



# CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT

# H-2

333 West Ocean Blvd • Long Beach, California 90802

February 5, 2013

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

## RECOMMENDATION:

Receive the supporting documentation into the record, conclude the hearing and grant the permits with conditions on the application of DDRRC Pike Entertainment, LLC, DBA KDB Long Beach, 10 Aquarium Way, for Entertainment with Dancing by Patrons and Pool Hall. (District 2)

## 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 shall approve the issuance of the entertainment permit if they find that: the issuance of the permit at the proposed location is consistent with federal, state and local laws, rules, and regulations; it will not constitute an undue burden on the neighborhood; the applicant(s) or responsible persons have not been convicted of any misdemeanor involving moral turpitude or felony offense within the past five years; and, neither the applicant(s) or any responsible persons have a history of committing significant violations of the City code and have not provided false or misleading information on their application.

The City Council has the authority to approve the following options: 1) grant the Permit, with or without conditions; or 2) deny the Permit on the application. Once the Permit is granted, pursuant to LBMC 5.72.120.5, the Permit will be subject to an administrative review by the Department of Financial Management every two years. This review process will consist of a multi-department analysis to determine compliance and identify if issues exist. This provision does not affect the City's ability to modify, revoke or suspend a permit at any time.

City departments have conducted their investigations in accordance with the LBMC. Attached for your review are the departmental investigative reports, history, entertainment permit application and floor plan. To review all supportive documents, as well as the documents included in this report, you may visit [www.longbeach.gov/finance/business\\_relations/entertainment.asp](http://www.longbeach.gov/finance/business_relations/entertainment.asp).

The following summarizes departmental findings:

- The Police Department recommends that the permit for entertainment with dancing by patrons be approved subject to the standard conditions of the Downtown Dining and Entertainment District.

- The Fire Department finds that the building/location meets department requirements for the proposed use.
- 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 finds that the building/location meets department requirements for the proposed use.

The Department of Financial Management, Business Relations Bureau, has reviewed all submitted department documents and correspondence and, after a thorough investigative process, recommends that the permit for entertainment with dancing by patrons be approved subject to conditions (attached).

In the event that any of the recommended conditions are in conflict with other permits or licenses, the permittee shall adhere to the strictest of the applicable conditions. This location has been licensed as a restaurant since October of 2003.

This matter was reviewed by Deputy City Attorney Amy R. Webber on January 14, 2013.

#### TIMING CONSIDERATIONS

The hearing date of February 5, 2013, 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 \$22 and Zoning Review \$16 (Development Services), Police Investigation \$663 (Police Department), and Labels \$90 (Financial Management Department).

The following fees will be collected if the application is approved: Business License \$330.57 and Regulatory \$287 (Financial Management Department).

#### SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

  
JOHN GROSS  
DIRECTOR OF FINANCIAL MANAGEMENT

APPROVED:

  
PATRICK H. WEST  
CITY MANAGER



# CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT  
BUSINESS RELATIONS BUREAU

333 WEST OCEAN BOULEVARD 7<sup>TH</sup> FLOOR • LONG BEACH, CA 90802 • (562) 570-6211

## **Recommended Conditions of Operation** **DDRC Pike Entertainment LLC., DBA KDB Long Beach** **10 Aquarium Way** **Application for Entertainment with Dancing and Pool Hall**

The Department of Financial Management recommends **approval** of the permit subject to the following conditions associated with the Downtown Dining and Entertainment District:

"Entertainment" as used here shall have the same definition as "entertainment activity" contained in LBMC Section 5.72.115:

- A. "Entertainment activity" means any activity conducted for the primary purpose of diverting or entertaining a clientele in a premises open to the general public. Said activity shall include, but shall not be limited to, dancing, whether by performers or patrons of the establishment, live musical performances, instrumental or vocal, when carried on by more than two (2) persons or whenever amplified; musical entertainment provided by a disc jockey or karaoke, or any similar entertainment activity involving amplified, reproduced music.

Permittee understands and agrees that the conditions attached here are in addition to the requirements of LBMC Sections 5.72 and 21.115.110. In the event of a conflict between the permittee's ABC license and this permit, or between a conditional use permit and this permit, the more stringent conditions shall apply.

Permittee understands and agrees that he or she is excused from complying with the Tiered Conditions so long as his or her operation complies with all of the conditions in this permit as well as all other applicable laws and regulations. Failure to comply will result in the enforcement of increasingly more stringent Tiered Conditions and may result in a decision to suspend or revoke the Entertainment Permit.

This permit does not modify or limit in any way the authority of the Chief of Police to enforce Penal Code Section 415 (disturbing the peace) against any person or entity, or of the Chief of Police or the Fire Marshal to immediately take action in the event of an imminent threat to public health or safety.

### **CONDITIONS OF OPERATION**

1. Indoor entertainment and outdoor non-amplified entertainment that otherwise conforms with the requirements of state and local laws and regulations may be offered pursuant to permit until 2 a.m., seven days a week.

Outdoor amplified entertainment is prohibited, except for rooftop entertainment that was permitted on or before February 3, 2007, or except in conjunction with a special events permit.

2. Each holder of an existing entertainment permit within the entertainment district and each new applicant for a downtown area entertainment permit, including an applicant who acquires an existing business through a change of ownership, shall within ninety (90) days of application, attend a permit orientation session conducted by or at the direction of the City. Each new applicant for a downtown area entertainment permit, including an applicant who acquires an existing business through a change of ownership, shall, within ninety (90) days of application, submit proof of attending the LEAD program offered by the Department of Alcoholic Beverage Control.
3. The permittee shall comply with all applicable laws, regulations, ordinances and stated conditions. It is the intent of the City that each permittee make his or her own business decisions as to how to implement compliance; however, if the permittee fails to comply with the conditions of this permit, or if his or her operations result in excessive police service as defined below, the permittee will be required to operate under the more restrictive conditions described in Attachment "B" and made a permanent part of this permit without further hearing.
4. The permittee shall be responsible for all entertainment activities at the location, including those conducted by promoters. Each permittee and promoter conducting business within the City of Long Beach must have or obtain a City of Long Beach Business License prior to conducting entertainment activities governed by this permit. The permittee shall provide all promoters and agents hired to conduct entertainment activities with a copy of the approved permit, which shall include a copy of the approved conditions of operation.
5. The operation of the establishment shall be limited to those activities expressly indicated on the entertainment permit application and approved by the City Council. Any change in the operation that exceeds the conditions of the approved permit will require approval by City Council.
6. The permittee shall comply with the requirements of LBMC Sec. 8.80 (Noise) at all times. In addition, in response to a complaint, the Police Department will enforce Penal Code Section 415 (disturbing the peace) and all other state and local provisions related to the "public peace." Permittee shall conduct all aspects of his or her operation, including before- and after-hours deliveries and maintenance, in consideration of residences located nearby. Permittee agrees that the following standard is reasonable: Noise emanating from Permittee's premises shall not be audible from the middle of the street adjoining the premises.
7. No adult entertainment, as defined by section 5.72.115(B) LBMC shall be conducted on the permitted premises. The permittee shall not allow, permit, procure, or encourage, anyone to expose male or female genitals, cleft of the buttocks, the areola or any portion of the female breast below the areola, while or inside the business.
8. 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)

9. Should the permittee's operations give rise to a substantial increase in complaints/calls for police service, the permittee shall increase security staff, implement the use of electronic metal detection equipment, increase outside lighting, or make other changes to the premises or operation as the Chief of Police determines are necessary to protect the safety of the public. In the event of a conflict on this issue between the requirements of this permit and any permit issued by the Alcoholic Beverage Commission, the more stringent regulation shall control.
10. The permittee shall be responsible for maintaining an adequate security staff to supervise patrons 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 up to fifty (50) people inside (or in a defined queue waiting to enter) an establishment, the permittee shall provide a minimum of one (1) uniformed licensed security guard per floor. There shall be one additional guard for each subsequent increment or each partial increment of 50, plus one guard per each additional floor. (Example: a one-story establishment with 75 patrons present must have two guards. A two-story establishment with 75 patrons present must have three guards.) Potential patrons awaiting entry in a defined "queue" shall be counted toward the calculation of required security staffing levels. The Chief of Police may relax these staffing levels during daylight hours, or during hours in which the primary activity in the establishment is dining, if he determines that a lower level of security staffing is consistent with the protection of public health and safety.

The attire of each security guard shall clearly indicate the guard's affiliation with the establishment by means of a pin, shirt, or other clearly-visible form of identification.

11. To operate a restaurant with alcohol and entertainment in the Downtown Dining and Entertainment District, the proprietor must operate and maintain the licensed premises as a bona fide eating place. He or she must make actual and substantial sales of meals, during at least one full normal mealtime, at least five days a week. Normal meal times are 6:00 a.m. – 9:00 a.m., 11:00 a.m. – 2:00 p.m., and 6:00 p.m. – 9:00 p.m. Minors are only allowed on the premises during mealtime hours.
12. Persons under eighteen (18) years of age shall not be permitted to enter nor permitted to remain on the premises after 10 p.m., unless accompanied by a parent or legal guardian.
13. The permittee shall establish a program to discourage loitering and littering outside any of the entrance/exit doors at all times open for business. This should be done by use of security guards and/or signs near all exits that encourage patrons to "respect our neighbors" and the provision of trash receptacles.
14. At the conclusion of each event and at closing time, the permittee's staff shall remind patrons to refrain from loitering in the immediate area, littering or making excessive noise. Patrons should be reminded to use trash receptacles and to walk directly and quietly to their cars or other transportation.

15. The permittee shall not distribute, post or attach, and shall be responsible for ensuring that its promoters and or agents do not distribute, post or attach, advertising matter on public property or on any vehicle on public property.
16. 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.
17. When the Chief of Police determines that excessive police services are required as the result of any incident or nuisance arising out of or in connection with the permittee's operations, the cost of such services shall be billed to the permittee as an expense of an emergency response. "Expense of an emergency response" means those costs incurred by the city of Long Beach in making any appropriate emergency response to the incident, and shall be comprised of all costs directly arising because of the response to the particular incident, including, but not limited to, the cost of providing police, firefighting, rescue, and emergency medical services at the scene of the incident, as well as the salaries of the personnel responding to the incident."

#### **ADDITIONAL CONDITION**

18. 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 the 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.
19. If the permittee utilizes an independent third party event promoter to provide entertainment related services resulting in any public safety call for service, the City reserves the right to remove and/or restrict the use of independent third party promoters.
20. Where admission of persons under the age of eighteen years is permitted as a condition of a license approved by the Alcoholic Beverage Control Board, no person owning, controlling, managing, or having charge of any public pool hall, public billiard hall, public cardroom or public card table, or any other table kept or used for gaming shall allow any person under the age of eighteen years to engage in, play or loiter near any game of pool, billiards, cards, amusement machine or any other game or device unless accompanied by such person's parent or legal guardian.

21. Where admission of persons under the age of eighteen years is permitted as a condition of a license issued by the Alcoholic Beverage Control Board, no person under the age of eighteen years shall engage in, play or loiter near any game of pool, billiards, cards, amusement machines or any other game or device unless accompanied by such person's parent or legal guardian.
22. No person having charge or control of any pool or billiard hall shall allow a person under the age of eighteen years to enter and remain therein after the receipt of a notice signed by the parent or guardian of such minor or person in which the parent or guardian has requested that the minor be prevented from entering or remaining in any such premises.
23. No person less than eighteen years of age shall enter or remain in a pool or billiard hall between the hours of one minute after twelve a.m. and three-thirty p.m. on any day that schools are in session during the school year. On days during the school year where there are no school sessions, then no person less than eighteen years of age shall enter or remain in a pool or billiard hall between the hours of one minute after twelve a.m. and nine a.m.

### **“Attachment B”**

#### **TIERED CONDITIONS**

**This page contains progressively more stringent regulations on entertainment and related activities in the Dining and Entertainment District. By applying for a permit, the applicant agrees to the conditions contained here and understands that he or she is not entitled to a public hearing if these conditions are applied. The City Council may add further conditions not listed here, or revoke the permit, if the permittee does not comply with the conditions imposed in this permit.**

**The conditions on this attachment do not modify or limit in any way the authority of the Chief of Police to enforce Penal Code Section 415 (disturbing the peace) against any person, or of the Chief of Police or the Fire Marshal to immediately take action in the event of an imminent threat to public health or safety.**

#### **Tier 1 Conditions:**

Permittee may have entertainment on the premises during the maximum hours permitted in the district, consistent with ABC requirements and conditions imposed under a Conditional Use Permit. As long as the primary requirements for safety and noise are met (Conditions 1-17), Permittee may choose the methods of meeting those requirements.

Noncompliance with Tier 1 conditions: when the Chief of Police determines that Permittee has violated the terms of the permit, including the Permittee's obligation to comply with all other laws and regulations, but believes those violations can be remedied through education and/or minor modifications to Permittee's operation, Permittee will be asked to attend a meeting with the involved departments, pilot program area residents and businesses, and other interested persons to address community concerns and discuss how the implementation of Tier 2 Conditions can be avoided.

Tier 2 Conditions:

Noise:

Following the receipt of 3 or more noise complaints that require a response by the Police Department within a 30-day period and which are found to violate the "middle of the street" standard for noise, Permittee will be notified that his or her premises must comply with those Tier 2 Noise Conditions which the Chief of Police determines are necessary to protect the public peace and to comply with the City's noise ordinance, from among the following list:

- Permittee must keep all doors and windows closed except while patrons are entering or exiting.
- Meet with Health Department staff to discuss best practices to be implemented to mitigate noise.
- No outdoor entertainment of any kind will be permitted after 10 p.m.
- No queue after midnight. Any persons gathering outside the establishment shall be considered to be loitering.

Security/Public Safety:

For the purposes of this section, an "incident" means a complaint or occurrence that requires a police or Fire Marshal response to Permittee's premises due to Permittee's noncompliance with the terms and conditions of the Entertainment Permit. Following 3 or more incidents within a 30-day period, the Chief of Police or Fire Marshal will notify Permittee of additional measures and conditions to be implemented. These additional measures will be some or all of the following:

- Additional security personnel at hours determined necessary by the Chief of Police to prevent Permittee's operations from creating a public nuisance.
- Additional security checks on incoming patrons.
- No queue after midnight. Any persons gathering outside the establishment shall be considered to be loitering.
- Any additional measures deemed necessary by the Chief of Police or the Fire Marshal to protect health and safety.

NOTE: upon the request of a permittee who has been required to implement Tier 2 conditions, the Chief of Police, in consultation with the Fire Marshal and the Health Department, shall review the permittee's recent compliance history and determine whether some or all conditions can be returned to Tier 1 levels consistent with the protection of public health and safety.

Tier 3 Conditions:

The failure of a permittee to resolve noise and/or security/public safety issues as directed by the Chief of Police or the Fire Marshal within a reasonable period, not to exceed 30 days in any case, shall result in the implementation of Tier 3 conditions:

Noise:

- No outdoor entertainment of any kind will be permitted at any time.
- Only non-amplified entertainment will be permitted at any time OR amplified entertainment will only be permitted until 10 p.m. any night.
- Contain all noise within the premises. No noise audible outside the establishment.
- Implement Health Department recommendations to mitigate noise. Provide pre- and post-implementation monitoring data collected by a certified noise expert approved by the Health Department.



Security/Public Safety:

- The establishment must cease entertainment not later than 10 p.m. on Sunday through Wednesday nights and no later than midnight on Thursday through Saturday nights. The Chief of Police is authorized to make adjustments of up to one hour in these times to protect the public peace.
- Permittee shall limit the queue outside the establishment to no more than 20 people. There shall be no queue within 2 hours of the lawful closing time. Any persons gathering outside the establishment shall be considered to be loitering.
- Any additional measures determined necessary by the Chief of Police or the Fire Marshal to protect health and safety.

If the City determines that Permittee has not modified his or her operations in compliance with Tier 3 conditions and Permittee continues to fail to comply with the terms and conditions of the Entertainment Permit, the City shall begin revocation or suspension proceedings. Permittee is entitled to a hearing to contest such revocation or suspension.

ES:ak



# CITY OF LONG BEACH

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 DDRC Pike Entertainment LLC., DBA KDB Long Beach. 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

## FIVE YEAR HISTORY OF BUSINESS ESTABLISHMENT 10 Aquarium Way

DDRC Pike Entertainment LLC  
DBA: KDB Long Beach  
Lic#21201340  
08/11 – Pending

Entertainment With Dancing & Pool Hall

DDRC Pike Entertainment LLC  
DBA: KDB Long Beach  
Lic#21024040  
08/10 – 08/11

Entertainment With Dancing & Pool Hall  
(One-Year Short-Term Permit)

DDRC Pike Entertainment LLC  
DBA: KDB Long Beach  
Lic#21024030  
07/10 - Current

Arcade

DDRC Pike Entertainment LLC  
DBA: KDB Long Beach  
Lic#21024020  
07/10 – Current

Restaurant With Alcohol

Sega Entertainment USA Inc.  
DBA: Gameworks  
Lic#20822410  
10/08 – 10/09

Entertainment Without Dancing, Bowling Alley & Pool Hall  
(1-Yr Short-Term Permit)

Sega Entertainment USA Inc.  
DBA: Gameworks  
Lic#20822070  
05/08 – 05/10

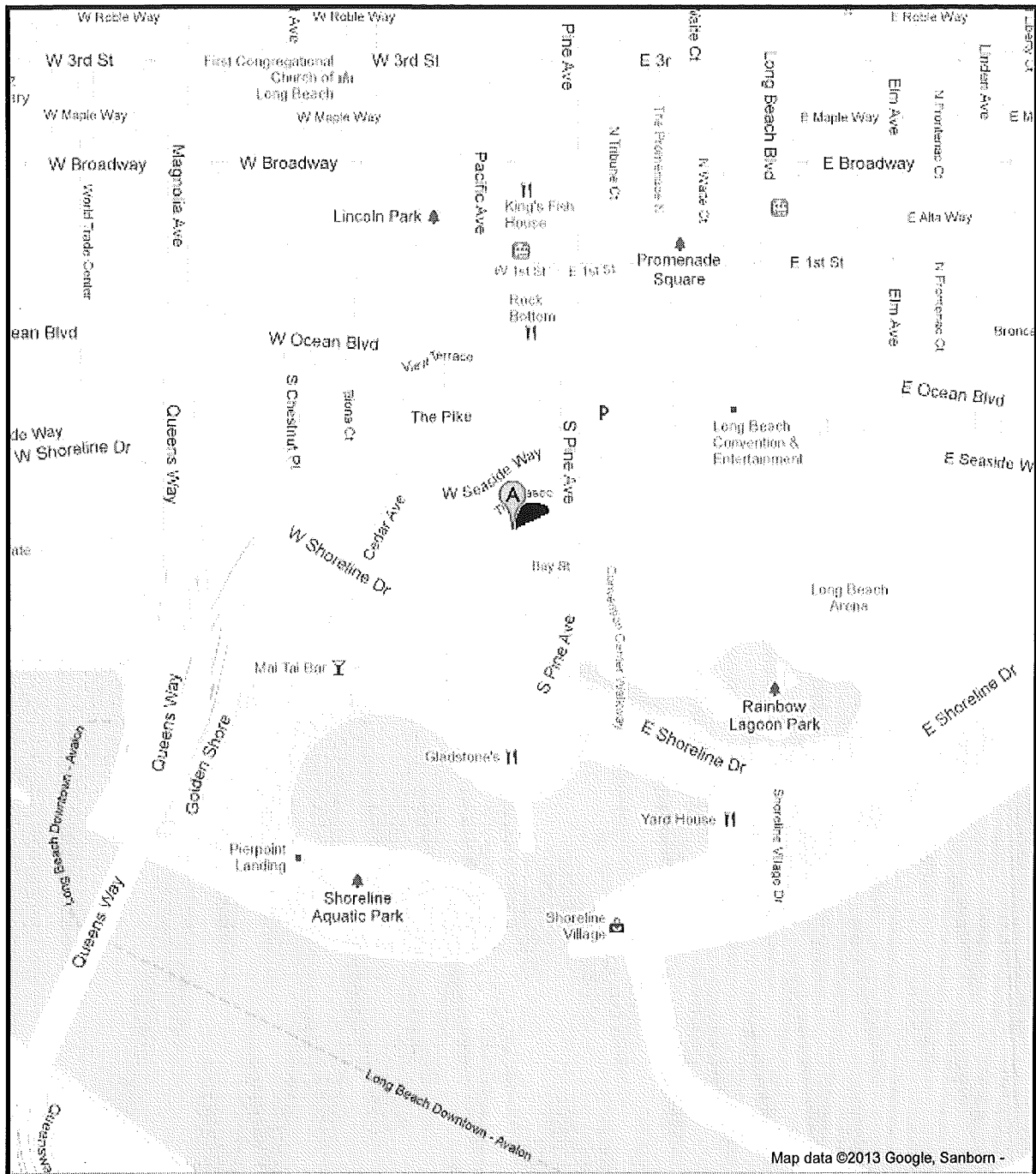
Arcade

Sega Entertainment USA Inc.  
DBA: Gameworks  
Lic#20811660  
05/08 – 05/10

Restaurant With Alcohol

# KDB Long Beach

## 10 Aquarium Way





Accepted By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Zoning Approval By: \_\_\_\_\_ Date: \_\_\_\_\_

**APPLICATION FOR ENTERTAINMENT PERMIT**

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

Applicant's Name (Legal Ownership Structure): DDRC Pike Entertainment, LLC

Business Name (DBA): KDB Long Beach Business Phone: (562) 308-7529

Business Site Address: 10 Aquarium Way, Long Beach CA 90802

Date Business Proposes To Open: 8-9-10

Days & Time Premises Are Open For Inspection: 11am-12am

**Proposed Use(s):**

- Entertainment/Restaurant With Dancing  Without Dancing  Other (explain)  amusement machines,  
 Entertainment/Tavern With Dancing  Without Dancing  video games,  
 Entertainment/Retail  Social Club  Pool/Billiard Hall  bowling

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

Contact Person(s) Name (authorized agent, manager, etc.): Pat Hart

Contact Person(s) Phone Number: [REDACTED]

**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 basis for denial  Police Department finds basis for denial

Police Department finds no basis for denial with conditions

Conditions or Basis for Denial: \_\_\_\_\_  
 \_\_\_\_\_

By: \_\_\_\_\_ Title: \_\_\_\_\_ Date: \_\_\_\_\_

**GENERAL INFORMATION (All Applicants)**

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

Fictitious business names(s) or dba(s) used: KDB Long Beach

Place and date of filing fictitious business name statement: 7-27-10

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:

Pat Hart, 10 Aquarium Way, Long Beach, CA 90802

Bruce Nussbaum, [REDACTED]

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

CT Corporation System, 818 Seventh Street, Los Angeles, CA 90017

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:

NO

Is this applicant a subsidiary of a present corporation or business?  YES  NO

If yes, explain:

DDR Long Beach LLC, A Delaware LLC - A Member of DDRC Pike Entertainment LLC

How long has the corporation or business been in operation? 2003

Is the location: Owned?  Rented/Leased?

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

Name: \_\_\_\_\_

Address: \_\_\_\_\_

**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: DDRC Pike Entertainment LLC

Corporation Number: 033442722

Date and Place of Incorporation: 11-14-03, 3300 Enterprise Parkway

Location Headquarters: Beachwood, OH 44122

Federal Tax ID Number: [REDACTED]

Seller's Permit Number: [REDACTED]

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):

<u>Name</u>	<u>Title</u>	<u>Address</u>	<u>Telephone</u>
<u>Daniel B. Hurwitz</u>	<u>Pres &amp; CEO</u>	[REDACTED]	[REDACTED]
<u>David E. Weiss</u>	<u>Exec VP &amp; Secretary</u>	[REDACTED]	[REDACTED]

Numbers of shares issued by Corporation: [REDACTED]

Number of share retained by Corporation: [REDACTED]

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

<u>D [REDACTED]</u>

Name and address of agent for service of process designated by Corporation with the Secretary of State of California:  
CT Corporation System, 818 Seventh Street, Los Angeles, CA 90017

**IF APPLYING AS A CORPORATION**

**INFORMATION IS REQUESTED FOR POLICE DEPARTMENT IDENTIFICATION AND INVESTIGATION**

**CORPORATE OFFICER I**

Name: Daniel B. Hurwitz Title: President & CEO  
Residence Address: [REDACTED] Phone: [REDACTED]  
Business Address: 3300 Enterprise Prkwy, Beachwood OH 44122 Phone: 216-755-5530  
Race: [REDACTED] Sex: [REDACTED] Hair: [REDACTED] Eyes: [REDACTED] Height: [REDACTED] Weight: [REDACTED]  
Date of Birth (mm/dd/yyyy): 3/18/64 Place of Birth: [REDACTED]  
Driver's License Number: SC 381069 Issuing State: OH

**CORPORATE OFFICER II**

Name: David E. Weiss Title: Exec. VP & Secretary  
Residence Address: [REDACTED] Phone: [REDACTED]  
Business Address: 3300 Enterprise Prkwy, Beachwood OH 44122 Phone: 216-755-5650  
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

On sale beer and wine

On sale distilled spirits

47-449270

Restaurant

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: Appetizers - Entrees - Sandwich - Dessert

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

3. Are non-alcoholic beverages sold?

YES  NO

4. How many tables for seating? 180

5. Are other types of businesses conducted on the premises?

YES  NO

a. If yes, list type(s): amusement machines

6. Are pool tables provided?

YES  NO

a. If yes, indicate number: 3

7. Is there a license for the pool table?

YES  NO

a. If yes, license number: 21024110

8. Are amusement machine(s) and/or jukebox(es) provided?

YES  NO

a. If yes, indicate number and type: 140 Amusement Machines Amusement 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: \_\_\_\_\_

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: 1-weekday / 2 day/2 evening (Fri & Sat)
12. Is any other type of security provided? 1 day / 2 evening (Sundays)  
 YES  NO
- a. If yes, describe type of security: \_\_\_\_\_

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

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Hours of	7pm-12am	7pm-12am	7pm-12am	7pm-12am	6pm-1am	6pm-1am	2pm-12am
Security							

13. Will a private security firm be used?  YES  NO
- a. If yes, provide the following information of the contracted security firm:
- Name: Global Force Protection City Business License No.: 16719
- Address: 8117 W. Manchester Ave. #317 Telephone No.: { 310 } 645-1212  
Playa Del Rey, CA 90293

**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: \_\_\_\_\_
- 
17. Is there a private area for exclusive use of members and their guests only?  YES  NO
- a. If yes, types of membership fees: \_\_\_\_\_
- 
18. Will guests of members pay an admission fee or other charges?  YES  NO
- a. If yes, describe the fee schedule and other charges: \_\_\_\_\_

**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	11AM	11AM
Close	12AM	12AM	12AM	12AM	1AM	1AM	12AM

**PROXIMITY OF BUSINESSES AND RESIDENCES**

19. Are there surrounding businesses?  YES  NO

a. What type? Food Service - Hotel

20. Are there surrounding residences?  YES  NO

a. Approximately how close? 2 Blocks

**PARKING FACILITIES AND ARRANGEMENTS**

21. Is parking available?  YES  NO

a. If no, what is the street address of the off-premises parking 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) \_\_\_\_\_

c. Days and hours parking facility will be available:

	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
From							
To							

d. How many individual parking spaces (approximately)? \_\_\_\_\_

**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. Amusement machines, bowling

Describe entertainment by performers: Live Bands

Dance Floor?  Y  N Stage?  Y  N

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

If yes, provide dimensions and type of material of stage. L 24' W 16' H 2'

Describe floor material and surface type: \_\_\_\_\_

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	No Entertainment <i>As booked for private parties</i>	No Entertainment <i>As booked for private parties</i>	Karaoke	No Entertainment <i>As booked for private parties</i>	Karaoke	Band	No Entertainment <i>As booked for private parties</i>
Start Time	8 PM	8 PM	8 PM	8 PM	8 PM	8 PM	8 PM
End Time	12 AM	12 AM	12 AM	12 AM	12:30 AM	1 AM	12 AM

**RELEASE FORM**

The undersigned, on behalf of (owner('s)) DDRC Pike Entertainment LLC, 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) KDB Long Beach

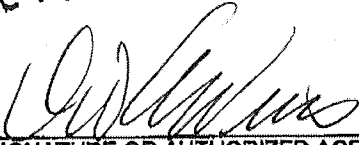
to obtain the (entertainment type) Entertainment with Dancing permit/license.

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.**

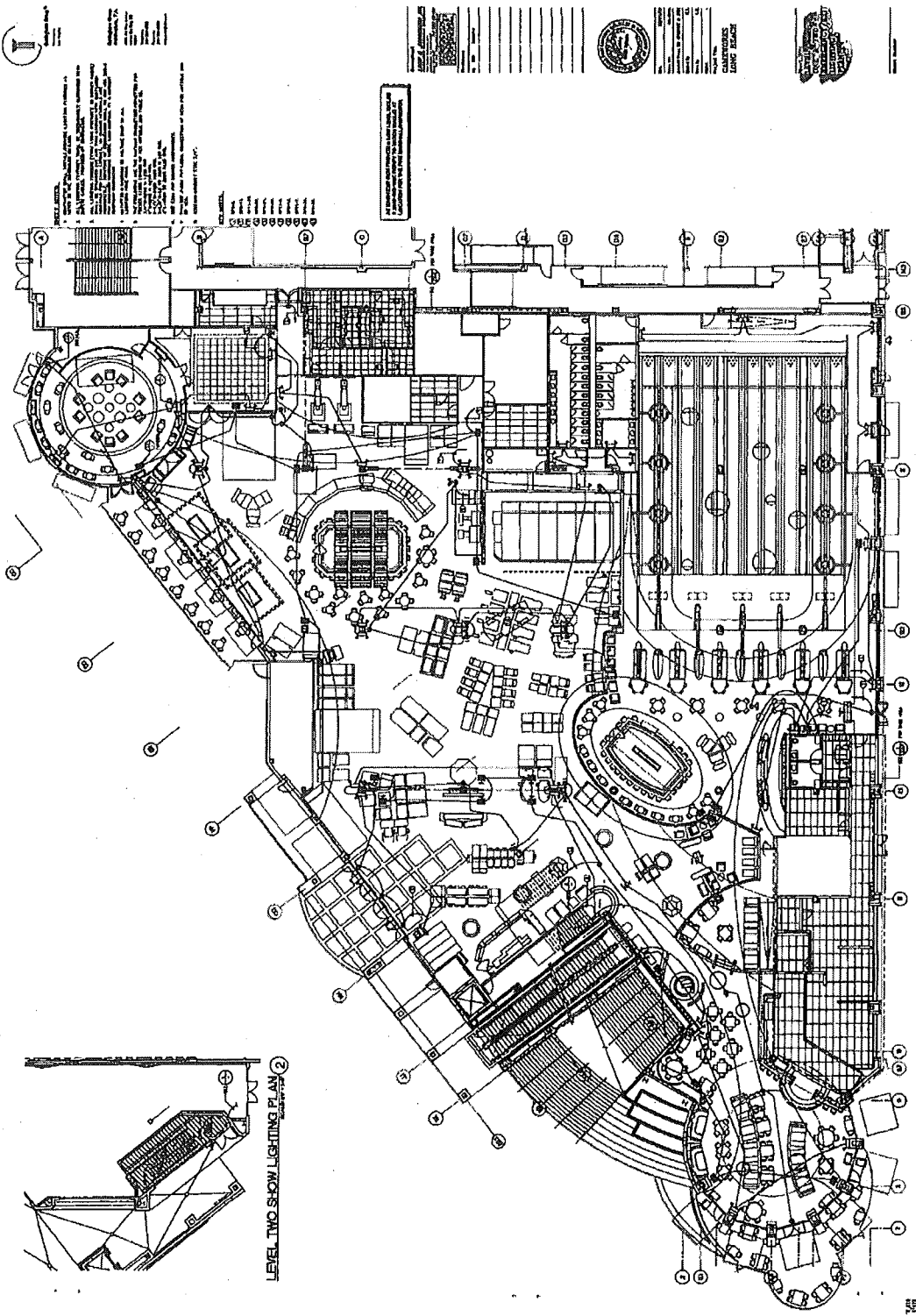
I swear under penalty of perjury I have read the forgoing application and all information and statements made by the undersigned/applicant regarding this applicant are true and correct.

DDRC PIKE ENTERTAINMENT LLC

By:  Exec. VP & Secretary 1-12-12  
(SIGNATURE OR AUTHORIZED AGENT) (TITLE) (DATE)  
David E. Weiss

[REDACTED] [REDACTED]  
DRIVER'S LICENSE OR ID CARD NUMBER STATE

 AAA 01/12/12  
ACCEPTED BY (CITY STAFF) TITLE DATE



1

LEVEL TWO SHOW LIGHTING PLAN

LEVEL ONE SHOW LIGHTING PLAN

E3114

Table with multiple columns and rows, likely containing project information or specifications.



1



PROJECT NO. \_\_\_\_\_  
 SHEET NO. \_\_\_\_\_  
 DATE \_\_\_\_\_

OCCUPANCY LOADS		OCCUPANCY LOADS	
NO.	DESCRIPTION	AREA (SQ. FT.)	LOAD (PSF)
1	OFFICE	1000	10
2	RECEPTION	500	10
3	CONFERENCE	300	10
4	RESTROOM	100	10
5	STAIR	200	10
6	ELEVATOR	100	10
7	MECHANICAL	500	10
8	ROOF	10000	20
9	...	...	...

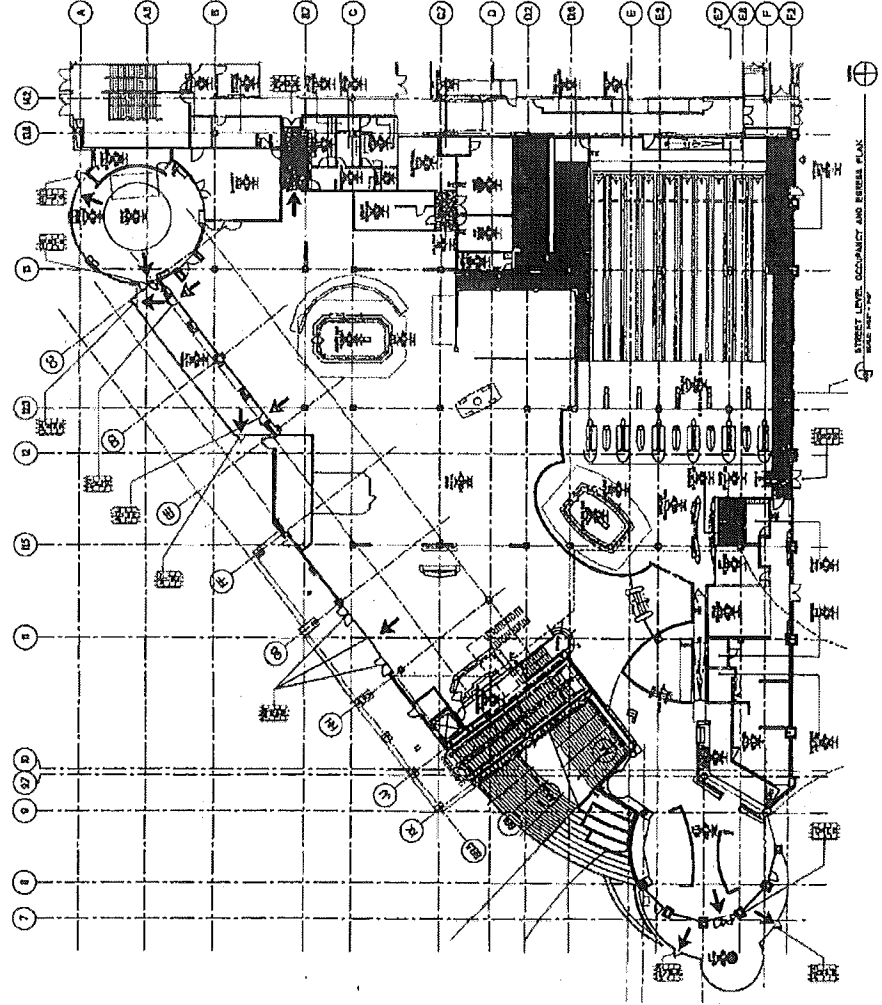
REQUIRED EXTERIOR CIRCUIT	
NO.	DESCRIPTION
1	...
2	...
3	...
4	...
5	...
6	...
7	...
8	...
9	...
10	...

EXTERIOR CIRCUIT PARAMETERS	
NO.	DESCRIPTION
1	...
2	...
3	...
4	...
5	...
6	...
7	...
8	...
9	...
10	...

GENERAL NOTES	
1	...
2	...
3	...
4	...
5	...
6	...
7	...
8	...
9	...
10	...

PROJECT DATA	
1	...
2	...
3	...
4	...
5	...
6	...
7	...
8	...
9	...
10	...

R001





1. ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.  
 2. ALL WALLS ARE 12" THICK UNLESS OTHERWISE NOTED.  
 3. ALL DOORS ARE 36" WIDE UNLESS OTHERWISE NOTED.  
 4. ALL WINDOWS ARE 48" WIDE UNLESS OTHERWISE NOTED.  
 5. ALL CEILING HEIGHTS ARE 10' UNLESS OTHERWISE NOTED.  
 6. ALL FLOOR FINISHES ARE TO BE DETERMINED BY THE ARCHITECT.  
 7. ALL WALL FINISHES ARE TO BE DETERMINED BY THE ARCHITECT.  
 8. ALL CEILING FINISHES ARE TO BE DETERMINED BY THE ARCHITECT.  
 9. ALL MECHANICAL AND ELECTRICAL SYSTEMS ARE TO BE DETERMINED BY THE ARCHITECT.  
 10. ALL MATERIALS AND FINISHES ARE TO BE DETERMINED BY THE ARCHITECT.

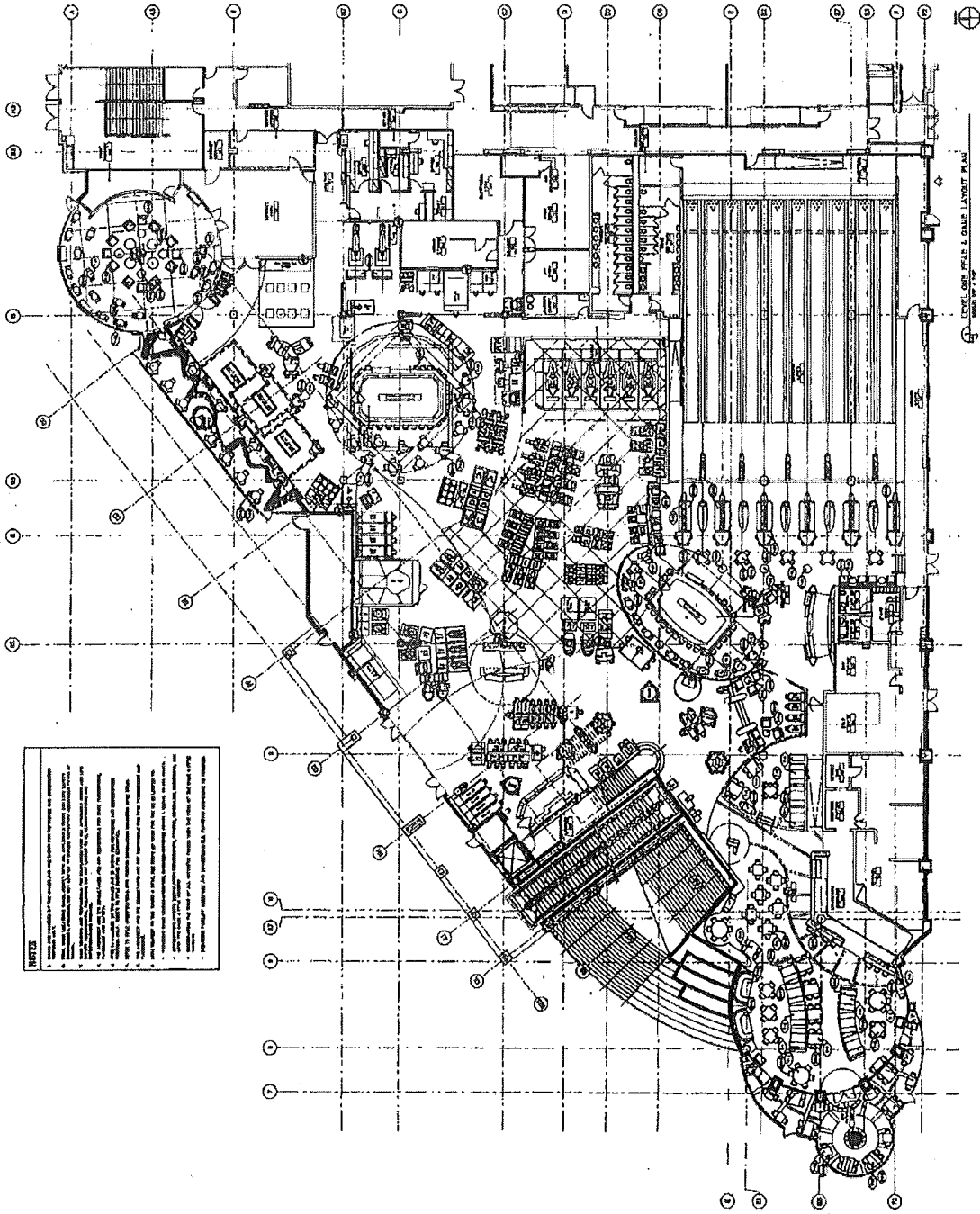
NO.	DESCRIPTION
1	GENERAL CONTRACTOR
2	MECHANICAL CONTRACTOR
3	ELECTRICAL CONTRACTOR
4	PLUMBING CONTRACTOR
5	PAINTING CONTRACTOR
6	GLASS AND GLAZING CONTRACTOR
7	IRONWORK CONTRACTOR
8	CONCRETE CONTRACTOR
9	FOUNDATION CONTRACTOR
10	ROOFING CONTRACTOR
11	LANDSCAPE ARCHITECT
12	INTERIOR DESIGNER
13	ARCHITECT



ARCHITECT  
 1234 MAIN STREET  
 SUITE 500  
 COLUMBIA, SC 29201  
 (803) 555-1234  
 FAX (803) 555-5678  
 WWW.ABCARCHITECTS.COM



R101



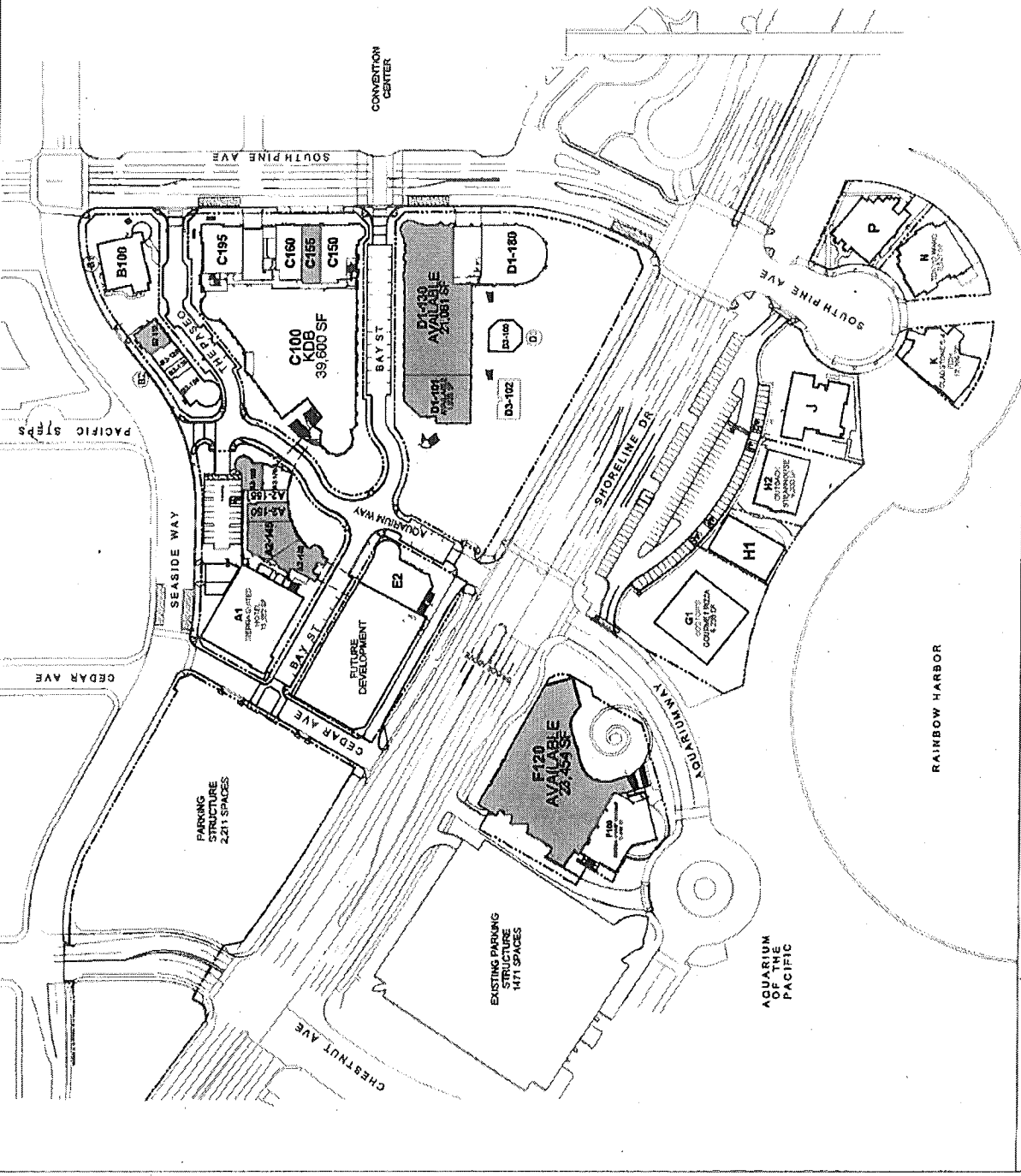
**NOTES**  
 1. ALL DIMENSIONS ARE TO FACE UNLESS OTHERWISE NOTED.  
 2. ALL WALLS ARE 12" THICK UNLESS OTHERWISE NOTED.  
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LEVEL ONE FIFTH FLOOR LAYOUT PLAN



TENANT INDEX	
A1	SIERRA SUITES HOTEL
A2-140	AVAILABLE
A2-145	AVAILABLE
A2-150	AVAILABLE
A2-155	SEGWAY OF LONG BEACH
A2-160	AVAILABLE
A2-170	COLD STONE CREAMERY
B100	ISLANDS FINE BURGERS & DRINKS
B2-110	AVAILABLE
B2-120	EXTREME PIZZA
B2-130	CANDY BOUQUET
B2-150	SHARKY'S WOODFIRED MEX GRILL
C100	KDB
C150	THE PINT & PIANO DUELING PIANOS
C155	AVAILABLE
C160	AUD DUBLINER
C195	CALIFORNIA PIZZA KITCHEN
D1-101	AVAILABLE
D1-130	AVAILABLE
D1-180	THE LAUGH FACTORY
D3-100	HISTORIC CAROUSEL
D3-102	HISTORIC CAROUSEL
E2	HOOTERS RESTAURANT
F100	BUBBA GUMP SHRIMP AVAILABLE
G1	BOSTON'S GOURMET PIZZA
H1	CHILY'S GRILL & BAR
H2	OUTBACK STEAKHOUSE
J	P F CHANG'S CHINA BISTRO
K	GLADSTONE'S 4 FISH
N	TOKYO WAKO
P	FAMOUS DAVE'S BAR-B-QUE

15,382
2,812
3,505
2,004
1,276
1,622
1,480
5,500
1,374
1,350
800
2,745
39,600
4,814
2,821
3,526
4,800
1,925
21,061
9,000
2,282
4,253
6,748
8,045
23,454
6,238
6,087
6,300
7,706
12,186
8,527
7,226



**LEVEL 1**  
**THE PIKE AT RAINBOW HARBOR**  
 95 S Pine Ave  
 LONG BEACH, CA 90802



Latitude: 33.7628, Longitude: -118.1935

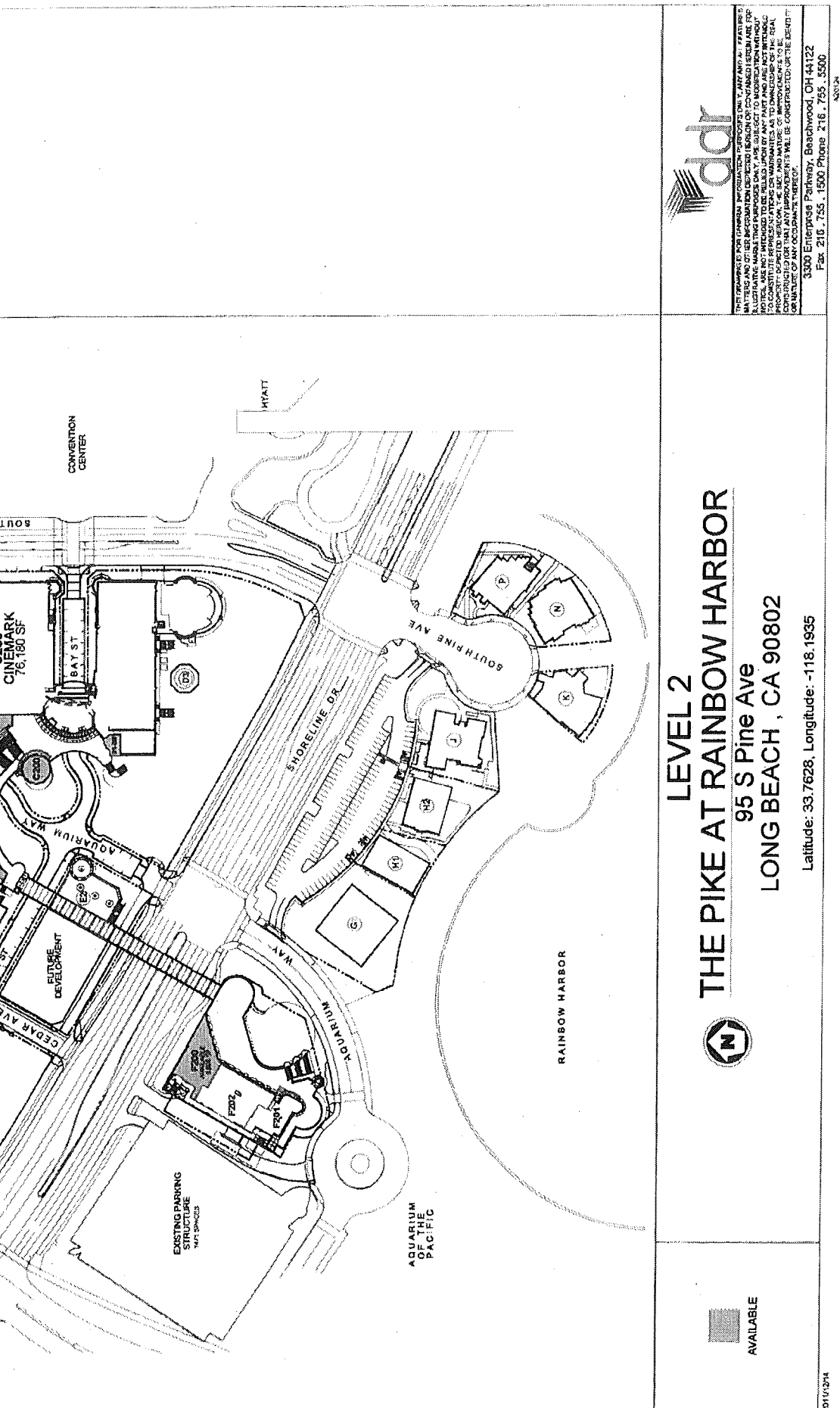


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3300 Endeavour Parkway, Beachwood, OH 44122  
 Fax: 216. 755. 1500 Phone: 216. 755. 5500

TENANT INDEX	
A1	SIERRA SUITES HOTEL
A220	AVAILABLE
A230	AVAILABLE
A2-240	AVAILABLE
A240	AVAILABLE
C200	AVAILABLE
C220	AVAILABLE
C250	CINEMARK
D1-260	AVAILABLE
F200	AVAILABLE
F201	MAI TAI BAR
F202	KAVIKA'S FINE DINING

15,362
2,305
2,612
1,581
2,953
1,663
2,272
76,180
835
6,806
3,849
8,000



**LEVEL 2**  
**THE PIKE AT RAINBOW HARBOR**  
 95 S Pine Ave  
 LONG BEACH, CA 90802  
 Latitude: 33.7628, Longitude: -118.1935

**AVAILABLE**

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3300 Enterprise Parkway, Beachwood, OH 44122  
 Fax: 216.755.1500 Phone: 216.755.5500



Accepted By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Zoning Approval By: \_\_\_\_\_ Date: \_\_\_\_\_

**APPLICATION FOR ENTERTAINMENT PERMIT**

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

Applicant's Name (Legal Ownership Structure): DDRC Pike Entertainment, LLC

Business Name (DBA): KDB Long Beach Business Phone: (562) 308-7529

Business Site Address: 10 Aquarium Way, Long Beach CA 90802

Date Business Proposes To Open: 8-9-10

Days & Time Premises Are Open For Inspection: 11am-12am

**Proposed Use(s):**

- Entertainment/Restaurant With Dancing  Without Dancing  Other (explain)  amusement machines, video games, bowling
- Entertainment/Tavern With Dancing  Without Dancing
- Entertainment/Retail  Social Club  Pool/Billiard Hall

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

Contact Person(s) Name (authorized agent, manager, etc.): Pat Hart

Contact Person(s) Phone Number: \_\_\_\_\_

**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 basis for denial  Police Department finds basis for denial

Police Department finds no basis for denial with conditions


Conditions or Basis for Denial: \_\_\_\_\_

By: [Signature] Title: POLICE CHIEF Date: 4-18-12



**Date:** January 17, 2013

**To:** Erik Sund, Bureau Manager, Business Relations Bureau

**From:** Jim McDonnell, Chief of Police 

**Subject:** **APPLICATION FOR ENTERTAINMENT WITH DANCING PERMIT  
KDB LONG BEACH – 10 AQUARIUM WAY**

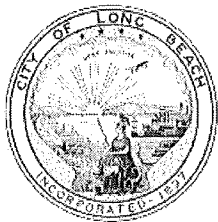
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The Police Department recommends **approval** of this application for an Entertainment with Dancing Permit, by DDRK Pike Entertainment, LLC, dba KDB Long Beach, located at 10 Aquarium Way, subject to the previously submitted conditions.

KDB Long Beach is an entertainment facility with approximately 140 video game units, a 10-lane bowling alley, three pool tables, two bars, and a restaurant located within the Downtown Pike area. The business currently holds a Type 47 (On Sale General Eating Place) Alcoholic Beverage Control license, and has been operating on a One-Year Short-Term Entertainment Permit. On March 21, 2012, the Police Department received an application for an Entertainment with Dancing Permit requesting live amplified music, karaoke, and a disc jockey.

Based upon the Vice Section's investigation and the South Division Patrol Commander's recommendation, the Long Beach Police Department has determined the public peace, safety, and welfare would not be adversely impacted by the issuance of this permit provided the appropriate conditions are imposed and observed by the applicant. The Police Department recommends **approval** of the requested permit, subject to the conditions provided in the attached memorandum.

JM:CNA:cna  
AppvlKDB



# CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT  
BUSINESS RELATIONS BUREAU

333 WEST OCEAN BOULEVARD 7<sup>TH</sup> FLOOR • LONG BEACH, CA 90802 • (562) 570-6211

## **Recommended Conditions of Operation** **DDRC Pike Entertainment, LLC, DBA KDB Long Beach** **10 Aquarium Way, Long Beach, CA 90802**

The above named permit applicant has applied for Entertainment with dancing and a Pool Hall for a restaurant. Based upon your review of this location, please indicate which recommendations the Police Department's feels are appropriate:

### **RECOMMENDATION**

✓ Approve

— One-Year Short Term

— Deny

### **CONDITIONS OF OPERATION**

#### **CONDITIONS OF OPERATION**

1. Indoor entertainment and outdoor non-amplified entertainment that otherwise conforms with the requirements of state and local laws and regulations may be offered pursuant to permit until 2 a.m., seven days a week.

Outdoor amplified entertainment is prohibited, except for rooftop entertainment that was permitted on or before February 3, 2007, or except in conjunction with a special events permit.

2. Each holder of an existing entertainment permit within the entertainment district and each new applicant for a downtown area entertainment permit, including an applicant who acquires an existing business through a change of ownership, shall within ninety (90) days of application, attend a permit orientation session conducted by or at the direction of the City. Each new applicant for a downtown area entertainment permit, including an applicant who acquires an existing business through a change of ownership, shall, within ninety (90) days of application, submit proof of attending the LEAD program offered by the Department of Alcoholic Beverage Control.
3. The permittee shall comply with all applicable laws, regulations, ordinances and stated conditions. It is the intent of the City that each permittee make his or her own business decisions as to how to implement compliance; however, if the permittee fails to comply with the conditions of this permit, or if his or her operations result in excessive police service as defined below, the permittee will be required to operate under the more restrictive conditions described in Attachment "B" and made a permanent part of this permit without further hearing.
4. The permittee shall be responsible for all entertainment activities at the location, including those conducted by promoters. Each permittee and promoter conducting business within the City of Long Beach must have or obtain a City of Long Beach Business License prior to conducting entertainment activities governed by this permit. The permittee shall provide all promoters and agents hired to conduct entertainment activities with a copy of the approved permit, which shall include a copy of the approved conditions of operation.

5. The operation of the establishment shall be limited to those activities expressly indicated on the entertainment permit application and approved by the City Council. Any change in the operation that exceeds the conditions of the approved permit will require approval by City Council.
6. The permittee shall comply with the requirements of LBMC Sec. 8.80 (Noise) at all times. In addition, in response to a complaint, the Police Department will enforce Penal Code Section 415 (disturbing the peace) and all other state and local provisions related to the "public peace." Permittee shall conduct all aspects of his or her operation, including before-and after-hours deliveries and maintenance, in consideration of residences located nearby. Permittee agrees that the following standard is reasonable: Noise emanating from Permittee's premises shall not be audible from the middle of the street adjoining the premises.
7. No adult entertainment, as defined by section 5.72.115(B) LBMC shall be conducted on the permitted premises. The permittee shall not allow, permit, procure, or encourage, anyone to expose male or female genitals, cleft of the buttocks, the areola or any portion of the female breast below the areola, while or inside the business.
8. 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)
9. Should the permittee's operations give rise to a substantial increase in complaints/calls for police service, the permittee shall increase security staff, implement the use of electronic metal detection equipment, increase outside lighting, or make other changes to the premises or operation as the Chief of Police determines are necessary to protect the safety of the public. In the event of a conflict on this issue between the requirements of this permit and any permit issued by the Alcoholic Beverage Commission, the more stringent regulation shall control.
10. The permittee shall be responsible for maintaining an adequate security staff to supervise patrons 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 up to fifty (50) people inside (or in a defined queue waiting to enter) an establishment, the permittee shall provide a minimum of one (1) uniformed licensed security guard per floor. There shall be one additional guard for each subsequent increment or each partial increment of 50, plus one guard per each additional floor. (Example: a one-story establishment with 75 patrons present must have two guards. A two-story establishment with 75 patrons present must have three guards.) Potential patrons awaiting entry in a defined "queue" shall be counted toward the calculation of required security staffing levels. The Chief of Police may relax these staffing levels during daylight hours, or during hours in which the primary activity in the establishment is dining, if he determines that a lower level of security staffing is consistent with the protection of public health and safety.

The attire of each security guard shall clearly indicate the guard's affiliation with the establishment by means of a pin, shirt, or other clearly-visible form of identification.

11. To operate a restaurant with alcohol and entertainment in the Downtown Dining and Entertainment District, the proprietor must operate and maintain the licensed premises as a bona fide eating place. He or she must make actual and substantial sales of meals, during at least one full normal mealtime, at least five days a week. Normal meal times are 6:00 a.m. – 9:00 a.m., 11:00 a.m. – 2:00 p.m., and 6:00 p.m. – 9:00 p.m. Minors are only allowed on the premises during mealtime hours.
12. Persons under eighteen (18) years of age shall not be permitted to enter nor permitted to remain on the premises after 10 p.m., unless accompanied by a parent or legal guardian.
13. The permittee shall establish a program to discourage loitering and littering outside any of the entrance/exit doors at all times open for business. This should be done by use of security guards and/or signs near all exits that encourage patrons to "respect our neighbors" and the provision of trash receptacles.
14. At the conclusion of each event and at closing time, the permittee's staff shall remind patrons to refrain from loitering in the immediate area, littering or making excessive noise. Patrons should be reminded to use trash receptacles and to walk directly and quietly to their cars or other transportation.
15. The permittee shall not distribute, post or attach, and shall be responsible for ensuring that its promoters and or agents do not distribute, post or attach, advertising matter on public property or on any vehicle on public property.
16. 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.
17. When the Chief of Police determines that excessive police services are required as the result of any incident or nuisance arising out of or in connection with the permittee's operations, the cost of such services shall be billed to the permittee as an expense of an emergency response. "Expense of an emergency response" means those costs incurred by the city of Long Beach in making any appropriate emergency response to the incident, and shall be comprised of all costs directly arising because of the response to the particular incident, including, but not limited to, the cost of providing police, firefighting, rescue, and emergency medical services at the scene of the incident, as well as the salaries of the personnel responding to the incident."
18. When the Chief of Police determines that excessive police services are required as the result of any incident or nuisance arising out of or in connection with the permittee's operations, the cost of such services shall be billed to the permittee as an expense of an emergency response. "Expense of an emergency response" means those costs incurred by the city of Long Beach in making any appropriate emergency response to the incident, and shall be comprised of all costs directly arising because of the response to the particular incident, including, but not limited to, the cost of providing police, firefighting, rescue, and emergency medical services at the scene of the incident, as well as the salaries of the personnel responding to the incident."

19. Where admission of persons under the age of eighteen years is permitted as a condition of a license approved by the Alcoholic Beverage Control Board, no person owning, controlling, managing, or having charge of any public pool hall, public billiard hall, public cardroom or public card table, or any other table kept or used for gaming shall allow any person under the age of eighteen years to engage in, play or loiter near any game of pool, billiards, cards, amusement machine or any other game or device unless accompanied by such person's parent or legal guardian.
20. Where admission of persons under the age of eighteen years is permitted as a condition of a license issued by the Alcoholic Beverage Control Board, no person under the age of eighteen years shall engage in, play or loiter near any game of pool, billiards, cards, amusement machines or any other game or device unless accompanied by such person's parent or legal guardian.
21. No person having charge or control of any pool or billiard hall shall allow a person under the age of eighteen years to enter and remain therein after the receipt of a notice signed by the parent or guardian of such minor or person in which the parent or guardian has requested that the minor be prevented from entering or remaining in any such premises.
22. No person less than eighteen years of age shall enter or remain in a pool or billiard hall between the hours of one minute after twelve a.m. and three-thirty p.m. on any day that schools are in session during the school year. On days during the school year where there are no school sessions, then no person less than eighteen years of age shall enter or remain in a pool or billiard hall between the hours of one minute after twelve a.m. and nine a.m.





Accepted By: J. G. BISO Date: \_\_\_\_\_  
 Zoning/Approval By: \_\_\_\_\_ Date: \_\_\_\_\_

**APPLICATION FOR ENTERTAINMENT PERMIT**

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

Applicant's Name (Legal Ownership Structure): DDRC Pike Entertainment, LLC  
 Business Name (DBA): KDB Long Beach Business Phone: (562) 308-7529  
 Business Site Address: 10 Aquarium Way, Long Beach CA 90802  
 Date Business Proposes To Open: 8-9-10

Days & Time Premises Are Open For Inspection: 11am-12am

Proposed Use(s):

Entertainment/Restaurant With Dancing  Without Dancing  Other (explain)  amusement machines,  
 Entertainment/Tavern With Dancing  Without Dancing  video games,  
 Entertainment/Retail  Social Club  Pool/Billiard Hall  bowling

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

Contact Person(s) Name (authorized agent, manager, etc.): Pat Hart

Contact Person(s) Phone Number: [REDACTED]

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:  
DANCE FLOOR RENTED FROM THIRD PARTY. UPDATED FLOOR PLAN  
ALONG WITH ENTERTAINMENT PERMIT POSTED IN CONSPICUOUS LOCATION  
 Building/Location does not meet Department requirements for the proposed use.  
 Inspection Completed On (date): 9/4/2012 By: J. FORT 70682

**POLICE DEPARTMENT**

Police Department finds no basis for denial  Police Department finds basis for denial  
 Police Department finds no 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 562-570-8930

ENVIRONMENTAL HEALTH  
NOISE OFFICE

## DEPARTMENT OF HEALTH AND HUMAN SERVICES ENTERTAINMENT PERMIT APPLICATION REQUIREMENTS

Date: 12.13.11

Name of Business (DBA): KDB Long Beach

Name of Business Owner: DDRC Pike Entertainment LLC

Business Address: 10 Aquarium Way  
Long Beach, CA 90802

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) DDRC PIKE ENTERTAINMENT LLC

By: *David E. Weiss*  
David E. Weiss, Exec. VP & Secretary

Title Exec. VP & Secretary

Phone # [REDACTED]

FAX # 216-755-1657



Accepted By: \_\_\_\_\_ Date: \_\_\_\_\_  
 Zoning Approval By: \_\_\_\_\_ Date: \_\_\_\_\_

**APPLICATION FOR ENTERTAINMENT PERMIT**

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

Applicant's Name (Legal Ownership Structure): DDRC Pike Entertainment, LLC

Business Name (DBA): KDB Long Beach Business Phone: (562) 308-7529

Business Site Address: 10 Aquarium Way, Long Beach CA 90802

Date Business Proposes To Open: 8-9-10

Days & Time Premises Are Open For Inspection: 11am-12am

Proposed Use(s):

- Entertainment/Restaurant With Dancing  Without Dancing  Other (explain)  amusement machines,  
 Entertainment/Tavern With Dancing  Without Dancing  video games,  
 Entertainment/Retail  Social Club  Pool/Billiard Hall  bowling

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

Contact Person(s) Name (authorized agent, manager, etc.): Pat Hart

Contact Person(s) Phone Number: [REDACTED]

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: 3-26-12

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): 3-28-12 By: DXW

**POLICE DEPARTMENT**

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

Police Department finds no basis for denial with conditions

Conditions or Basis for Denial: \_\_\_\_\_

\_\_\_\_\_

By: \_\_\_\_\_ Title: \_\_\_\_\_ Date: \_\_\_\_\_



**Date:** March 23, 2012  
**To:** Erik Sund, Manager of Business Relations Bureau  
**From:** Derek Burnham, Planning Administrator *DB*  
**Subject:** REVIEW OF ENTERTAINMENT LICENSE REQUEST

**Site Address:** 10 Aquarium Way  
Long Beach, CA 90802

**Applicant:** DDRC Pike Entertainment LLC., DBA KDB Long Beach

**Zoning District:** PD-6 (Downtown Shoreline Planned Development District)

**Proposed Use:** Entertainment with Dancing and Pool Hall

The Current Planning Division of the Department of Development Services has the following comments:

A review of the permit history for 10 Aquarium Way, indicates there have been no CUPs or AUPs approved for the subject property.

The applicant is seeking to obtain a permit for entertainment with dancing. An entertainment permit with dancing is allowed as an accessory use to a restaurant and or pool hall in PD-6 zone. No extra parking is required.

Planning Bureau recommends that the entertainment permit with dancing for "KDB" be approved.

If you have any questions regarding this response, please call Jorge Ramirez, Planner, at (562) 570-6952.