

Robert Goforth

1-19-10

#28

Fax # 562 922 1376  
Mailed Certified Return Receipt  
(12) pages

December 22, 2009

Gary DeLong, Councilmember, Third District  
City of Long Beach  
333 West Ocean Blvd. 14<sup>th</sup> Floor  
Long Beach, CA 90802  
[District3@longbeach.gov](mailto:District3@longbeach.gov)

Alcohol Beverage Control  
Cynthia Ibarra  
Vincent Cravens  
3950 Paramount Blvd Ste 250  
Lakewood, CA 90712  
[LBH.Direct@abc.ca.gov](mailto:LBH.Direct@abc.ca.gov)  
[Cynthia.Ibarra@abc.ca.gov](mailto:Cynthia.Ibarra@abc.ca.gov)  
[Vicnent.Cravens@abc.ca.gov](mailto:Vicnent.Cravens@abc.ca.gov)

Reference: Application 47 license – Full Alcohol, Live Entertainment and expanded hours of operation Mon – Sun until 2am – KC Branaghans 5734 E 2<sup>nd</sup> Street, Long Beach, CA 90803

To date, the following communications have been released to various residents within the community near the establishment referenced. **Copies are attached:**

- a.) Letter dated Sept 8, 2009 from Gary DeLong's Office, advising that KC Branaghans has requested modification of their current license to allow for live entertainment and to extend their alcohol service until 2:00am
- b.) Letter dated Sept 10, 2009 , from Dept of Alcoholic Beverage Control, advising that KC Branaghans has requested modification of their current license to allow for live entertainment and to extend their alcohol service until 2:00am
- c.) Notice of Neighborhood Meeting scheduled for Nov. 12, 2009, from KC Branaghans, to discuss any concerns about a now proposed upgrade to a full alcohol license with no intent to modify their operating hours or provide entertainment
- d.) Notice from Dept of Alcoholic Beverage Control, dated Dec 4, 2009, advising that KC Branaghans has requested modification of their current license to serve hard liquor
- e.) Letter from Dept of Alcoholic Beverage Control, dated Dec 16, 2009, advising that KC Branaghans has **again** requested modification of their current license to serve hard liquor and to allow for live entertainment and to extend their alcohol service until 2:00am
- f.) Anonymous Notification to Residents, received Dec. 11, 2009, stating that KC **Branaghans has already purchased a full Alcohol License via ABC Intercounty Lottery drawing**

WE, AS A LARGE PORTION OF THIS ESTABLISHMENT'S NEIGHBORING COMMUNITY, ADAMANTLY OPPOSE ANY CHANGES TO THIS CURRENT LICENSE.

December 22, 2009

Page 2 of 3

Gary DeLong, Councilmember, Third District  
City of Long Beach

Alcohol Beverage Control  
Cynthia Ibarra  
Vincent Cravens

These are some of the current issues that we face, in our community, as a result of the patrons already being served by establishments possessing alcohol licenses:

Public Urinating in Alley and on E.Campo Walk

Patrons vomiting on resident's front lawns

Patrons hang out in alley and smoke

Patrons cut through private residents' back yards from the alley to get over to Campo

Fighting/Yelling/Cursing in close proximity to our properties

Hit and Run of parked vehicles by intoxicated patrons

Hit and Run damage to other property/ we have experienced – garages/fences/walls

Patrons and employees monopolize parking on East Campo Walk

Patrons Congregating/loitering in adjacent parking area to **5734 E 2<sup>nd</sup> Street, Long Beach, CA** after closing. Customers that patronize KC Branahgans will proceed to Crows after their 12am closing then return to their cars either in the pub lot or on E. Campo Walk after 2am - Loud, Inebriated and Destructive

**Decreasing Property Values as a result of the repeated noise complaints and increasing property damage reports on Public Record**

**Specific details** of these various issues were shared with Mary Still at Dept of Alcoholic Beverage Control and Councilman DeLong's office, both by telephone and several written communications, after the original letters received in Sept 2009.

December 22, 2009

Page 3 of 3

Gary DeLong, Councilmember, Third District  
City of Long Beach

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It was subsequently communicated to some residents, at a public meeting held Nov. 12, 2009 by the establishment owner, that KC Branahgans is primarily an eating establishment looking merely to expand their beverage option. In our observation the demographic of its current customer is not known to be, largely, that of "families" that would be seeking a 3 or 4 star dining experience with a hard liquor beverage option. In fact we beg to question that the driving revenue of this establishment not to be "food" but, at present, beer and wine sales. And, we believe that the current demographic of their patrons are those seeking an "alcohol" and not a "dining" experience.

**With that said, we believe that any amendment to this current license only encourages MORE "drunkenness and increased irresponsible associated behaviors" that we already encounter in our residential community.**

In closing, with the recent anonymous notification received, we are requesting your investigation and formal response as to the density of full alcohol licenses being allowed in our census tract. In addition we are request your response as to the allegation of the "already purchased license", the date of supposed occurrence and what additional protest notification requirements are required by those opposing the same.

Thank you,

Signed,

Naples Residents per attached Roster

CC: Naples Improvement Association

Encls

g.) Petition Roster of Residents Opposition

h.) Form ABC-510-A

# PROTEST AGAINST ALCOHOLIC BEVERAGE LICENSE APPLICATION

- Please refer to Form ABC-510, Instructions for Protesting an Alcoholic Beverage License Application, before completing and submitting your protest. The ABC-510 can be found at [www.abc.ca.gov](http://www.abc.ca.gov).
- Please print legibly or type. Incomplete and/or illegible information will cause the protest to be rejected.
- You will be notified by letter regarding a hearing on your protest. You will need to attend the hearing to testify and/or present evidence to support your protest.
- A copy of your valid protest, including your name and address, will be provided to the applicant as a public record and a right of discovery for a protest hearing.

I hereby protest the issuance of a license under the Alcoholic Beverage Control Act to:

K C Branaghans LLC  
(Name(s) of Applicant(s))

For premises at:

5734 E. 2nd Street, Long Beach, Ca 90803  
(Exact address of proposed premises)

on the grounds that:

See attached detailed description of issues and signed community petition, Letter dated 12/22/09

Check here if additional sheets attached

I, Bob Goforth, declare under penalty of perjury: \*

PRINT (Name of Protestant)

(1) That I am the protestant herein; (2) That I have read the above protest and know the contents thereof; and (3) That the same is true of my own knowledge except as to those matters which are therein stated on information and belief, and as to those matters I believe to be true.

PROTESTANT'S SIGNATURE <u>Bob Goforth</u>	PROTESTANT'S TELEPHONE NUMBER (Optional) <u>562) 4382300</u>
SIGNED AT (City and state) <u>Long Beach, Ca</u>	DATE SIGNED <u>12/22/09</u>
PROTESTANT'S ADDRESS (Street number and name, city, state, zip code) <u>5727 Campo Walk</u>	

\* AND other 5 per petition  
Roster Enclosed (item g.)

WE OBJECT TO THE PROPOSED CHANGES TO THE  
 LICENSE 41-462556 AT 5734 E. 2ND ST, LONG BEACH  
 NAME OF BUSINESS K.C. BRANAGHAN'S, LLC,  
 LIVE ENTERTAINMENT, DISTILLED SPIRITS, AND THE  
 NEW HOURS/OPERATION.

1. Janya Moffat 5724 Campo Walk  
562-370-0439
2. Nancy Rehl 5728 Campo Walk  
562-433-5306
3. Jon R 5728 Campo Walk  
562 433 5306
4. Bob Lopez 5727 CAMPO WALK 562-4382308
5. Jo Ann Sforza 5727 Campo Walk 562/438-238
6. Jay Dostoyelle 5735 Campo Walk (562) 950-1165
7. Hank Quill 5737 CAMPO WALK (562) 950 1165
8. Sandra Senor 5741 Campo Walk (714) 292-0470
9. Donald J. Niditt 5753 Campo Walk 22-433-1862
10. Melle Jackson 5744 Campo WALK 562 433 7229
11. Marcella West 5752 Campo WK 562 883-0615
12. Beja Kenter 5753 CAMPO WALK 562-433-7862
13. Phyllis Crismore 5757 Campo Walk 562-439-5757
14. Scott Connor 5715 Campo Walk A+B 562 433 3036
15. Susan Caldwell 5715 Campo Walk #B 562-433-3036
16. Jon Fox 147 Ravenna Dr. h.B. 562/434-6507
17. Kathy Morrison 5740 Campo Walk LB 562 439 2755
18. Joe Myerall 5758 Campo Walk hB 310-318-2905
19. Kim 5781 Campo Walk LB 562-434-8782
20. Ronald Bramble 5781 Campo Walk LB 310-569-0128
21. Jonny 5721 Campo Walk h.B. 562 412-3812
22. LOAN HOLDER 148 RAVENNA DR LB
23. Gene Connor 5715 CAMP WALK LB. 90803
24. Bobc 5683 Campo Walk LB 90803
25. Ken 5683 Campo Walk US 90803

26. Cindy Blumlein  
27. ~~Jim Monahan~~  
28. Jim Monahan

5792 Campo Walk 562-433-2303  
5792 Campo Walk 562-433-2303  
5796 Campo Walk 562-439-2735

Intern g.) PJ 2002



*City of Long Beach*

**GARY DELONG**  
COUNCILMEMBER, THIRD DISTRICT

*Item (A)*

September 8, 2009

KC Branahgans, at 5734 East 2<sup>nd</sup> Street, has requested permission from the Alcohol Beverage Control (ABC) to modify their conditions.

The current conditions that are being considered for modification are as follows:

- Sales, service and consumption of alcoholic beverages shall be permitted only between the hours of 7:00 am and 12:00 midnight each day of the week.
- There shall be no live entertainment of any type, including but not limited to live music, disc jockey, karaoke, topless entertainment, male or female performers or fashion shows.

The request to change the first condition is to extend the alcoholic service hours from 12:00 midnight to 2:00 am. The second request is to remove the restriction of "no live entertainment of any type" and allow entertainment without dancing for Irish Folk Groups.

if you have an opinion, please contact Joe Toney in the Council Office at 570-6300 or via email [Joseph.Toney@LongBeach.gov](mailto:Joseph.Toney@LongBeach.gov) by Friday, September 11<sup>th</sup>.

Thank you,

*Gary DeLong*

**DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL**

3950 Paramount Blvd., Ste 250  
Lakewood, CA 90712  
(562) 982-1337



September 10, 2009

Item (B)

Dear Resident:

A petition has been filed to modify or remove the condition(s) on the license to sell alcoholic beverages at a location near you as follows:

Owner(s) Name(s): K C BRANAGHANS LLC

License: 41-462556

Name of Business: K C Branaghans

Location: 5734 E 2<sup>nd</sup> St., Long Beach

Type of alcoholic beverages sold: Beer &amp; Wine

**CURRENT CONDITION(S) STATE(S):**

01. Sales, service and consumption of alcoholic beverages shall be permitted only between the hours of 7:00 a.m. and 12:00 Midnight each day of the week.
05. There shall be no live entertainment of any type, including but not limited to live music, disc jockey, karaoke, topless entertainment, male or female performers or fashion shows.

**PROPOSED CHANGE(S):**

Revise conditions to read:

01. Sales, service and consumption of alcoholic beverages shall be permitted only between the hours of 7:00 a.m. and 2:00 a.m. each day of the week.
05. Live entertainment provided shall be limited to a three-member Irish Folk group. No noise from said entertainment shall be heard beyond the premises.

Based on the operating conditions change in the preambles (reasons for the initial imposition of conditions) from the prior owner to the current owner, residents residing within 100 feet of the premises were not notified initially. However, upon my visit to the premises and surrounding area, it was determined that the licensee's request could adversely affect nearby residents.

If you have any concerns, please contact me within 10 days of the date of this letter. I may be reached at (562) 982-1373. Thank you.

Mary Still  
Licensing Representative II

Mary.Still@abc.ca.gov



Item C.)

## NOTICE OF NEIGHBORHOOD MEETING

### K.C. Branaghan's Restaurant Invites you to a Community Meeting

The purpose of this meeting is to present information and receive the neighborhood's feedback about a proposed upgrade from our current beer and wine license to a full alcohol license.

K.C. Branaghan's is an upscale Irish Pub and restaurant. We have recently undergone an extensive remodel to ensure a pleasant family atmosphere for our patrons. The restaurant is open from 11:00 am to midnight weekdays, and 9:00 am to Midnight on weekends.

This request is only to upgrade our existing alcohol license and to provide a full range of beverage options for our patrons. There is no intent to alter the operating hours or modify the no entertainment clause, now or in the future. This is a family restaurant serving high quality food and beverages to the local neighborhood.

We look forward to seeing you at the meeting.

**Date: Thursday, November 12, 2009**

**Time: 6:30 PM**

**Location: K.C. Branaghan's  
5734 E 2<sup>nd</sup> Street  
Long Beach, CA 90803**

**(562) 434-3600**

Should you have any questions regarding this project or meeting, please contact one of the following persons:

**K.C. Branaghan's Restaurant:**  
George Sabbagh, Owner  
Email: [George@kcbranaghans.com](mailto:George@kcbranaghans.com)  
Phone: 562-434-3600

Sherrie Olson, Consultant  
Email: [plrc.olson@verizon.net](mailto:plrc.olson@verizon.net)  
Phone: 909-519-1899

Item D.)

Department of Alcoholic Beverage Control

State of California

**NOTICE OF INTENTION TO ENGAGE IN THE SALE OF ALCOHOLIC BEVERAGES**

ABC-207-E (9/05)

To the Resident or Owner of Real Property Within a 500' Radius:

The applicant(s) for an alcoholic beverage license must mail this notice to every resident of real property within a 500 foot radius of the premises (Section 23985.5 of the Business and Professions Code). The applicant must mail this notice within 15 days of posting the premises. Any protest against the issuance of the license(s) must be received at any office of the Department of Alcoholic Beverage Control (ABC) or Departmental Headquarters within 30 days of the date the premises are posted, or within 30 days of the mailing of this notification, whichever is later. To obtain a copy of the protest form, ABC-510-A, please contact your local ABC office or go online to [www.abc.ca.gov](http://www.abc.ca.gov).

Date of Mailing: December 4, 2009 Date Premises Posted: December 4, 2009

The below-named applicant(s) has applied for a license to sell alcoholic beverages at:

5734 E 2nd St, Long Beach, CA 90803  
\_\_\_\_\_  
\_\_\_\_\_

Type of license(s) applied for:

47 - On Sale General Eating Place  
\_\_\_\_\_  
\_\_\_\_\_

The name(s) of the applicant(s) is/are:

K C BRANAGHANS LLC  
\_\_\_\_\_  
\_\_\_\_\_

The dba (doing business as) is (if known):

K C BRANAGHANS  
\_\_\_\_\_

Further information regarding this application or filing a protest may be obtained at:

**Department of Alcoholic Beverage Control**  
3950 Paramount Blvd Ste 250  
Lakewood, CA 90712  
562-982-1337

Long Beach CA, 90803  
5741 East Campo Wk  
OCCUPANT

551 - 40

Los residentes o dueños que no hablen inglés por favor vean al reverso para mayor información.

非英語語系的居民或所有人，請參見背面資訊。

영어 구사 불가능 주민/소유주는 내용 확인을 위해 뒤면을 참조하십시오.

Cư dân/sở hữu chủ nào không nói tiếng Anh, xin xem mặt sau để biết chi tiết.

المقيمين/المالكين الذين لا يتكلمون اللغة الإنكليزية، رجاء مراجعة الصفحة الخلفية للحصول على المعلومات.

## DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL

3950 Paramount Blvd, Ste. 250  
Lakewood, CA 90712  
(562) 982-1337



Item E.)

December 16, 2008

An application has been filed with our Department for the issuance of a license to sell alcoholic beverages at a location within your Department's jurisdiction as follows:

Applicant(s) Name(s): K C Branaghans LLC

Date of Application: December 1, 2009

Name of Business: K C Branaghans

Proposed Location: 5734 E. 2<sup>nd</sup> Street  
Long Beach, CA 90803

Alcoholic beverage operation: Restaurant

Entertainment: Recorded Music/Live Entertainment

Type of alcoholic beverages sold: Beer, Wine and Distilled Spirits

Proposed hours/operation (subject to change) which alcoholic beverages will be sold/served: 11:00 a.m. to 02:00 a.m., Mon-Fri  
9:00 a.m. to 02:00 a.m.-Sat-Sun

If you have any questions, objections or protests, or require additional information concerning the issuance of the alcoholic beverage license identified above, please contact the undersigned *no later than December 30, 2009.*

Respectfully,

A handwritten signature in black ink, appearing to read 'Cynthia Ibarra', written over a horizontal line.

Cynthia Ibarra  
Licensing Representative II  
(562) 982-1395

# Attention Residents

Item F.)

Some of you may have received a letter from 3<sup>rd</sup> District Council member Gary DeLong's office stating that K C Branaghans located at 5734 E 2<sup>nd</sup> St. (formerly Limericks) has requested permission from the Alcohol Beverage Control Board to modify their existing conditions, the letter states that KC Branaghans is requesting permission to:

- Extend alcohol service hours from 12:00 midnight to 2:00 am
- Allow live entertainment!

What he **FAILED** to tell you is that this establishment has purchased a FULL Alcohol license via ABC Intercounty Lottery drawing at the cost of \$6000.00 –meaning that KC Branaghans bought an alcohol license from another county so they can now serve hard liquor to our residents.. do we really need another bar in our neighborhood ? We already have 5 Alcohol License' within a one block radius, 7 within a quarter mile stretch of 2<sup>nd</sup> street, all on the same side of the street. The other businesses that serve alcohol have been here for 10+ years and are well established in the community and conscientious of nearby residents, NONE of them have entertainment!!

We should be concerned with the following:

- Type/Age group of patrons this will attract? immature and irresponsible
- Noise – due to Entertainment
- Parking
- Security
- Stay open later and still serve hard alcohol
- Public urination, fights, late night disturbance

Why would the City would allow this? **Per the ABC only 3 alcohol license's are allowed for this census tract yet 13 license's have been issued!, this is a serious concern.**

If this is a concern to you, please call or email:

Gary DeLong  
340 Nieto Avenue  
Long Beach, California 90814  
Telephone: (562) 570-8756  
[District3@longbeach.gov](mailto:District3@longbeach.gov)

or the local

Alcohol Beverage Control Board  
Vincent Cravens  
3950 Paramount Blvd., Suite 250  
Lakewood CA 90712  
(562) 982-1337  
[LBH.Direct@abc.ca.gov](mailto:LBH.Direct@abc.ca.gov)