic Beverage Control license, the more stringent regulation shall apply.
23. The permittee, shall, within ninety (90) days of an approved entertainment permit, submit proof of attending the LEAD program offered by the Department of Alcoholic Beverage Control. In the event that the LEAD program class is not offered within this ninety day period, the permittee shall attend the next available class. Proof of completion shall be submitted to the Long Beach Police Department Vice Investigations Section.
24. The operation of the establishment shall be limited to those activities and elements expressly indicated on the permit application and approved by the City Council. Any change in the operation, which exceeds the conditions of the approved permit, will require that a new permit application be submitted to the City Council for their review and approval.
25. The permittee shall install and maintain a video surveillance system to assist with monitoring the property. Contact the Long Beach Police Department for a copy of the Video Surveillance System Guidelines for guidance on camera location and equipment specifications. Recordings should be retained for no less than 10 days.