

January 20, 2021

Mr. Brad D. Beach
Supervising Agent In Charge
Department of Alcoholic Beverage Control
3950 Paramount Boulevard, Suite No. 250
Lakewood, California 90712

Re: Application of Rakkan USA Long Beach, LLC, dba Rakkan Ramen, for an original application of an Alcoholic Beverage Control License, at 5242 East Second Street.

Dear Mr. Beach:

Please be advised that the Long Beach City Council, at its meeting held Tuesday, January 19, 2021 approved the request 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 a Conditional Use Permit Exception (CUPEX) and if no appeal is made during the 10-day appeal period for the CUPEX. It is anticipated that the CUPEX 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,



MONIQUE DE LA GARZA
CITY CLERK

Prepared by:
Pablo Rubio

Attachment

cc: Suzie Price, Councilwoman, Third District
Mayor
City Prosecutor
Police Department (2) Chief & Vice
Referral File
FAX forwarded to ABC, (562) 982-1396

January 19, 2021

C-10

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Receive the application of Rakkan USA Long Beach, LLC, dba Rakkan Ramen, for an original application of an Alcoholic Beverage Control (ABC) license, at 5242 East Second Street; submit a Public Notice of Protest to ABC; and, direct the City Manager to withdraw the protest if a Conditional Use Permit Exception (CUPEX) is granted. (District 3)

DISCUSSION

It is City Council policy to review applications for ABC 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 December 9, 2020. The applicant is still in the planning stages and has not yet received a CUPEX. Provided the Planning Commission approves the CUPEX, the recommendation includes a request to direct the City Manager to withdraw the Public Notice of Protest. City Council action is requested on January 19, 2021, to respond to the Department of Alcoholic Beverage Control by the January 28, 2021 due date.


FISCAL IMPACT

There is no fiscal impact associated with this recommendation.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,


ROBERT G. LUNA
CHIEF OF POLICE

APPROVED:


THOMAS B. MODICA
CITY MANAGER

ATTACHMENTS

HONORABLE MAYOR AND CITY COUNCIL
January 19, 2021

Council District: 3
Applicant: Rakkan USA Long Beach, LLC
DBA: Rakkan Ramen
Address: 5242 East Second Street
Type of Application: An Original Application of an On-Sale Beer and Wine Bona Fide Eating Place license
Bases for possible protest: High crime
Over concentration
Residences within 100 feet

PUBLIC CONVENIENCE DETERMINATION: A determination of Public Convenience and Necessity **is not** required for this application.

Census Tract: 5773
Boundaries: 2nd Street to the North
San Pedro Bay to the South
54th Place/ Bay Shore Avenue to the East
Livingston Drive/ Termino Avenue to the West
Number of licenses allowed: 5
Number of licenses existing: 31
Police Reporting District: 571
Boundaries: 2nd Street to the North
Long Beach City Beach to the South
54th Place/Bay Shore Avenue to the East
Nieto Avenue to the West

Reported crimes in this district for ABC purposes are 164. Crime in a reporting district must be at least 108 to qualify for a high crime protest.

Type of business: A restaurant
Last day to request conditions and protest: January 28, 2021

Date: January 19, 2021

To: File

From: Jose Gonzalez, Detective, Vice Investigations Section

Subject: RAKKAN RAMEN - 5242 EAST SECOND STREET

CALLS FOR SERVICE/ARREST AND INVESTIGATIONS (12/9/19-12/9/20)

459A Audible Burglar Alarm Checks Okay

ABC INSPECTIONS (Past three years)

Not applicable.

RESIDENCES WITHIN 100 FEET

184 Covina Avenue	Multi-Unit Residence
182 Covina Avenue	Multi-Unit Residence
180 Covina Avenue	Single Family Residence
179 Covina Avenue	Multi-Unit Residence
182 Corona Avenue	Single Family Residence
180 Corona Avenue	Single Family Residence

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

None.

**AN EXCERPT FROM THE MINUTES OF
THE LONG BEACH CITY COUNCIL MEETING
HELD TUESDAY, JANUARY 19, 2021**

CONSENT CALENDAR: (05:28 PM)

10. (21-0039) Recommendation to receive the application of Rakkan USA Long Beach, LLC, dba Rakkan Ramen, for an original application of an Alcoholic Beverage Control (ABC) License, at 5242 East Second Street; submit a Public Notice of Protest to ABC; and, direct City Manager to withdraw the protest if a Conditional Use Permit Exception (CUPEX) is granted. (District 3)

Suggested Action: Approve recommendation.

Motion: Approve Consent Calendar Items 1 - 12.
Moved by Councilmember Uranga, seconded by Councilman Austin.

Vote: Approve Consent Calendar Items 1 - 12.(Carried 8-0)
Yes: Councilwoman Zendejas, Councilwoman Allen, Councilwoman Price,
Councilman Supernaw, Councilwoman Mungo, Councilwoman Saro,
Councilmember Uranga, and Councilman Austin.
Absent: Vice Mayor Richardson.

CERTIFIED AS A TRUE AND CORRECT COPY



CITY CLERK OF THE CITY OF LONG BEACH

DATE: January 20, 2021

By: Pablo Rubio, Sr. City Clerk Analyst

Pablo Rubio

From: Fax2Mail Powered by OpenText <reports@reply.fax2mail.com>
Sent: Wednesday, January 20, 2021 5:57 PM
To: Pablo Rubio
Subject: ABC License Letter - dba Rakkan Ramen

-EXTERNAL-

MAIL2FAX DETAILED DELIVERY REPORT

Attention	DLA Admin
Job Number	1568675010
Sent By User	F2M/30565075606
Entered Fax2Mail System	01/20 17:43
Report Generated	01/20 17:56
Subject	ABC License Letter - dba Rakkan Ramen
Page Count	6 (including cover sheet)

SUMMARY

Sent: 1	Errors: 0	Cancelled: 0
Total: 1		

Destination	Status	Date	Time	Num. Retries
5629821396	SENT	01/20	17:55	2