



# CITY OF LONG BEACH

DEPARTMENT OF CITY CLERK

333 WEST OCEAN BOULEVARD • LONG BEACH, CALIFORNIA 90802 • (562) 570-6101 •

November 21, 2013

Mr. Vincent Cravens  
District Administrator  
Department of Alcoholic Beverage Control  
3950 Paramount Boulevard, Suite No. 250  
Lakewood, California 90712

Re: Application of Wieland Brewery Restaurant 3 Incorporated, dba Weiland Brewery Restaurant, for an original Alcoholic Beverage Control License, at 4354 Atlantic Avenue, that a Public Notice of Protest be filed.

Dear Mr. Cravens:

Please be advised that the Long Beach City Council, at its meeting held Tuesday, November 19, 2013 received and filed the subject application. The Long Beach City Council also approved the request of Councilman Al Austin, Eighth District, to file a protest regarding the subject application based on the fact that licensing the premises would be contrary to City of Long Beach zoning ordinances, since a Conditional Use Permit (CUP) is required.

The City Council also approved the City Manager to withdraw the protest if the City's Planning Commission approves the CUP and if no appeal is made during the 10-day appeal period for the CUP. It is anticipated that the CUP will be acted upon by the Planning Commission, and once the appeal period has elapsed, a letter will be transmitted to ABC withdrawing the City's protest.

Enclosed is a copy of the City Council documentation and a certified excerpt of the minutes for your file. The City of Long Beach thanks you for your assistance in this matter.

Respectfully submitted,

LARRY G. HERRERA  
CITY CLERK

Prepared by:  
Carolyn Hill

Attachment

cc: Councilman Al Austin, Eighth District  
City Prosecutor  
Police Department (2) Chief & Vice  
Referral File  
FAX forwarded to ABC, (562) 982-1396

**AN EXCERPT FROM THE MINUTES OF  
THE LONG BEACH CITY COUNCIL MEETING  
HELD TUESDAY, OCTOBER 8, 2013**

**REGULAR AGENDA: (6:16 PM)**

**22. (13-1019) Recommendation to receive and file the application of Weiland Brewery Restaurant 3 Incorporated, dba Weiland Brewery Restaurant, for an original Alcoholic Beverage Control License, at 4354 Atlantic Avenue, submit a Public Notice of Protest to ABC, and direct City Manager to withdraw the protest if a Conditional Use Permit is granted. (District 8) (8:11 PM)**

*Suggested Action: Approve recommendation.*

**Motion:** Approve recommendation.  
Moved by Austin, seconded by Johnson.

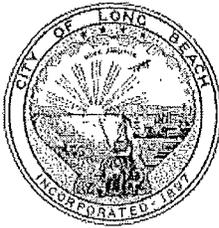
**Vote:** Approve recommendation. (Carried 9-0)  
Yes: Garcia, Lowenthal, DeLong, O'Donnell, Schipske, Andrews, Johnson, Austin, and Neal.

CERTIFIED AS A TRUE AND CORRECT COPY



CITY CLERK OF THE CITY OF LONG BEACH

DATE: 11/21/13



# CITY OF LONG BEACH

# R-22

POLICE DEPARTMENT

400 WEST BROADWAY LONG BEACH CALIFORNIA 90802

Jim McDonnell  
Chief of Police

November 19, 2013

HONORABLE MAYOR AND CITY COUNCIL  
City of Long Beach  
California

## RECOMMENDATION:

Receive the application of Weiland Brewery Restaurant 3 Incorporated, dba Weiland Brewery Restaurant, for an original Alcoholic Beverage Control license, at 4354 Atlantic Avenue, submit a Public Notice of Protest to ABC, and direct the City Manager to withdraw the protest if a Conditional Use Permit is granted. (District 8)

## DISCUSSION

It is City Council policy to review applications for Alcoholic Beverage Control licenses to determine if a basis for protest against the issuance of the license exists. The attached application lists the possible bases for protest.

## TIMING CONSIDERATIONS

The Department of Alcoholic Beverage Control received the above application on October 3, 2013. The applicant is still in the planning stage, and has not yet received a Conditional Use Permit (CUP). City Council response is due to the Department of Alcoholic Beverage Control by November 22, 2013. Provided the Planning Commission approves the CUP, the recommendation includes a request to direct the City Manager to withdraw the Public Notice of Protest.

## FISCAL IMPACT

None.

## SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

  
JIM McDONNELL  
CHIEF OF POLICE

APPROVED:

  
PATRICK H. WEST  
CITY MANAGER

JM:LBB:ibb

ADMINISTRATION BUREAU  
(562) 570-5830  
FAX (562) 570-5833

FINANCIAL BUREAU  
(562) 570-7447  
FAX (562) 570-5833

INVESTIGATIONS BUREAU  
(562) 570-7350  
FAX (562) 570-5837

PATROL BUREAU  
(562) 570-7214  
FAX (562) 570-7058

SUPPORT BUREAU  
(562) 570-7342  
FAX (562) 570-6018

HONORABLE MAYOR AND CITY COUNCIL  
November 19, 2013

Council 8

Applicant: Weiland Brewery Restaurant 3 Incorporated  
DBA: Weiland Brewery Restaurant  
Address: 4354 Atlantic Avenue

Type of Application: A person-to-person and premise-to-premise transfer of an On-Sale General for a bonafide eating place license.

Basis for possible protest: Over concentration.  
Residences within 100 feet.  
Church within 600 feet.  
Licensing the premise would be in contrary to Long Beach Zoning Ordinances.

**PUBLIC CONVENIENCE DETERMINATION:** A determination by the City of public convenience and necessity **is not** required for this application.

Census Tract: 5719.00

Boundaries: San Antonio Drive to the North  
Carson Street/Bixby Road to the South  
Orange Avenue/City Limits to the East  
Atlantic Avenue/Long Beach Boulevard to the West

Number of licenses allowed: 5  
Number of licenses existing: 11

Police Reporting District: 334

Boundaries: San Antonio Drive to the North  
Carson Street to the South  
Orange Avenue to the East  
Atlantic Avenue to the West

Reported crimes in this district for ABC purposes are 86. Crime in a reporting district must be at least 168 to qualify for a high crime protest.

Type of business: A restaurant.

Last day to request conditions and protest: November 22, 2013



**Date:** November 19, 2013  
**To:** File  
**From:** Laurie Briney, Detective, Vice Investigations Section  
**Subject:** **WEILAND BREWERY RESTAURANT – 4354 ATLANTIC AVENUE**

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**CALLS FOR SERVICE/ARRESTS AND INVESTIGATIONS (10/03/12-10/03/13)**

None

**ABC INSPECTIONS (past three years)**

None

**RESIDENCES WITHIN 100 FEET**

631 Claiborne Drive	Single Family Dwelling
639 Claiborne Drive	Single Family Dwelling
640 Claiborne Drive	Single Family Dwelling
4361 Lime Avenue	Single Family Dwelling
4401 Lime Avenue	Single Family Dwelling
4409 Lime Avenue	Single Family Dwelling
4415 Lime Avenue	Single Family Dwelling

**CHURCHES, SCHOOLS, PARKS, HOSPITALS AND PLAYGROUNDS WITHIN 600 FEET**

Faith Presbyterian Church	500 San Antonio Drive
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LBB:ibb  
CFSmemoWeilandBrewery

# Fax Delivery Successful

## Fax Notification

Fax Notification	
To:	From: Carolyn Hill/CC/CLB
Fax subject: Wieland Brewery Restaurant 3 Incorporation, dba Wieland Brewery Restaurant	Status:
Fax number: 5629821396	Cover page: Default
Date sent: 2013-11-21 17:02:53	Total pages sent: 7
Calling Station ID: City of Long Beach	

## Advanced

Fax Notification	
Request number: 424218	Line number: 16
Number of retries: 0	Process time: 80 seconds

For more information follow this document link to the outbound log entry. 