



July 7, 2009

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Receive the supporting documentation into the record, conclude the hearing and grant a One-Year Short-Term Entertainment Permit, with conditions, on the application of Save The Queen, LLC, DBA The Queen Mary, 1126 Queens Highway, for Entertainment With Dancing by Patrons. (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 make a determination that the application is complete and truthful; the applicant, the person interested in the ownership and operation of the entity, and the officers and trustees of the entity are law-abiding persons who will operate and conduct the business activity in a lawful manner; and, that the public peace, welfare, and safety will not be impaired. If this is so, the application shall be approved, a short-term permit shall be approved, or the application shall be denied.

The City Council has the authority to approve the following options: 1) grant the Permit, with or without conditions; or 2) grant a One-Year Short-Term Entertainment Permit, with or without conditions; or, 3) deny the Permit on the application.

Attached for your review is the application from Save The Queen, LLC, DBA The Queen Mary. This application is for entertainment on-ship and entertainment for the Sea Walk area and parking lots. This application does not include entertainment in the Dome or the publicly owned Events Park, which requires a Special Events Permit from the Office of Special Events and Filming. Also attached are reports from various departments and a summary of those reports, as well as the license history of the establishment.

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

- The Police Department recommends that the permit for entertainment with dancing by patrons be approved as a One-Year Short-Term Entertainment Permit with separate sets of tiered conditions for on-ship entertainment and off-ship entertainment.

- The Fire Department recommends that the permit for entertainment with dancing by patrons be approved.
- The Health and Human Services Department finds that the building/location meets department requirements for the proposed use with the condition that the establishment remain in compliance with the Long Beach Noise Ordinance (LBMC Chapter 8.80).
- The Development Services Department recommends that the permit for entertainment with dancing by patrons be approved.

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 as a One-Year Short-Term Entertainment Permit subject to conditions (attached).

In the event that any of the recommended conditions attached to any permit or licenses are in conflict, the permittee shall adhere to the strictest of the applicable conditions. This location has been licensed as entertainment since 1993 and was approved for a One-Year Short-Term Entertainment Permit on March 4, 2008.

This item was reviewed by Deputy City Attorney Cristyl Meyers on June 16, 2009.

TIMING CONSIDERATIONS

The hearing date of July 7, 2009, has been posted on the business location, with the applicant and property owners within 300 feet notified by mail.

FISCAL IMPACT

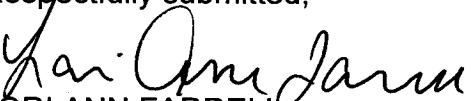
The following fees were collected with the application: Building Review \$20 and Zoning Review \$14 (Development Services Department), Police Investigation \$1,125 (Police Department), Temporary Entertainment permit \$340 and Labels \$90 (Financial Management Department).

The following fees will be collected if the application is approved: Business License \$309.77 and Regulatory \$930 (Financial Management Department).

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,


LORI ANN FARRELL
DIRECTOR OF FINANCIAL MANAGEMENT/CFO

APPROVED:


PATRICK H. WEST
CITY MANAGER



Recommended Conditions of Operation

Save The Queen, LLC, DBA The Queen Mary, 1126 Queens Highway
Application for Entertainment with Dancing

CONDITIONS OF OPERATION FOR ON-SHIP ENTERTAINMENT

- 1) The following conditions are for any on-ship entertainment activities, not in conjunction with an off-ship event. If any off-ship event includes the use of on-ship facilities, the permittee shall include this information on the application to The Office of Special Events and Filming, and shall be subject to the same approval as off-ship events.
- 2) The operation of the establishment shall be limited to those activities and elements expressly indicated on the permit application and approved by the City Council. Any change in the operation, which exceeds the conditions of the approved permit, will require that a new permit application be submitted to the City Council for their review and approval.
- 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) Unless separately applied for, reviewed, and approved, no adult entertainment, as defined by section 5.72.115(B) LBMC shall be conducted on the permitted premises.
- 5) The permittee shall not advertise, procure, nor allow any person, performance, show, wet t-shirt contest, promotion, or any other event or entertainment that exposes or promotes, encourages, or allows the exposure of the male or female genitals, cleft of the buttocks, the areola or any portion of the female breast below the areola, while at or inside the business.
- 6) The permittee shall be responsible for maintaining an adequate security necessary to prevent violations of law and any other disturbances arising out of, or in connection with business operations. Should the permittee's operations give rise to a substantial increase in complaint/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. 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.

- 7) For any public or private event, where alcohol is permitted, the permittee shall ensure there is adequate security necessary to prevent underage drinking. All bartenders shall be reminded that the service of alcohol is solely their responsibility and is to verify the age of any suspected under age customer.
- 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) At the conclusion of each event, the permittee shall take reasonable measures to ensure that exiting patrons walk directly to their vehicles, and not loiter in the parking lot or the immediate area. This shall include all other facilities used to support the event, including off-site parking.
- 10) 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. Distribution of any advertising matter upon private property shall adhere to the following guidelines: By placing the same matter in a receptacle, clip, or other device designed or intended to receive advertising matter. The permittee shall keep all promoter contracts, including names, addresses and phone numbers, on file at all times, and must be available for inspection at anytime.
- 11) All independent contractors and promoters must have, or must obtain, a City of Long Beach Business License prior to conducting entertainment activities governed by this permit. The permittee shall be responsible for all entertainment activities at the location, including those conducted by promoters or independent contractors.
- 12) The permittee must provide all promoters, or independent contractors hired to conduct entertainment activities with a copy of the approved permit, which shall include a copy of the approved conditions of operation.
- 13) The permittee agrees to reimburse the City whenever extraordinary City services, as determined by the Chief of Police, in consultation with the Fire Marshal and the Office of Special Events and Filming, are required as the result of any incident or nuisance arising out of, or in connection with the permittee's operations.
- 14) The permittee, shall, within ninety (90) days of an approved entertainment permit, submit proof of attending the LEAD program offered by the Department of Alcoholic

Beverage Control. In the event that the LEAD program class is not offered within this ninety day period, the permittee shall attend the next available class. Proof of completion shall be submitted to the Long Beach Police Department Vice Investigations Section.

CONDITIONS OF OPERATION FOR OFF-SHIP ENTERTAINMENT

- 1) 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 City of Long Beach services 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.
- 2) The operation of the establishment shall be limited to those activities and elements expressly indicated on the permit application, the required special event application and activities approved by the City Council. Any change in the operation, which exceeds the conditions of the approved permit, will require that a new permit application be submitted to the City Council for their review and approval.
- 3) Entertainment activities indicated on page #7 of your entertainment application shall be restricted to 10 p.m. Sunday thru Thursday nights, and 11 p.m. Friday and Saturday nights. The Office of Special Events and Filming must approve any deviation from these hours.
- 4) No adult entertainment, as defined by section 5.72.115(B) LBMC shall be conducted on the permitted premises.
- 5) For any event held on Queen Mary property, other than onboard the ship, the permittee must submit an application for event approval to the Office of Special Events and Filming. The application must be submitted no less than 60 days prior to the scheduled event, and must include, but is not limited to, parking, security, community outreach, and alcohol service plans.
- 6) Any event held on the ship, or the Dome coinciding with planned outside events, shall be disclosed upon submission of the permit application.
- 7) The permittee must obtain a catering permit or daily alcohol license from the Department of Alcoholic Beverage Control prior to any sales of alcohol. The application must be submitted to ABC ten days prior to the scheduled event and must be approved by the Police Department.

RECOMMENDED CONDITIONS OF OPERATION

APPLICATION FOR ENTERTAINMENT WITH DANCING—SAVE THE QUEEN, LLC, DBA THE QUEEN MARY
1126 QUEENS HIGHWAY

PAGE 4

- 8) There shall be a staff member and/or security guard positioned by the sound equipment, prepared to cut off the amplified sound in the event of any obscenities from performers or announcers. This staff member shall be fluent in the particular language of said performer.
- 9) 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 or businesses located nearby.
- 10) All security plans must be approved by the City 30 days prior to the scheduled event. Should the permittee's operations give rise to a substantial increase in calls for service, noise, disturbance complaints, or trash left in the parking lot, and surrounding area of the business can be attributed to the operation of said business, the permittee shall increase security as directed by the Chief of Police.
- 11) 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. The Office of Special Events and Filming must approve any advertising or promotional material prior to any scheduled event. The permittee shall adhere to and require their promoters to adhere to all state and local laws. Copies of all contracts between the permittee and any promoter shall be included in the event application and provided to the Office of Special Events and Filming.
- 12) All promoters and vendor booths must have, or obtain, a City of Long Beach Business License prior to the scheduled event. The permittee shall be responsible for all entertainment activities at the location, including those conducted by promoters and vendors.
- 13) The permittee must provide all promoters hired to conduct entertainment activities with a copy of the approved permit, which shall include a copy of the approved conditions of operation.
- 14) At the conclusion of each event, the permittee shall take reasonable measures to ensure that exiting patrons walk directly to their vehicles, and not loiter in the parking lot or the immediate area. This shall include all other facilities used to support the event, including off-site parking. The Permittee shall address security measures at remote facilities through their security plan as required in condition #10.

RECOMMENDED CONDITIONS OF OPERATION

APPLICATION FOR ENTERTAINMENT WITH DANCING—SAVE THE QUEEN, LLC, DBA THE QUEEN MARY
1126 QUEENS HIGHWAY

PAGE 5

- 15) The permittee must provide adequate signage to direct vehicular and pedestrian traffic to the event location and back to any remote parking facilities.
- 16) The permittee agrees to reimburse the City of Long Beach whenever extraordinary services, as determined by the Chief of Police, in consultation with the Fire Marshal and the Office of Special Events and Filming, are required as the result of any incident or nuisance arising out of or in connection with the permittee's operations.
- 17) The permittee shall maintain full compliance with all applicable laws, ABC laws, ordinances, and stated conditions. In the event of a conflict between the requirements of this permit, your permit from the Office of Special Events and Filming, your conditional use permit, or your Alcoholic Beverage Control license, the more stringent regulation shall apply.
- 18) The permittee shall, within ninety (90) days of an approved entertainment permit, submit proof of attending the LEAD program offered by the Department of Alcoholic Beverage Control. In the event that the LEAD program class is not offered within this ninety day period, the permittee shall attend the next available class. Proof of completion shall be submitted to the Long Beach Police Department Vice Investigations Section.

Attachment “B”

Tiered Conditions

This page contains progressively more stringent regulations on entertainment and related activities. 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, 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 1-18), 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, and other interested persons to address concerns and discuss how the implementation of Tier 2 Conditions can be avoided.

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. 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:

Tier 2 Conditions:

Hours:

1. All entertainment activities must cease not later than 9 p.m. Sunday thru Thursday nights, and 10 p.m. Friday and Saturday nights. The Chief of Police or Fire Marshal is authorized to make adjustments of up to one hour in these times to protect the public peace.

PAGE 7

Alcohol:

1. All alcohol sales and service shall be restricted to a beer garden that shall be approved by the Office of Special Events and Filming and the Chief of Police.
2. Alcohol sales and service must end 2 hours prior to the end of the event.

Security:

1. Additional security personnel at hours determined necessary by the Chief of Police to prevent Permittee's operations from creating a public nuisance.
2. Additional security checks on incoming patrons.
3. There shall be no queue within 1 hour of the lawful closing time. Any persons gathering outside the establishment shall be considered to be loitering.
4. 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 Office of Special Events and Filming, 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 nuisance and/or security/public safety issues as directed by the Chief of Police or the Fire Marshal within a reasonable period, shall result in the implementation of Tier 3 conditions:

Hours:

1. All entertainment activities must cease not later than 8 p.m. Sunday thru Thursday nights, and 9 p.m. Friday and Saturday nights. The Chief of Police or Fire Marshal is authorized to make adjustments of up to one hour in these times to protect the public peace.

Alcohol:

1. No alcohol will be allowed.

Parking:

1. No off-site parking will be allowed.

Security:

1. 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.
2. 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.



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 Save the Queen LLC, DBA The Queen Mary. Also attached are reports from various departments stating their recommended disposition of the subject application. These are summarized as follows:

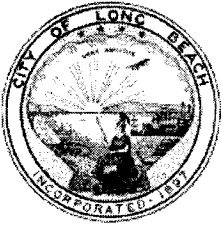
SUBMITTED FOR CITY COUNCIL ACTION

	<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

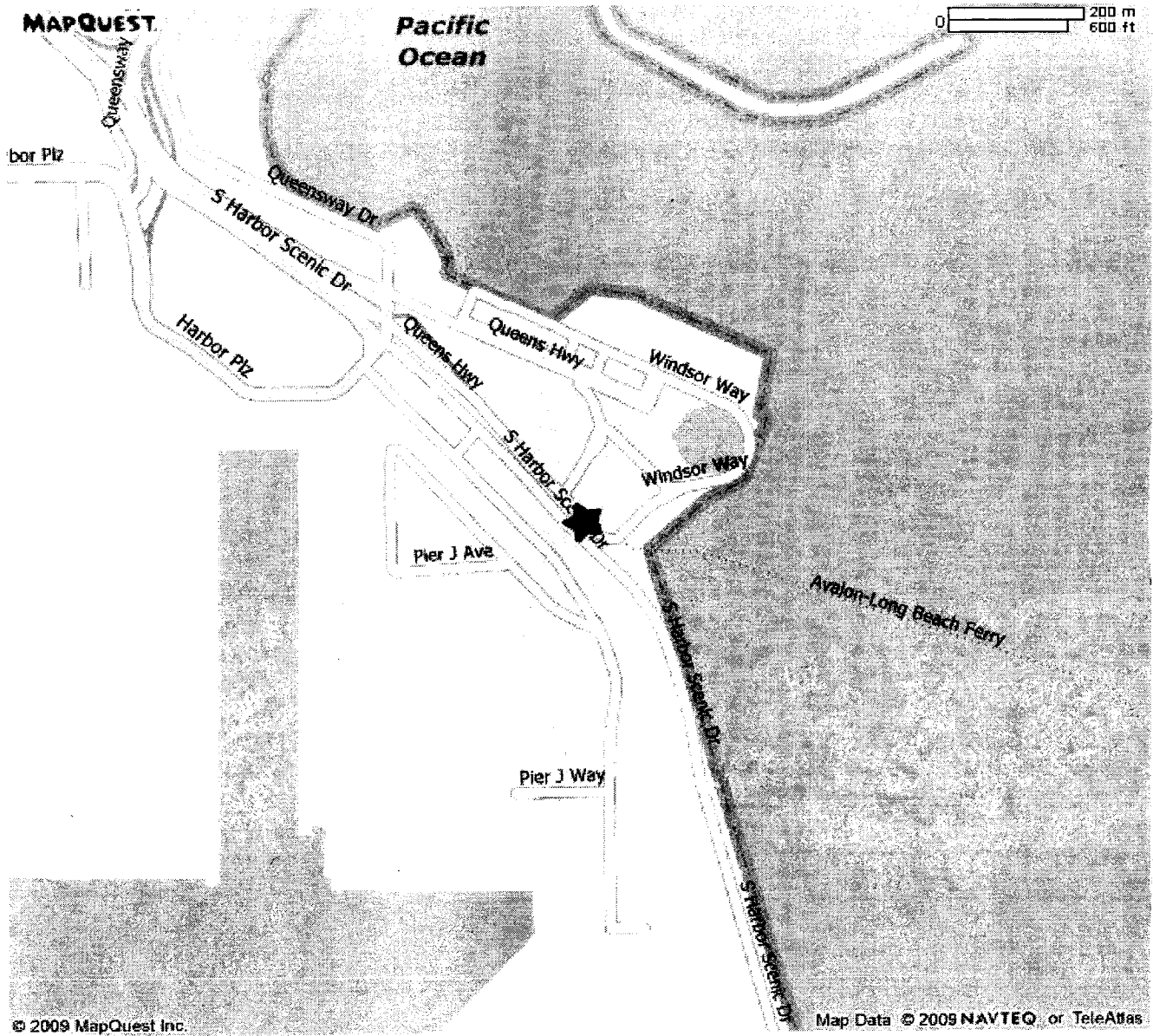
DEPARTMENT OF FINANCIAL MANAGEMENT
BUSINESS RELATIONS BUREAU

333 West Ocean Boulevard • Long Beach, CA 90802

FIVE YEAR HISTORY OF BUSINESS ESTABLISHMENT Address: 1126 QUEENS HWY S.

Save the Queen, LLC DBA: The Queen Mary Lic#20908890 03/04/09 – Pending City Council approval	Entertainment with Dancing On-ship and Off-ship
Save the Queen, LLC DBA: The Queen Mary Lic# BU20747940 03/04/08 – 03/04/09	Entertainment with Dancing (One year short-term) On-ship and Off-ship
Save the Queen, LLC DBA: The Queen Mary Lic# BU20746920 11/07 – Active	Hotel
Queens Seaport Development Inc DBA: Queen Mary Lic# BU20730900 10/07 – 10/08	Entertainment with Dancing (One year short-term) Off-ship
Queens Seaport Development Inc DBA: Queen Mary Lic# BU20438340 10/06 – 10/07	Entertainment with Dancing (One year short-term) Off-ship
RMS Foundation Inc DBA: Queen Mary Lic# BU93010540 02/93 – 11/07	Hotel
RMS Foundation Inc Lic# BU93009440 02/93 – 11/07	Entertainment with Dancing
RMS Foundation Inc Lic# BU93010570 02/93 – 11/07	Bar/Tavern/Lounge
RMS Foundation Inc Lic# BU93010640 02/93 – 11/07	Restaurant w/Alcohol

1126 Queens Highway South Save The Queen





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

www.longbeach.gov
 (562) 570-6211

GENERAL INFORMATION					
OWNER'S NAME (or corporate name, partnership name, or partners) CCS LLC SAVE THE QUEEN, LLC		DRIVER'S LICENSE NUMBER	STATE	SOCIAL SECURITY NUMBER	
BUSINESS NAME (D.B.A.) SAVE THE QUEEN, LLC d/b/a QUEEN MARY		TYPE OF BUSINESS (check one) ENTERTAINMENT w/ DRINKING		HOME OCCUPATION <input type="checkbox"/>	
BUSINESS ADDRESS 1350 Avenue of the Americas 9B Plaza New York NY 10019 (212) 372 0500		STREET	CITY	STATE	ZIP
BILLING ADDRESS (if different) 1126 QUEENS HIGHWAY LONG BEACH CA 90802 562 499 1023		STREET	CITY	STATE	ZIP
RESIDENCE ADDRESS (if different)		STREET	CITY	STATE	ZIP
LIST OF PRINCIPAL OFFICERS' OR PARTNERS' NAMES AND RESIDENTIAL ADDRESSES (IF MORE PLEASE ATTACH LIST)				TITLE	% OWNERSHIP
SIFU STAM				PENDING PARTNER	
SUSPH TANG				PENDING PARTNER	
<input type="checkbox"/> New Business <input type="checkbox"/> Address Change <input checked="" type="checkbox"/> Ownership Change <input type="checkbox"/> Secondary License <input type="checkbox"/> Sole Owner <input type="checkbox"/> Partnership <input type="checkbox"/> Corporation <input type="checkbox"/> LLP <input checked="" type="checkbox"/> LLC					
BUSINESS OPERATIONS INFORMATION					
START DATE 3-4-09	NO. OF EMPLOYEES 1	NO. OF VEHICLES	FEDERAL TAX ID NUMBER	SALES TAX (SELLER'S PERMIT) NUMBER	
Does your business have a Calif State Lic? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N			STATE LICENSE NUMBER BU20746920	CLASSIFICATION(S)	RENEWAL DATE
FOOD / ALCOHOL / TOBACCO / ENTERTAINMENT			SERVICES / FUND RAISING		
Do you plan to sell or serve food? (including pre-packaged) <input checked="" type="checkbox"/> Y <input type="checkbox"/> N			Will you offer massage, tanning, body-wrap, escort or other similar personal services? LEASE OPERATION <input checked="" type="checkbox"/> Y <input type="checkbox"/> N		
If serving food, how many seats? _____			Will you provide a towing service? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		
Do you plan to sell wholesale food? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N			Will you engage in fund raising? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N		
Do you plan to sell or serve alcoholic beverages <input checked="" type="checkbox"/> Y <input type="checkbox"/> N			Will you deal in coins, stamps, firearms, jewels, or second-hand property? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		
If yes, ABC License number: 47 460722			BUILDING AND FACILITY INFORMATION		
Does your business involve amusement machines, video games, vending machines, jukebox and/or pool tables? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N			Property Owner's Name: SAVE THE QUEEN, LLC		
How many: _____ Type: _____ Owner: _____			Business sq. ft.: _____ Warehouse on site? <input type="checkbox"/> Y <input type="checkbox"/> N		
Do you plan to sell tobacco products or tobacco paraphernalia? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N			Do you: <input type="checkbox"/> Own or <input checked="" type="checkbox"/> Rent/Lease your business property?		
Will you have: <input checked="" type="checkbox"/> Music <input checked="" type="checkbox"/> Dancing <input checked="" type="checkbox"/> Performers <input type="checkbox"/> Adult Entertainment			Does your business require construction and/or remodeling? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		
HAZARDOUS MATERIALS / MEDICAL WASTE					
Will you use, store, or transport chemicals (new or waste state)? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N					
Will you manage or produce bio-hazardous materials or waste? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N					
ACKNOWLEDGMENT					
I understand that before I can operate my business in Long Beach, my establishment must comply with applicable City departmental laws and regulations completely and obtain a business license or I will be in violation of L. B. M. C., Section 3.80. I declare, under penalty of perjury, that I am authorized to complete this application. To the best of my knowledge and belief, the provided information and statements are true and correct.					
• SIGN and return this statement with your remittance.			• Make checks payable to City of Long Beach		
OWNER(S) OR AUTHORIZED AGENT					
Signature _____		Date 2/25/09	PRINT NAME/TITLE RAYMOND CHASS/CEO		
Signature _____		Date _____	PRINT NAME/TITLE _____		
DO NOT WRITE BELOW THIS LINE					
Inspection(s): <input type="checkbox"/> Bldg <input type="checkbox"/> Fire <input type="checkbox"/> Health <input type="checkbox"/> HazMat <input type="checkbox"/> PD <input type="checkbox"/> Other					
Basic Tax		\$ _____		Prev Use: _____ Exp Date: _____	
Employees # _____ @ _____		\$ _____ = _____		Prev Lic: _____	
Vehicles # _____ @ _____		\$ _____ = _____		Exp Date: _____	
Other # _____ @ _____		\$ _____ = _____		District 15	
PIA _____		\$ _____		SE 200500	
PIA Employees # _____ @ _____		\$ _____		5-813	
Regulatory Investigation		\$ _____		Entered by: 4/80	
Misc. Fees		\$ _____		Date: 3/4/09	
Sub Total		\$ _____		BU 20908890	
Zoning		\$ _____		Zoning Review <input type="checkbox"/> Y <input type="checkbox"/> N <input type="checkbox"/> N/A	
Building Review		\$ _____		By: [Signature]	
Total		\$ _____		Date: 3/4/09	
				<input type="checkbox"/> New construction <input type="checkbox"/> Reuse	
				Zone: PD-21	
				Comments: Pke approval ok gm	

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



Accepted By: [Signature] Date: 3/4/09
 Zoning Approval By: [Signature] Date: 3/4/09

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): SARA THE QUEEN LLC
 Business Name (DBA): THE QUEEN MARY Business Phone: 1562 499 1628
 Business Site Address: 1126 Queens Highway
 Date Business Proposes To Open: 11-6-07 UNDER STA AND HASTMAFF HOSPITALITY GROUP
 Days & Time Premises Are Open For Inspection: M-F 9-5 by appointment

Proposed Use(s):

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

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

SOCIAL AND BUSINESS EVENTS IN AN OFFSHIP

Contact Person(s) Name (authorized agent, manager, etc.): JAY PRIMAVERA
 Contact Person(s) Phone Number: (562) 499 1628

Type of Organization:

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

OFFICE USE ONLY

Building Fire Health (Check Inspecting Department) Date Received: _____
 Building/Location meets Department Requirements for the proposed use.
 Building/Location meets Department Requirements for the proposed use subject to the following conditions:

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

POLICE DEPARTMENT

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

Conditions or Basis for Denial: _____

 By: _____ Title: _____ Date: _____

GENERAL INFORMATION (All Applicants)

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

Fictitious business names(s) or dba(s) used: L/A QUEEN MARY

Place and date of filing fictitious business name statement: N/A

County(ies) in which fictitious name statement is (are) filed: N/A

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:
JAY PRAMATTA, 1120 QUEEN HIGHWAY, LONG BEACH, CA
ANDY KWON 1350 AVENUE OF THE AMERICANS, NY, NY 10019

Name and address of person (agent) authorized to accept service of process in California:
ROBERT KENNE 515 SOUTH FLOWER STREET, 25TH FLOOR LA, CA 90071
PAUL HASTINGS, JANE SKY & WALKER

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:
LIDMOP LICENSE exp 6-30-09

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

How long has the corporation or business been in operation? STD - 2007

Is the location: Owned? Rented/Leased?

If Rented/Leased, state the name and address of property owners:
Name: CITY OF LONG BEACH
Address: _____

IF APPLYING AS A PARTNERSHIP

Check One Box:

General Partnership Limited Partnership LLC (Limited Liability Co.)

Name of Partnership: SAGA THE QUANTUM LLC

Percentage of Partnership

Name and residence addresses of ^{MANAGING MEMBER} ~~General Partners~~: Interest:

<u>GARY L LLC</u>	100	%
<u>1350 Avenue of the Americas, 9th Fl</u>		%
<u>New York, NY 10019</u>		%
_____		%

Names and residence addresses of *Limited Partners*: Interest:

_____	%	
_____	%	
_____	%	
_____	%	

Place and date of filing Articles or Certificate of Partnership or Limited Partnership:

Please Note:
Attach certified copies of *Articles of Partnership* or *Limited Partnership*, or other written evidence of partnership status and all amendments thereto this application.

IF APPLYING AS A PARTNERSHIP

INFORMATION IS REQUESTED FOR POLICE DEPARTMENT IDENTIFICATION AND INVESTIGATION

PRINCIPAL PARTNER I

Name: TERA STUART Title: CO - President
Residence Address: [REDACTED]
Business Address: 1350 Ave of the Americas NY NY 10119 Phone: 212 372 9500
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]

PRINCIPAL PARTNER II

Name: JOSEPH TANSEY Title: CO - President
Residence Address: [REDACTED] Phone: [REDACTED]
Business Address: 1350 Ave of the Americas NY NY 10119 Phone: 212 372 9500
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]

PRINCIPAL PARTNER III

Name: BRIAN CHASE Title: CO
Residence Address: [REDACTED] Phone: [REDACTED]
Business Address: 1350 Ave of the Americas NY NY 10119 Phone: 212 372 9500
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]

PRINCIPAL PARTNER 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: _____

Attach a list for additional partners

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

47 460722

area 1932 code 03

On sale beer and wine

AS - SAVE THE QUEEN BEVERAGE INC

On sale distilled spirits

CLUB

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: ALL TYPES - 3 SIT DOWN RESTAURANTS - FAST FOOD

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

3. Are non-alcoholic beverages sold?

YES NO

4. How many tables for seating? SEE ATTACHED

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

YES NO

a. If yes, list type(s): RETAIL STORES, HOTEL ROOMS - MUSEUM

6. Are pool tables provided?

YES NO

a. If yes, indicate number:

7. Is there a license for the pool table? N/A

YES NO

a. If yes, license number:

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

YES NO

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

9. Is there a license for the amusement machine(s) and/or jukebox(es)?

YES NO

a. If yes, decal number(s): N/A

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: 20 FULL TIME, IN HOUSE
12. Is any other type of security provided? YES NO
 a. If yes, describe type of security: CONTRACT w/ LICENSED AGENCY
AS NEEDED FOR SPECIAL EVENTS

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

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Hours of Security	24 hrs	24 hrs	24 hrs	24 hrs	24 hrs	24 hrs	24 hrs
	15	15	15	15	15	15	15

13. Will a private security firm be used? YES NO (not regularly scheduled)
 a. If yes, provide the following information of the contracted security firm:
 Name: _____ City Business License No.: _____
 Address: _____ Telephone No.: () _____

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: FOR MUSEUM and tours only \$25-31
depending on tours and type.
17. Is there a private area for exclusive use of members and their guests only? YES NO
 a. If yes, types of membership fees: N/A NO MEMBERS
18. Will guests of members pay an admission fee or other charges? YES NO
 a. If yes, describe the fee schedule and other charges: N/A NO MEMBERS

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	24 hrs →						
Close							

PROXIMITY OF BUSINESSES AND RESIDENCES

19. Are there surrounding businesses? YES NO

a. What type? SHIPPING - LOADING

20. Are there surrounding residences? YES NO

a. Approximately how close? _____

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	24 hrs →						
To							

d. How many individual parking spaces (approximately)? 2500

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

Revised

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. _____

Describe entertainment by performers: music review, singing performance on and off ship

Dance Floor? Y N Stage? Y N
 If yes, provide dimensions and type of material of dance floor. L 22 abstracted = _____ sq ft.

If yes, provide dimensions and type of material of stage. L 21 W 14 H 15

Describe floor material and surface type: wood

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	<u>Live music, singing</u>						
Start Time	<u>8 AM</u>	_____					
End Time	<u>2 AM</u>	_____					

RELEASE FORM

The undersigned, on behalf of (owner('s)) GRACE 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:




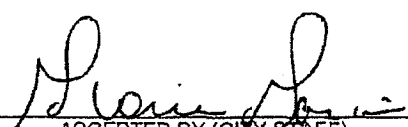
(DBA) SAGA THE WISSEN LLC

to obtain the (entertainment type) _____ 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.

 _____ (SIGNATURE OR AUTHORIZED AGENT)	<u>CFU</u> _____ (TITLE)	<u>2/25/09</u> _____ (DATE)
 _____ DRIVER'S LICENSE OR ID CARD NUMBER	 _____ STATE	
 _____ ACCEPTED BY (CITY STAFF)	<u>CSR III</u> _____ TITLE	<u>3/4/09</u> _____ DATE



Accepted By: [Signature] Date: 8/4/09
 Zoning Approval By: [Signature] Date: 3/4/09

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): SANA THE QUEEN LLC
 Business Name (DBA): THE QUEEN MARY Business Phone: (562) 499 1628
 Business Site Address: 11260 QUEENS HIGHWAY
 Date Business Proposes To Open: 11-6-07 UNDER STA AND HOSTMARK HOSPITALITY GROUP
 Days & Time Premises Are Open For Inspection: M-F 9-5^{pm} by appointment

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

Explain briefly the proposed use of the rooms within the building: SOCIAL AND BUSINESS EVENTS ON AND OFFSHIP

Contact Person(s) Name (authorized agent, manager, etc.): JAY PRIMAVERA
 Contact Person(s) Phone Number: (562) 499 1628

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

OFFICE USE ONLY

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

Building/Location meets Department Requirements for the proposed use.

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

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

Inspection Completed On (date): _____ By: _____

POLICE DEPARTMENT

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

Police Department finds no for basis for denial with conditions

Conditions or Basis for Denial: _____

By: [Signature] Title: COP Date: 5-6-09



Date: May 6, 2009
To: Erik Sund, Bureau Manager, Business Relations Bureau
From: Anthony W. Batts, Chief of Police *AWB*
Subject: **APPLICATION FOR ENTERTAINMENT WITH DANCING AT THE QUEEN MARY
1126 QUEEN'S HIGHWAY**

In response to your request for a recommendation regarding the above named permit application for Entertainment with Dancing, the Police Department recommends **approval** of a **one-year short-term** permit, subject to the following conditions of operation:

Because of the impact that off-ship events have on the City of Long Beach, and the on-going changes to the operation of The Queen Mary, the Police Department is recommending approval of a one-year short-term entertainment permit, but with **two separate sets of conditions**. The first set of conditions will be for on-ship events only. These conditions are similar to any business within the Downtown Dining and Entertainment District. The second set of conditions will be for off-ship events only, and must also be approved by the Office of Special Events and Filming.

CONDITIONS OF OPERATION FOR ON-SHIP ENTERTAINMENT

- 1) The following conditions are for any on-ship entertainment activities, not in conjunction with an off-ship event. If any off-ship event includes the use of on-ship facilities, the permittee shall include this information on the application to The Office of Special Events and Filming, and shall be subject to the same approval as off-ship events.
- 2) The operation of the establishment shall be limited to those activities and elements expressly indicated on the permit application and approved by the City Council. Any change in the operation, which exceeds the conditions of the approved permit, will require that a new permit application be submitted to the City Council for their review and approval.
- 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.

ENTERTAINMENT WITH DANCING AT THE QUEEN MARY
1126 QUEENS HIGHWAY

Page 2

- 4) Unless separately applied for, reviewed, and approved, no adult entertainment, as defined by section 5.72.115(B) LBMC shall be conducted on the permitted premises.
- 5) The permittee shall not advertise, procure, nor allow any person, performance, show, wet t-shirt contest, promotion, or any other event or entertainment that exposes or promotes, encourages, or allows the exposure of the male or female genitals, cleft of the buttocks, the areola or any portion of the female breast below the areola, while at or inside the business.
- 6) The permittee shall be responsible for maintaining an adequate security necessary to prevent violations of law and any other disturbances arising out of, or in connection with business operations. Should the permittee's operations give rise to a substantial increase in complaint/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. 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.
- 7) For any public or private event, where alcohol is permitted, the permittee shall ensure there is adequate security necessary to prevent underage drinking. All bartenders shall be reminded that the service of alcohol is solely their responsibility and is to verify the age of any suspected underage customer.
- 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) At the conclusion of each event, the permittee shall take reasonable measures to ensure that exiting patrons walk directly to their vehicles, and not loiter in the parking lot or the immediate area. This shall include all other facilities used to support the event, including off-site parking.
- 10) 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. Distribution of any advertising matter upon private property shall adhere to the following guidelines: By placing the same matter in a receptacle, clip, or other device designed or intended to receive advertising matter. The permittee shall keep all promoter contracts, including names, addresses and phone numbers, on file at all times, and must be available for inspection at anytime.

ENTERTAINMENT WITH DANCING AT THE QUEEN MARY

1126 QUEENS HIGHWAY

Page 3

- 11) All independent contractors and promoters must have, or must obtain, a City of Long Beach Business License prior to conducting entertainment activities governed by this permit. The permittee shall be responsible for all entertainment activities at the location, including those conducted by promoters or independent contractors.
- 12) The permittee must provide all promoters, or independent contractors hired to conduct entertainment activities with a copy of the approved permit, which shall include a copy of the approved conditions of operation.
- 13) The permittee agrees to reimburse the City whenever extraordinary City services, as determined by the Chief of Police, in consultation with the Fire Marshal and the Office of Special Events and Filming, are required as the result of any incident or nuisance arising out of, or in connection with the permittee's operations.
- 14) The permittee, shall, within ninety (90) days of an approved entertainment permit, submit proof of attending the LEAD program offered by the Department of Alcoholic Beverage Control. In the event that the LEAD program class is not offered within this ninety day period, the permittee shall attend the next available class. Proof of completion shall be submitted to the Long Beach Police Department Vice Investigations Section.

CONDITIONS OF OPERATION FOR OFF-SHIP ENTERTAINMENT

- 1) 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 City of Long Beach services 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.
- 2) The operation of the establishment shall be limited to those activities and elements expressly indicated on the permit application, the required special event application and activities approved by the City Council. Any change in the operation, which exceeds the conditions of the approved permit, will require that a new permit application be submitted to the City Council for their review and approval.
- 3) Entertainment activities indicated on page #7 of your entertainment application shall be restricted to 10 p.m. Sunday thru Thursday nights, and 11 p.m. Friday and Saturday nights. The Office of Special Events and Filming must approve any deviation from these hours.

ENTERTAINMENT WITH DANCING AT THE QUEEN MARY

1126 QUEENS HIGHWAY

Page 4

- 4) No adult entertainment, as defined by section 5.72.115(B) LBMC shall be conducted on the permitted premises.
- 5) For any event held on Queen Mary property, other than onboard the ship, the permittee must submit an application for event approval to the Office of Special Events and Filming. The application must be submitted no less than 60 days prior to the scheduled event, and must include, but is not limited to, parking, security, community outreach, and alcohol service plans.
- 6) Any event held on the ship, or the Dome coinciding with planned outside events, shall be disclosed upon submission of the permit application.
- 7) The permittee must obtain a catering permit or daily alcohol license from the Department of Alcoholic Beverage Control prior to any sales of alcohol. The application must be submitted to ABC ten days prior to the scheduled event and must be approved by the Police Department.
- 8) There shall be a staff member and/or security guard positioned by the sound equipment, prepared to cut off the amplified sound in the event of any obscenities from performers or announcers. This staff member shall be fluent in the particular language of said performer.
- 9) 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 or businesses located nearby.
- 10) All security plans must be approved by the City 30 days prior to the scheduled event. Should the permittee's operations give rise to a substantial increase in calls for service, noise, disturbance complaints, or trash left in the parking lot, and surrounding area of the business can be attributed to the operation of said business, the permittee shall increase security as directed by the Chief of Police.
- 11) 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. The Office of Special Events and Filming must approve any advertising or promotional material prior to any scheduled event. The permittee shall adhere to and require their promoters to adhere to all state and local laws. Copies of all contracts between the permittee and any promoter shall be included in the event application and provided to the Office of Special Events and Filming.

ENTERTAINMENT WITH DANCING AT THE QUEEN MARY

1126 QUEENS HIGHWAY

Page 5

- 12) All promoters and vendor booths must have, or obtain, a City of Long Beach Business License prior to the scheduled event. The permittee shall be responsible for all entertainment activities at the location, including those conducted by promoters and vendors.
- 13) The permittee must provide all promoters hired to conduct entertainment activities with a copy of the approved permit, which shall include a copy of the approved conditions of operation.
- 14) At the conclusion of each event, the permittee shall take reasonable measures to ensure that exiting patrons walk directly to their vehicles, and not loiter in the parking lot or the immediate area. This shall include all other facilities used to support the event, including off-site parking. The Permittee shall address security measures at remote facilities through their security plan as required in condition #10.
- 15) The permittee must provide adequate signage to direct vehicular and pedestrian traffic to the event location and back to any remote parking facilities.
- 16) The permittee agrees to reimburse the City of Long Beach whenever extraordinary services, as determined by the Chief of Police, in consultation with the Fire Marshal and the Office of Special Events and Filming, are required as the result of any incident or nuisance arising out of or in connection with the permittee's operations.
- 17) The permittee shall maintain full compliance with all applicable laws, ABC laws, ordinances, and stated conditions. In the event of a conflict between the requirements of this permit, your permit from the Office of Special Events and Filming, your conditional use permit, or your Alcoholic Beverage Control license, the more stringent regulation shall apply.
- 18) The permittee shall, within ninety (90) days of an approved entertainment permit, submit proof of attending the LEAD program offered by the Department of Alcoholic Beverage Control. In the event that the LEAD program class is not offered within this ninety day period, the permittee shall attend the next available class. Proof of completion shall be submitted to the Long Beach Police Department Vice Investigations Section.

AWB:CNA:cna
AppvlCondQueenMary

Attachment

Attachment "B"

Tiered Conditions

This page contains progressively more stringent regulations on entertainment and related activities. 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, 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 1-18), 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, and other interested persons to address concerns and discuss how the implementation of Tier 2 Conditions can be avoided.

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. 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:

Tier 2 Conditions:

Hours:

1. All entertainment activities must cease not later than 9 p.m. Sunday thru Thursday nights, and 10 p.m. Friday and Saturday nights. The Chief of Police or Fire Marshal is authorized to make adjustments of up to one hour in these times to protect the public peace.

Alcohol:

1. All alcohol sales and service shall be restricted to a beer garden that shall be approved by the Office of Special Events and Filming and the Chief of Police.
2. Alcohol sales and service must end 2 hours prior to the end of the event.

Security:

1. Additional security personnel at hours determined necessary by the Chief of Police to prevent Permittee's operations from creating a public nuisance.
2. Additional security checks on incoming patrons.
3. There shall be no queue within 1 hour of the lawful closing time. Any persons gathering outside the establishment shall be considered to be loitering.
4. 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 Office of Special Events and Filming, 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 nuisance and/or security/public safety issues as directed by the Chief of Police or the Fire Marshal within a reasonable period, shall result in the implementation of Tier 3 conditions:

Hours:

1. All entertainment activities must cease not later than 8 p.m. Sunday thru Thursday nights, and 9 p.m. Friday and Saturday nights. The Chief of Police or Fire Marshal is authorized to make adjustments of up to one hour in these times to protect the public peace.

Alcohol:

1. No alcohol will be allowed.

Parking:

1. No off-site parking will be allowed.

Security:

1. 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.

2. 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.

AWB:CNA:cna
AppvlcondQueenMary



Accepted By: [Signature] Date: 3/4/09
 Zoning Approval By: [Signature] Date: 3/4/09

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

Applicant's Name (Legal Ownership Structure): SARA THE QUEEN LLC
 Business Name (DBA): THE QUEEN MARY Business Phone: 1562 499 1628
 Business Site Address: 11240 QUEENS HIGHWAY
 Date Business Proposes To Open: 11-6-07 UNDER STA AND HASTMARK HOSPITALITY GROUP
 Days & Time Premises Are Open For Inspection: M-F 9-5³⁰ by appointment

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

Explain briefly the proposed use of the rooms within the building: SOCIAL AND BUSINESS EVENTS ON AND OFFSHIP

Contact Person(s) Name (authorized agent, manager, etc.): JAY PRIMAVERA
 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: 3/5/09
 Building/Location meets Department Requirements for the proposed use.
 Building/Location meets Department Requirements for the proposed use subject to the following conditions:

 Building/Location does not meet Department requirements for the proposed use.
 Inspection Completed On (date): 5/6/09 By: WENDY GOET

POLICE DEPARTMENT

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

Conditions or Basis for Denial: _____

By: _____ Title: _____ Date: _____



CITY OF LONG BEACH

DEPARTMENT OF HEALTH AND HUMAN SERVICES

100 W BROADWAY STE 400 | LONG BEACH, CA 90802 | 562-570-6513 FAX 562-570-6930

ENVIRONMENTAL HEALTH
NOISE OFFICE

DEPARTMENT OF HEALTH AND HUMAN SERVICES ENTERTAINMENT PERMIT APPLICATION REQUIREMENTS

Date: 4-23-09

Name of Business (DBA): QUEEN MARY

Name of Business Owner: SAVE THE QUEEN, LLC

Business Address: 1126 Queen's Highway
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) [Signature]

Title VICE PRESIDENT

Phone # [Redacted]

FAX # [Redacted]



Accepted By: [Signature] Date: 3/4/09
 Zoning Approval By: [Signature] Date: 3/4/09

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): SARA THE QUEEN LLC
 Business Name (DBA): THE QUEEN MARY Business Phone: 1562 499 1628
 Business Site Address: 1126 QUEENS HIGHWAY
 Date Business Proposes To Open: 11-6-07 UNDER STA 2ND HOSTMARK HOSPITALITY GROUP
 Days & Time Premises Are Open For Inspection: M-F 9-5³⁰ by appointment

Proposed Use(s):

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

Explain briefly the proposed use of the rooms within the building: SOCIAL AND BUSINESS EVENTS ON AN AFFSHIP

Contact Person(s) Name (authorized agent, manager, etc.): JAY PRIMAVERA
 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: 3-4-9 [Signature]
 Building/Location meets Department Requirements for the proposed use.
 Building/Location meets Department Requirements for the proposed use subject to the following conditions:

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

POLICE DEPARTMENT

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

 By: _____ Title: _____ Date: _____



Date: March 12, 2009
To: Erik Sund, Manager of Business Relations Bureau
From: Derek Burnham, Current Planning Officer *DB*
Subject: REVIEW OF ENTERTAINMENT LICENSE REQUEST

Site Address: 1126 Queens Highway South
Long Beach, Ca 90802

Applicant: Save the Queen, LLC, DBA The Queen Mary

Zoning District: PD-21 (Queensway Bay Planned Development District)

Proposed Use: Entertainment with Dancing

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

A review of the permit history for The Queen Mary reveals that a number of special events have occurred at the site, but no CUPs or AUPs were found for the subject property. .

The subject property was previously approved for an entertainment permit with dancing in March 2008. Based on the floor plans submitted for the previous application and the current application there have been no significant changes to the floor plan

Planning Bureau recommends that the entertainment permit with dancing for "The Queen Mary" be approved.

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