

CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT

333 West Ocean Blvd • Long Beach, California 90802

~~H-1~~

CH-1

March 16, 2010

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 Permit with conditions on the application of Panama Joe's Inc., DBA Panama Joe's Cafe, 5100 E. 2nd St., for Entertainment without Dancing by Patrons. (District 3)

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 permit application is complete and truthful; the applicant 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 public peace, welfare and safety will not be impaired. If this is so, the application shall be approved, a short-term entertainment 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.

City departments have conducted their investigations in accordance with the LBMC. Attached for your review are the departmental investigative reports, the business ownership and permit history, and the entertainment permit application.

The following summarizes departmental findings:

- The Police Department recommends that the permit for entertainment without dancing by patrons be approved with conditions.
- The Fire Department finds that the building/location meets department requirements for the proposed use.

HONORABLE MAYOR AND CITY COUNCIL

March 16, 2010

Page 2

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

The Department of Financial Management, Business Relations Bureau, has reviewed all submitted department documents and correspondence and, after a thorough investigative process, recommends that the permit for entertainment without 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 are in conflict with other permits or licenses, the permittee shall adhere to the strictest of the applicable conditions. This location has been licensed as a restaurant with alcohol since November 1979.

This matter was reviewed by Deputy City Attorney Cristyl Meyers on February 25, 2010.

TIMING CONSIDERATIONS

The hearing date of March 16, 2010, has been posted on the business location, with the applicant and property owners within 300 feet notified by mail.

FISCAL IMPACT

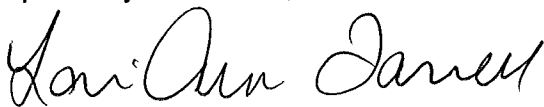
The following fees were collected with the application: Building Review \$20 and Zoning Review \$14 (Development Services Department), Police Investigation \$1,125 (Police Department), and Labels \$90 (Financial Management Department).

The following fees will be collected if the application is approved: Business License \$320.70 and Regulatory \$273 (Financial Management Department).

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



LORI ANN FARRELL
DIRECTOR OF FINANCIAL MANAGEMENT/CFO

LAF: ES: JEM
K:\Exec\Council Letters\Business Relations\Hearing Letters\03-16-10 ccl - Panama Joe's Cafe - 1Yr Short-Term Pmt.doc

APPROVED:


PATRICK H. WEST
CITY MANAGER

ATTACHMENTS



Recommended Conditions of Operation

Panama Joe's Inc., DBA Panama Joe's Café

5100 E. 2nd St.

Application for Entertainment without Dancing

In response to your request for a recommendation regarding the above named permit application for Entertainment without Dancing, the Department of Financial Management recommends **approval** of a **One-Year Short-Term Permit**, subject to the following thirty-three (33) conditions of operation:

CONDITIONS OF OPERATION

- 1) Patrons under twenty-one (21) years of age shall not be permitted to enter the establishment after 10:00 PM. Private functions not open to the public are exempt from this condition.
- 2) An identification card scanner shall be used for all patrons entering the establishment after 10:00 PM for the sole purposes of verifying patron age and/or authenticity of a patron's driver's license or identification card.
- 3) Any graffiti painted or marked upon the premises or on any adjacent area under the control of the permittee shall be removed or painted over within 24 hours of being applied.
- 4) During the hours of operations, the rear door(s) of the establishment shall remain closed at all times except to accept deliveries and in cases of emergency. The rear door(s) shall be constructed of a solid material to help reduce noise pollution and shall not consist solely of a screen or ventilated security door.
- 5) Noise generated on-site from the permitted entertainment uses shall not be heard beyond 50 feet from the exterior of the premises in any direction. The permittee shall be responsible for determining how to meet this requirement, by keeping doors and windows shut, limiting hours of entertainment or offering non-amplified entertainment.
- 6) Deliveries to and from the premises shall be limited to the hours of 8:00 AM to 10:00 PM.
- 7) Trash and refuse collection shall be limited to the hours of 8:00 AM to 10:00 PM.
- 8) Employees and independent contractors providing services at the subject premises shall not discard trash or bottles into the outside dumpster between the hours of 10:00 PM and 8:00 AM

RECOMMENDED CONDITIONS OF OPERATION

APPLICATION FOR ENTERTAINMENT WITHOUT DANCING— PANAMA JOE'S INC., DBA PANAMA JOE'S CAFÉ

5100 E. 2ND ST.

PAGE 2

- 9) The establishment shall remain in compliance with all applicable sections of the Long Beach Noise Ordinance (LBMC Chapter 8.80)
- 10) The sale of alcoholic beverages for consumption off-premises is strictly prohibited.
- 11) The property shall be maintained in a neat, quiet, and orderly condition and operated in a manner so as not to be detrimental to adjacent properties and occupants. This shall encompass the maintenance of exterior facades of the building, designated parking areas serving the use, fences and the perimeter of the site (including all public parkways).
- 12) There shall be no exterior advertising or sign of any kind or type, including advertising directed to the exterior of the establishment from within the establishment, promoting or indicating the availability of alcoholic beverages.
- 13) The premises shall be maintained as a full service restaurant providing an assortment of full meals normally offered in such establishments. In the event that the restaurant ceases operations, the entertainment permit shall be null and void.
- 14) Entertainment provided shall end by 1:00 AM, or earlier, seven days a week. Entertainment shall not begin earlier than 7:00 PM Monday through and 1:00 PM Saturday and Sunday.
- 15) Entertainment on the following holidays is permitted until 1:30 AM: New Years Eve, New Years Day, St. Patrick's Day, Cinco De Mayo, the day before Memorial Day, July 3rd, the day before Labor Day, and Halloween.
- 16) No employee, independent contractor providing services, patron or entertainer, shall exit or loiter near the rear of the business or on Granada after 10:00 PM, except in the case of an emergency. Additionally, no employee, independent contractor providing services, patron, or entertainer shall loiter in the parking lots adjacent to the establishment on both sides of Granada.
- 17) The side door on Granada Avenue and the two rear kitchen doors shall not be used for any type of deliveries, including loading or unloading of any performer's equipment, between the hours of 10:00 PM and 7:00 AM.
- 18) Patrons awaiting entry in a defined "queue" shall be restricted to 2nd Street and the line must extend east of the business. There shall be no "queue" allowed after 12 midnight, Sunday through Wednesday nights, and 1:00 AM Thursday, Friday, and Saturday nights. All persons gathering outside after the allowed hours shall be considered to be loitering. The public right of way (sidewalk), or an entrance to any business shall not be blocked at any time.

- 19) The permittee shall be responsible for maintaining an adequate security staff to supervise patrons inside the establishment and those waiting to enter. Patrons awaiting entry in a defined "queue" shall be counted toward the calculation of required security staffing levels. For crowds up to fifty (50) people, the permittee shall provide a minimum of one (1) uniformed security guard. For crowds over (50) fifty people, the permittee shall provide a minimum of one (1) additional uniformed security guard per fifty (50) people. Security guards must be identifiable as "Panama Joe's" employees. Should the permittee's operations give rise to a substantial increase in complaints/calls for service, or trash left in the parking lot, the permittee shall increase security as directed by the Chief of Police.
- 20) The permittee shall ensure that a security guard monitor and check the property adjacent to, and the parking lots on each side of Granada Avenue on an hourly basis after 8:00 p.m., each night of the week. Security shall maintain order and prevent the unlawful consumption of alcohol. Security shall prevent any activity that would interfere with the quiet enjoyment of any nearby residential property. Security guards must be identifiable as "Panama Joe's" employees.
- 21) 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 Long Beach City public safety personnel upon request. (LBMC section 18.48.320)
- 22) The permittee agrees to reimburse the City whenever excessive police services, as determined by the Chief of Police, are required as the result of any incident or nuisance arising out of or in connection with the permittee's operations.
- 23) Panama Joe's, its promoters, or agents shall not distribute any advertising matter, such as signs, posters, or promotional cards, in or upon any public property, or in or on any vehicle in any such place in the City. 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.
- 24) The permittee shall maintain full compliance with all applicable federal, state and local laws and stated conditions attendant to all required licenses and permits issued for the establishment. In the event of a conflict, the more stringent regulation shall apply.
- 25) 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.

- 26) 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.
- 27) The permittee shall install and maintain a video surveillance system to assist with monitoring the property. The permittee shall contact the Long Beach Police Department for a copy of the Video Surveillance System Guidelines for guidance on camera location and equipment specifications. Recordings shall be retained for no less than 10 days.
- 28) The permittee shall not allow patrons to enter the establishment after 1:00 AM. Entrance closure does not restrict normal hours of operation.
- 29) 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.
- 30) All independent contractors and promoters must have, or 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.
- 31) The permittee must provide all promoters and independent contractors hired to conduct entertainment activities at the property with a copy of the herein approved permit, which shall include a copy of the approved conditions of operation.
- 32) The permittee must submit an application for the renewal of the entertainment without dancing permit not later than-four (4) months prior to the One-Year Short-Term permit expiration date.
- 33) The quarterly gross sales of food shall not be less than fifty-one percent (51%) of total gross food and alcohol sales for the same period in accordance with ABC regulations. The permittee shall keep separate records that reflect the quarterly gross sales of food and alcohol. These records shall be made available to City officials upon written request. Use of this information shall be limited to verification of entertainment permit compliance.

RECOMMENDED CONDITIONS OF OPERATION
APPLICATION FOR ENTERTAINMENT WITHOUT DANCING— PANAMA JOE'S INC., DBA PANAMA JOE'S CAFÉ
5100 E. 2ND ST.
PAGE 5

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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 Panama Joe's, Inc., DBA Panama Joe's Cafe. Also attached are reports from various departments stating their recommended disposition of the subject application. These are summarized as follows:

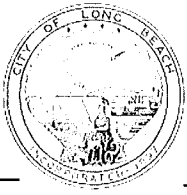
SUBMITTED FOR CITY COUNCIL ACTION

	<u>Without Concern</u>	<u>With Conditions</u>	<u>With Concerns</u>
Police Department		X	
Fire Prevention Bureau	X		
Health and Human Services Department/Noise Control		X	
Development Services Department		X	

Questions concerning the above may be directed to the following:

Police Department, Chief of Police	570-7301
Fire Department, Fire Prevention Bureau	570-2500
Health and Human Services Department, Noise Control.....	570-4130
Development Services Department.....	570-6623

Compiled by: Department of Financial Management
Business Relations Bureau



CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT

333 West Ocean Boulevard • Long Beach, CA 90802 • (562) 570-5700 • Fax (562) 570-6867

BUSINESS RELATIONS BUREAU

FIVE YEAR HISTORY OF BUSINESS ESTABLISHMENT 5100 E 2nd Street

Panama Joe's Inc
DBA: Panama Joe's Cafe
Lic#20946270
3/10 – Pending

Entertainment Without Dancing

Panama Joe's Inc
DBA: Panama Joe's Café
Lic#20858230
03/09 – 3/10

Entertainment Without Dancing
(1-Yr Short-Term Permit)

Panama Joe's Inc
DBA: Panama Joe's Cafe
Lic#20858210
12/08 – Present

Restaurant With Alcohol

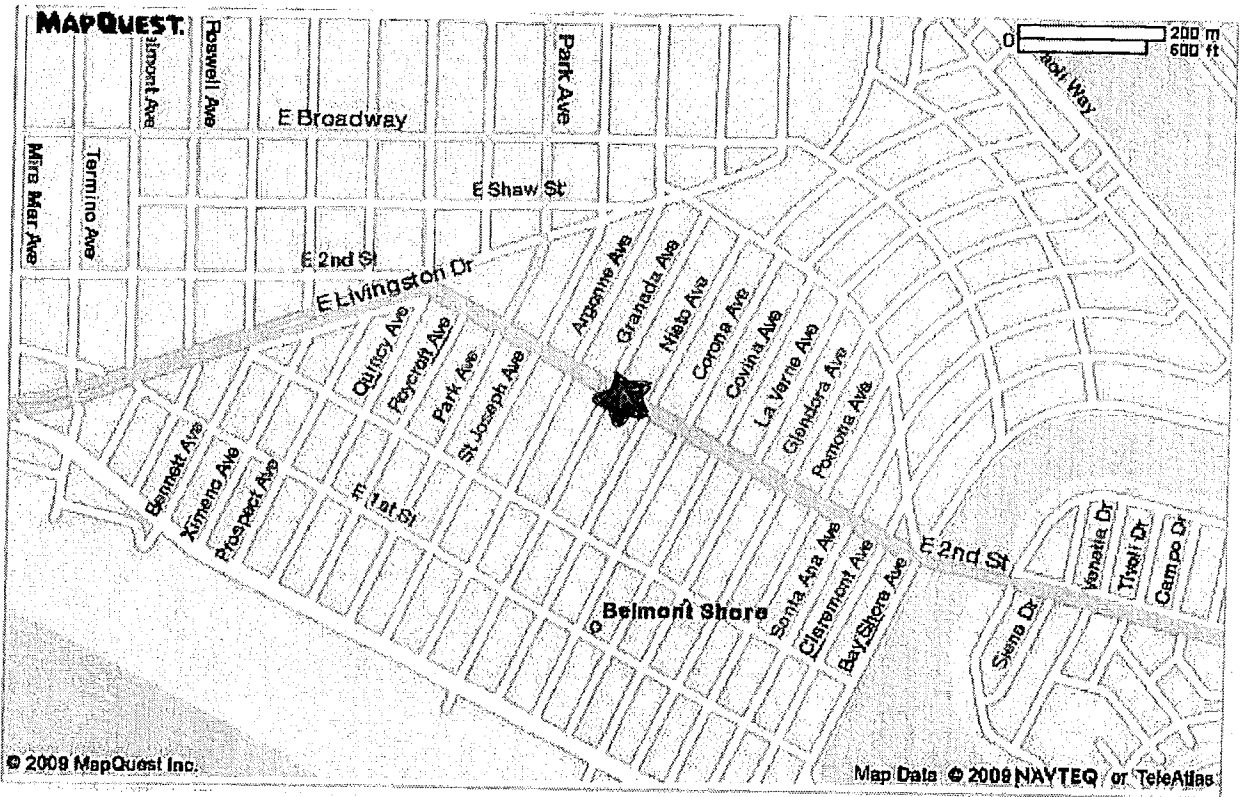
Panama Joe's Café Inc
Lic#04047750
12/79 – 12/08

Entertainment Without Dancing

Panama Joe's Café Inc
Lic#04030350
11/79 – 12/08

Restaurant With Alcohol

Panama Joe's
5100 E. 2nd St. Long Beach, CA 90802





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) PANAMA Joe's, Inc.	DRIVER'S LICENSE NUMBER	STATE	SOCIAL SECURITY NUMBER
BUSINESS NAME (D.B.A.) PANAMA Joe's CAFE	TYPE OF BUSINESS (Be specific) Restaurant-Entertainment		
BUSINESS ADDRESS 5100 E. 2nd ST.	STREET	CITY LONG BEACH	STATE CALIFORNIA
BILLING ADDRESS (if different) 703 PIER AVE SUITE B-815 HERMAN BEACH CA 90254	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 A LIST)			% OWNERSHIP
Greg Newman	President		
USA Newman	CFO		
<input type="checkbox"/> New Business <input type="checkbox"/> Address Change <input type="checkbox"/> Ownership Change <input checked="" type="checkbox"/> Secondary License <input type="checkbox"/> Sole Owner <input type="checkbox"/> Partnership <input checked="" type="checkbox"/> Corporation <input type="checkbox"/> L.L.P.			

BUSINESS OPERATIONS INFORMATION			
START DATE MARCH 17th	NO. OF EMPLOYEES 50	NO. OF VEHICLES	FEDERAL TAX ID NUMBER
Does your business have a Calif State Lic? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N		STATE LICENSE NUMBER CO901038	RENEWAL DATE

FOOD/ALCOHOL/TOBACCO/ENTERTAINMENT	SERVICES/FUNDRAISING
Do you plan to sell or serve food? (including pre-packaged) <input checked="" type="checkbox"/> Y <input type="checkbox"/> N If serving food, how many seats? _____	Will you offer massage, tanning, body-wrap, escort or other similar personal services? <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 provide a towing service? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
Do you plan to sell or serve alcoholic beverages <input checked="" type="checkbox"/> Y <input type="checkbox"/> N If yes, ABC License number: 148348	Will you engage in fund raising? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
Does your business involve amusement machines, video games, vending machines, jukebox and/or pool tables? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N How many: _____ Type: _____ Owner: _____	Will you deal in coins, stamps, firearms, jewels, or second-hand property? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
Do you plan to sell tobacco products or tobacco paraphernalia? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	BUILDING AND FACILITY INFORMATION
Will you have: <input checked="" type="checkbox"/> Music <input checked="" type="checkbox"/> Dancing <input checked="" type="checkbox"/> Performers <input type="checkbox"/> Adult Entertainment	Property Owner's Name: LCC
	Business sq. ft.: 5,000 Warehouse on site? <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?
	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 Ronald Newman	Date 12/16	PRINT NAME/TITLE RON NEWMAN SECRETARY
Signature _____	Date _____	PRINT NAME/TITLE _____

DO NOT WRITE BELOW THIS LINE			
Inspection(s): <input checked="" type="checkbox"/> Bldg <input checked="" type="checkbox"/> Fire <input type="checkbox"/> Health <input type="checkbox"/> HazMat <input checked="" type="checkbox"/> PD <input checked="" type="checkbox"/> Other	Basic Tax	Prev Use: Entertainmt NO DANCE	Exp Date: 3/17/10
Employees # _____ @ _____ \$ _____ = _____	Employees	Prev Lic:	Exp Date:
Vehicles # _____ @ _____ \$ _____ = _____	Vehicles	District: 21	
Other # _____ @ _____ \$ _____ = _____	Other	CRT: 300508	
PIA _____	PIA	SIC: 5813	
PIA Employees # _____ @ _____ \$ _____ = _____	PIA Employees	Entered by: [Signature]	
Regulatory Investigation temp	Regulatory Investigation	Date: 12/23/09	
Misc. Fees	Misc. Fees	BU 20946270	
Sub Total	Sub Total		
Zoning	Zoning		
Building Review	Building Review		
Total \$ _____	Total		

Zoning Review

Y N N/A

By: **[Signature]**

Date: _____

New construction Reuse

Zone: _____

Comments: **FOR NEW LAW**

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



OFFICE USE ONLY

Accepted By: _____ Date: _____
 Zoning Approval By: * for renewal Date: 12 23 09

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): Panama Joes Inc.
 Business Name (DBA): Panama Joe's Business Phone: 562-434-7417
 Business Site Address: 5100 E. 2nd St, Long Beach, CA 90803
 Date Business Proposes To Open: Currently operating
 Days & Time Premises Are Open For Inspection: MON - Fri, 11am - 6pm.

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:
Entertainment BANQUETS DINING, CANTINA,

Contact Person(s) Name (authorized agent, manager, etc.): Ron Newman
 Contact Person(s) Phone Number: (310) 420-9117

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): 703 Pier Ave., B-815
Hermosa Beach, CA 90254

Fictitious business names(s) or dba(s) used: Jonama Joe Cafe

Place and date of filing fictitious business name statement: 10/10/2008
300 Ocean Gates Suite 100, Long Beach CA 90804

County(ies) in which fictitious name statement is (are) filed: LA County

Names and address of all agents and employees authorized to negotiate or otherwise represent individual in connection with any transaction with the City of Long Beach:

Greg Newman - [REDACTED]
Ron Newman - [REDACTED]
Fabius Rizk - [REDACTED]

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

Greg Newman, [REDACTED]

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:

we hold ABC Licenses in various Beach Cities (CA)

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? 30 years

Is the location: Owned? Rented/Leased?

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

Name: LEC

Address: 1218 S. Hills Dr.
Wenatchel, WA 98801

IF APPLYING AS A CORPORATION

Check One Box: For-Profit Corporation

Non-Profit Corporation

(If a Non-Profit Corporation, please attach copies of both State and federal Tax Exemption Certificates)

Name of Corporation: Panama Joe's Inc.









Corporation Number: CO901038

Date and Place of Incorporation: 10/20/78 - CA

Location Headquarters: California

Please attach certified copies of Articles of Incorporation and By-Laws, and all amendments thereto this application.

Name and Residence Address of Corporation Officers (members of the executive board):

Name	Title	Address	Telephone
<u>Greg Newman</u>	<u>President</u>		
<u>Ron Newman</u>	<u>Secretary</u>		
<u>Lisa Newman</u>	<u>GFO</u>		
<u>Roberto NEWMAN</u>	<u>share holder</u>		

Numbers of shares issued by Corporation: 50

Number of share retained by Corporation: 0

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

- greg Newman = 12.5 shares
- Ron Newman = 12.5 shares
- Lisa Newman = 12.5 shares
- Roberta Newman = 12.5 shares

Name and address of agent for service of process designated by Corporation with the Secretary of State of California:

Lisa C. Newman, 2150 Circle Dr, Hermosa Beach, CA 90254

IF APPLYING AS A CORPORATION

INFORMATION IS REQUESTED FOR POLICE DEPARTMENT IDENTIFICATION AND INVESTIGATION

CORPORATE OFFICER I

Name: Greg Newman Title: President
Residence Address: [REDACTED] Phone: [REDACTED]
Business Address: 703 Pier Ave., B815, HB, CA 90254 Phone: Same
Race: [REDACTED] Sex: [REDACTED] Hair: [REDACTED] Eyes: [REDACTED] Height: [REDACTED] Weight: [REDACTED]
Date of Birth (mm/dd/yyyy): [REDACTED] Place of Birth: [REDACTED]
Driver's License Number: [REDACTED] Issuing State: [REDACTED]

CORPORATE OFFICER II

Name: Ronald Newman Title: Secretary
Residence Address: [REDACTED] Phone: [REDACTED]
Business Address: 703 Pier Ave., B815, HB, CA 90254 Phone: Same
Race: [REDACTED] Sex: [REDACTED] Hair: [REDACTED] Eyes: [REDACTED] Height: [REDACTED] Weight: [REDACTED]
Date of Birth (mm/dd/yyyy): [REDACTED] Place of Birth: [REDACTED]
Driver's License Number: [REDACTED] Issuing State: [REDACTED]

CORPORATE OFFICER III

Name: Lisa Newman Title: CFO
Residence Address: [REDACTED] Phone: [REDACTED]
Business Address: 703 Pier Ave., B. 815, HB, CA 90254 Phone: Same
Race: [REDACTED] Sex: [REDACTED] Hair: [REDACTED] Eyes: [REDACTED] Height: [REDACTED] Weight: [REDACTED]
Date of Birth (mm/dd/yyyy): [REDACTED] Place of Birth: [REDACTED]
Driver's License Number: [REDACTED] Issuing State: [REDACTED]

CORPORATE OFFICER IV

Name: _____ Title: _____
Residence Address: _____ Phone: _____
Business Address: _____ Phone: _____
Race: _____ Sex: _____ Hair: _____ Eyes: _____ Height: _____ Weight: _____
Date of Birth (mm/dd/yyyy): _____ Place of Birth: _____
Driver's License Number: _____ Issuing State: _____

GENERAL OPERATING CONDITIONS

Complete Each Question

ALCOHOL/FOOD/ADDITIONAL BUSINESSES

1. Will liquor be sold or consumed on the premises? YES NO

a. If Yes, complete the following box:

Check one box to indicate License Type	Alcohol Beverage Control License No.	Premises Type: (Club (restaurant) or Commercial (store))
On sale beer <input type="checkbox"/>	_____	_____
On sale beer and wine <input type="checkbox"/>	_____	_____
On sale distilled spirits <input checked="" type="checkbox"/>	47-148348	restaurant

2. Is a bonafide-eating place provided on the premises? (Bonafide eating place means a place which is regularly used for serving meals for compensation, which has suitable kitchen facilities containing conveniences for cooking an assortment of foods for ordinary meals other than fast foods, sandwiches or salads. The kitchen must contain proper refrigeration for food and must comply with all applicable regulations of the Health and Human Services Department.

YES NO

a. If yes, list types of food sold: Mexican

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

3. Are non-alcoholic beverages sold? YES NO

4. How many tables for seating? 70

5. Are other types of businesses conducted on the premises? YES NO

a. If yes, list type(s): Bar + Entertainment

6. Are pool tables provided? YES NO

a. If yes, indicate number: _____

7. Is there a license for the pool table? 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): _____

10. Owner of machine(s) and/or jukebox(es):

Name: NA

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: _____

12. Is any other type of security provided? YES NO

a. If yes, describe type of security: LEAD Trained Panama Joe's Employees

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

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Hours of	9pm	9pm	9pm	9pm	9pm	9pm	9pm
Security	3am	3am	3am	3am	3am	3am	3am

13. Will a private security firm be used? YES NO

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: \$5.00 During Special Events

17. Is there a private area for exclusive use of members and their guests only? YES NO

a. If yes, types of membership fees: _____

18. Will guests of members pay an admission fee or other charges? YES NO

a. If yes, describe the fee schedule and other charges: _____

GENERAL OPERATING CONDITIONS (continued)

Complete Each Question

HOURS OF OPERATION

Establishment hours of operation by day (fill out completely):

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Open	11am	11am	11am	11am	11am	9am	9am
Close	2am	2am	2am	2am	2am	2am	2am

PROXIMITY OF BUSINESSES AND RESIDENCES

19. Are there surrounding businesses? YES NO

a. What type? Retail + restaurants

20. Are there surrounding residences? YES NO

a. Approximately how close? 150 ft.

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) _____

City of Long Beach Parking Lot

c. Days and hours parking facility will be available:

	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
From							
To							

d. How many individual parking spaces (approximately)? 100

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

ENTERTAINMENT FACILITY AND ACTIVITY

Entertainment - Restaurant Entertainment - Tavern (bar) Entertainment - Other

Does the Proposed Activity have:

- Outdoor Entertainment? Y N
- Dancing by patrons, guests, customers, participants, attendees? Y N
- Dancing by performers? Y N
- Live music by more than two (2) performers? Y N
- Amplified music (live)? Y N
- Amplified music (recorded)? Y N
- Disc Jockey? Y N
- Karaoke? Y N
- Adult Entertainment as defined by LBMC Section 21.15.110? Y N
- Adult Entertainment as defined by LBMC Section 5.72.115 (B)? Y N
- Will the establishment serve as a family pool/billiard hall as provided in Section 5.69.090 of the LBMC? Y N
- Any other type of entertainment not listed above? Y N

If yes, briefly describe the entertainment activity. _____

Describe entertainment by performers: Bands + DJs

Dance Floor? Y N Stage? Y N

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

If yes, provide dimensions and type of material of stage. L 7' W 16' H 12"

Describe floor material and surface type: Stage = carpet (over 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	DJ or Band		Same				DJ or Band
Start Time	9pm	9pm	9pm	9pm	9pm	1PM	1PM
End Time	1:00am	1:00am	1:30am	1:30am	1:30am	1:30am	1:00am

RELEASE FORM

The undersigned, on behalf of (owner('s)) Panama Joe's Inc., 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) Panama Joe's Cafe

to obtain the (entertainment type) Entertainment 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]
(SIGNATURE OR AUTHORIZED AGENT)

Secretary
(TITLE)

12/10/09
(DATE)

[Redacted]
DRIVER'S LICENSE OR ID CARD NUMBER

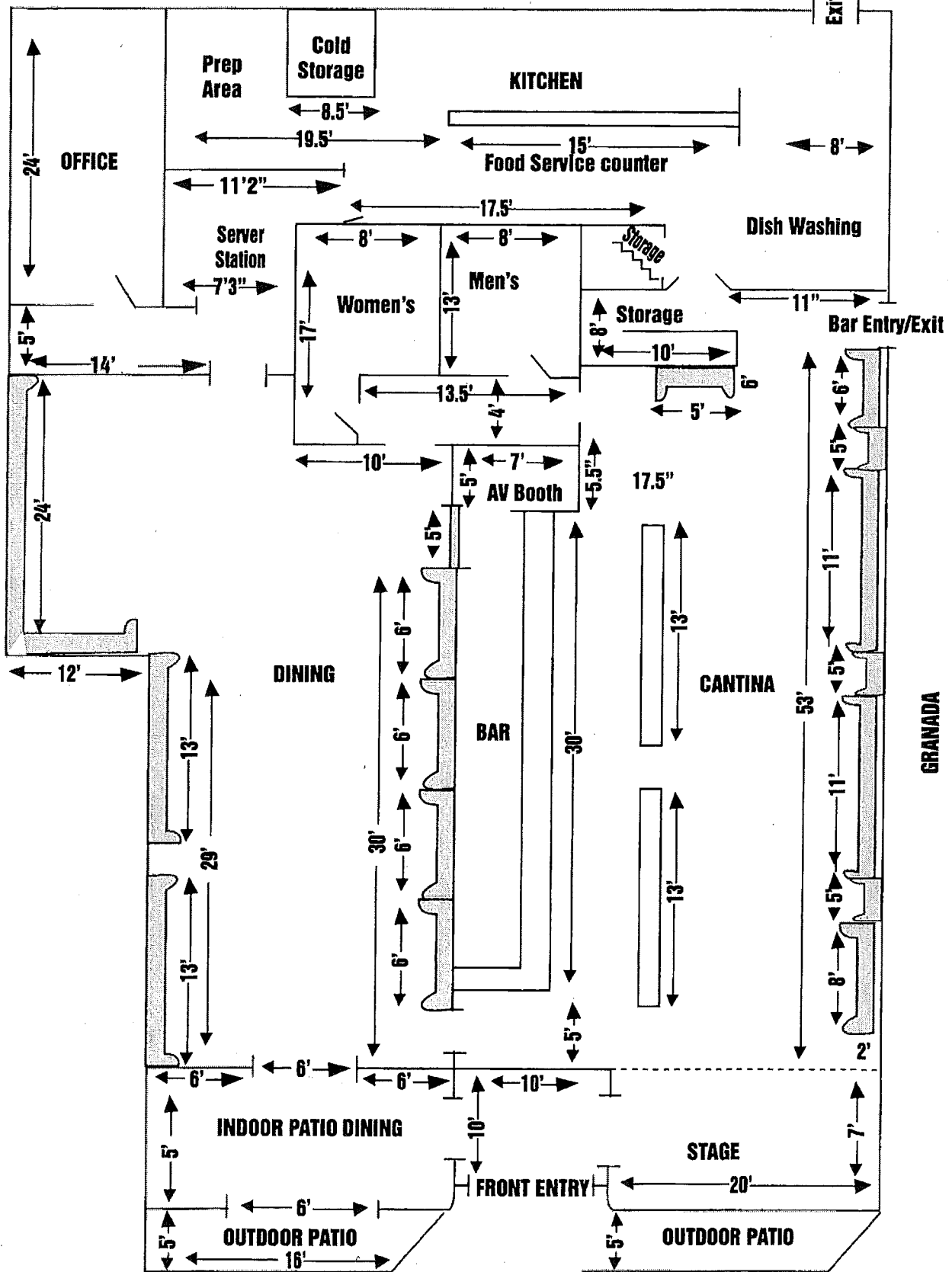
[Redacted]
STATE

[Signature]
ACCEPTED BY (CITY STAFF)

CSR III
TITLE

12/23/09
DATE

PARKING LOT



2nd STREET

STATE OF CALIFORNIA
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
ALCOHOLIC BEVERAGE LICENSE
ON-SALE GENERAL EATING PLACE

VALID FROM

SEP 01, 2009

PANAMA JOES INC
703 PIER AVE
STE 8815
HERMOSA BEACH, CA 90254-3943

EXPIRES

AUG 31, 2010

TYPE NUMBER DUP

47-148348 -

1932-03
AREA CODE

RENEWAL

BUSINESS ADDRESS
(IF DIFFERENT)

DBA: PANAMA JOES
5100-02 E SECOND ST
LONG BEACH, CA 90803-5322

OWNERS:

PANAMA JOES INC

CONDITIONS

7



IMPORTANT INFORMATION

EFFECTIVE PERIOD This license is effective only for the operating period shown above. A new license will be sent to you within 30 days of the expiration date on your license if payment is timely.

POSTING Cover this license with glass or other transparent material and post it on premises in a conspicuous place.

RENEWAL NOTICES Renewal notices are sent to premises address unless a specific mailing address is requested. If a notice is not received 30 days before expiration date shown above, contact the nearest ABC office. To assure receipt of notices, advise your local ABC office of any change in address.

RENEWAL DATES It is the licensee's responsibility to pay the required renewal fee by the expiration date shown above. A penalty is charged for late renewal and the license can be automatically revoked for failure to pay.

SEASONAL LICENSES It is the licensee's responsibility to pay the required renewal fee prior to the next operating period.

CONDITIONS A copy of all applicable conditions must be kept on premises.

LICENSEE NAME Only 10 names will be printed on each license. If there are more names associated with the license, they will be indicated by "ET AL". All names are on file and available upon request from your local ABC office.

DBA If you change your business name please notify your local ABC office.

If you have any questions regarding this license, contact your local ABC office.

NOTE: CONTACT YOUR LOCAL ABC OFFICE IF YOUR LICENSED PREMISES WILL BE TEMPORARILY CLOSED FOR MORE THAN 15 DAYS OR WILL BE PERMANENTLY CLOSED.



OFFICE USE ONLY

Accepted By: _____ Date: _____
 Zoning Approval By: R. Newman Date: 12 23 09

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): Panama Joes Inc.
 Business Name (DBA): Panama Joes Business Phone: 562-434-7417
 Business Site Address: 5100 E. 2nd St, Long Beach, CA 90803
 Date Business Proposes To Open: Currently operating
 Days & Time Premises Are Open For Inspection: MON - Fri, 11am - 6pm.

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: Entertainment BANQUETS DINING, CANTINA,

Contact Person(s) Name (authorized agent, manager, etc.): Ron Newman
 Contact Person(s) Phone Number: (310) 420-9117

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: CHIEF OF POLICE Date: 2/25/10



Date: February 25, 2010
To: Erik Sund, Bureau Manager, Business Relations Bureau
From: Billy B. Quach, Chief of Police ^{BQ}
Subject: **APPLICATION FOR ENTERTAINMENT WITHOUT DANCING**
PANAMA JOE'S CAFE – 5100 EAST SECOND STREET

In response to your request for a recommendation regarding the above named permit application for Entertainment without Dancing, the Police Department recommends **approval** of a **One-Year Short-Term** Permit, subject to the following twenty-three (23) conditions of operation:

Panama Joe's Cafe is located on the southeast corner of Second Street and Granada Avenue and has been in operation since 1978. The establishment serves a Mexican food menu for lunch and dinner. After the food service ends, the business becomes a nightclub with limited food service. The business was purchased by the Newman family, who have been operating on a One-Year Short-Term Entertainment Permit. Based upon the Long Beach Police Department's investigation, the East Division Patrol Commander's recommendation, and input from neighborhood residents, the Long Beach Police Department believes a One-Year Short-Term Entertainment without Dancing Permit would be in the best interest of the surrounding community and the City of Long Beach.

CONDITIONS OF OPERATION

- 1) 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.
- 2) 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.
- 3) Entertainment activities indicated on page #7 of your entertainment application shall be restricted to no later than **1:00 AM** Sunday through Wednesday and **1:30 AM** Thursday through Saturday. Entertainment can begin at 7:00 p.m. on Monday through Friday. Entertainment can begin at 1:00 p.m. on Saturday and Sunday.
- 4) Noise emanating from the permittee's premises shall not be audible 50 feet or more from the property line of the premises. The permittee shall be responsible for determining how to best meet this requirement, either by keeping doors and windows closed, limiting hours of entertainment, or by offering non-amplified entertainment.

ENTERTAINMENT WITHOUT DANCING
PANAMA JOE'S CAFE - 5100 EAST 2ND STREET
Page 2

- 5) Patrons awaiting entry in a defined "queue" shall be restricted to 2nd Street and the line must extend east of the business. There shall be no "queue" allowed after 12 midnight, Sunday thru Wednesday nights, and 1:00 a.m. Thursday, Friday, and Saturday nights. All persons gathering outside after the allowed hours shall be considered to be loitering. The public right of way (sidewalk), or an entrance to any business shall not be blocked at any time.
- 6) Entertainment on the following holidays is permitted until 2:00 a.m.: New Year's Eve, New Year's Day, St. Patrick's Day, Cinco De Mayo, Memorial Day Eve, July 3rd, Labor Day Eve, and Halloween night.
- 7) Patrons under twenty-one (21) years of age shall not be permitted to enter, nor to remain on the premises, after the restaurant (food services) portion of the establishment has closed, or **10 PM, whichever comes first**. Private functions not open to the public are exempt from this condition.
- 8) The permittee shall not allow employees to discard trash or beer bottles into the outside dumpster between the hours of 10 p.m. and 7 a.m.
- 9) The permittee shall be responsible for maintaining an adequate security staff to supervise patrons inside the establishment and those waiting to enter. Potential patrons awaiting entry in a defined "queue" shall be counted toward the calculation of required security staffing levels. For crowds up to fifty (50) patrons, the permittee shall provide a minimum of one (1) uniformed security guard. For crowds over (50) fifty patrons, the permittee shall provide a minimum of one (1) additional uniformed security guard per fifty (50) people. Security guards must be identifiable as "Panama Joe's" employees. Should the permittee's operations give rise to a substantial increase in complaints/calls for service, or trash left in the parking lot or adjacent property, the permittee shall increase security as directed by the Chief of Police.
- 10) The permittee shall ensure that a security guard monitor and check the property adjacent to, and the parking lots on each side of Granada Avenue on an hourly basis after 8:00 p.m., each night of the week. Security shall maintain order and prevent the unlawful consumption of alcohol. Security shall prevent any activity that would interfere with the quiet enjoyment of any nearby residential property. Security guards must be identifiable as "Panama Joe's" employees.
- 11) The permittee shall not allow any employee, patron, or entertainer, to exit or loiter near the side door on Granada Avenue, or the two rear kitchen doors, after 10 p.m., except in the case of an emergency.
- 12) The side door on Granada Avenue and the two rear kitchen doors shall not be used for any type of deliveries, including loading or unloading of any performer's equipment, between the hours of 10 p.m. and 7 a.m.

ENTERTAINMENT WITHOUT DANCING
PANAMA JOE'S CAFE - 5100 EAST 2ND STREET
Page 3

- 13) 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.
- 14) 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. This information shall be provided to public safety personnel upon request.
- 15) The permittee agrees to reimburse the City of Long Beach whenever excessive police services, as determined by the Chief of Police, are required as the result of any incident or nuisance arising out of, or in connection with the permittee's operations.
- 16) This entertainment permit is accessory to the primary business, which is a restaurant. In the event the primary business ceases operation on a permanent basis, meaning meals are no longer offered at the location, then the entertainment permit becomes null and void.
- 17) All independent contractors and promoters must have, or 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.
- 18) 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.
- 19) Panama Joe's Cafe, its promoters, or agents, shall not distribute any advertising matter, such as signs, posters, or promotional cards, in or upon any public property, any vehicle or in any other such place in the City of Long Beach. 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 be available for inspection at any time.
- 20) 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 conditional use permit, or your Alcoholic Beverage Control license, the more stringent regulation shall apply.

ENTERTAINMENT WITHOUT DANCING
PANAMA JOE'S CAFE - 5100 EAST 2ND STREET
Page 4

- 21) 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 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.
- 22) The establishment shall remain in compliance with all applicable sections of the Long Beach Noise Ordinance (LBMC Chapter 8.80).
- 23) Any graffiti painted or marked upon the premises or on any adjacent area under the control of the permittee shall be removed or painted over within 24 hours of being applied.

BBQ:CNA:cna
AppvCondPJ's



OFFICE USE ONLY

Accepted By: _____ Date: _____
 Zoning Approval By: *for new Date: 12 23 09

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): Panama Joes Inc.
 Business Name (DBA): Panama Joes Business Phone: 562-434-7417
 Business Site Address: 5100 E. 2nd St, Long Beach, CA 90803
 Date Business Proposes To Open: Currently operating
 Days & Time Premises Are Open For Inspection: MON - Fri, 11am - 6pm.

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:
Entertainment Banquets DINING, CANTINA,

Contact Person(s) Name (authorized agent, manager, etc.): Ron Newman

Contact Person(s) Phone Number: (310) 420-9117

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: 1/11/2010

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): 2/25/2010 By: Wendy Dett

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: 12/10/09

Name of Business (DBA): Panama Joe's

Name of Business Owner: Panama Joe's Inc.

Business Address: 5100 E. 2nd St
Long Beach, CA 92648

Dear New Business Owners:

The Entertainment establishment must abide by the Long Beach Municipal Code Noise Ordinance, Chapter 8.80.

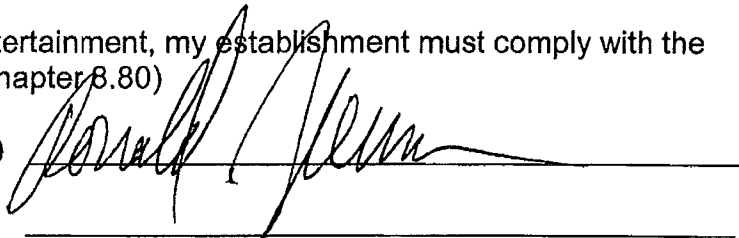
You must make sure that the noise generating inside your business is not impacting adjacent residences.

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)



Title Secretary

Phone # 310-420-9117

FAX # 310-374-9819



Accepted By: _____ Date: _____
 Zoning Approval By: R for Newman Date: 12 23 09

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): Panama Joes Inc.
 Business Name (DBA): Panama Joes Business Phone: 562-434-7417
 Business Site Address: 5100 E. 2nd St, Long Beach, CA 90803
 Date Business Proposes To Open: Currently operating
 Days & Time Premises Are Open For Inspection: MON - Fri, 11am - 6pm.

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:
Entertainment Banquets DINING, CANTINA,

Contact Person(s) Name (authorized agent, manager, etc.): Ron Newman
 Contact Person(s) Phone Number: (310) 420-9117

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: 12-23-09

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): DXW By: 12-23-09 [55112]

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
Working Together to Serve

Memorandum

Date: January 15, 2010
To: Erick Sund, Manager of Business Relations Bureau
From: Derek Burnham, Current Planning Officer 
Subject: REVIEW OF ENTERTAINMENT LICENSE REQUEST

Site Address: 5100 E. 2nd Street
Long Beach, CA 90803

Applicant: Panama Joe's, Inc.
DBA Panama Joe's Cafe

Zoning District: CNP (Neighborhood Pedestrian District)

Proposed Use: Entertainment without Dancing

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

A review of the permit history indicates that a Conditional Use Permit Exemption (Case No. 34-99) was approved for on-site sale of general alcohol in conjunction with meal service only within a newly expanded outdoor dining area at an existing, legal nonconforming restaurant/bar tavern.

The applicant is seeking to obtain a permit for entertainment without dancing. An entertainment permit without dancing is allowed as an accessory use to a restaurant. No extra parking is required.

Planning Bureau recommends that the entertainment permit without dancing for "Panama Joe's" be approved, subject to the attached Conditions of Approval.

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

**ENTERTAINMENT PERMIT
CONDITIONS OF APPROVAL**

5100 E. 2ND Street
dba, "Panama Joe's"

1. Patrons under the age of twenty-one (21) shall not enter or remain on the premises after the restaurant has discontinued offering the full menu or 10:00 PM daily, whichever is earlier. Private functions not open to the public are exempt from this condition.
2. Any graffiti found on site must be removed within 24 hours of its appearance.
3. During the hours of operations, the rear door(s) of the establishment shall remain closed at all times except to accept deliveries and in cases of emergency. The rear door(s) shall be constructed of a solid material to help reduce noise pollution and shall not consist solely of a screen or ventilated security door.
4. Noise generated on-site from the permitted entertainment uses shall not be heard beyond 50 feet from the exterior of the premises in any direction. The permittee shall be wholly responsible for determining how to meet this requirement, either by keeping doors and windows shut, limiting hours of entertainment or offering non-amplified entertainment.
5. Deliveries to and from the premises shall be limited to the hours of 8:00 AM to 10:00 PM.
6. Trash and refuse collection shall be limited to the hours of 8:00 AM to 10:00 PM.
7. Employees at the subject premises shall not discard trash or bottles into the outside dumpster between the hours of 10:00 PM and 8:00 AM
8. The establishment shall remain in compliance with all applicable sections of the Long Beach Noise Ordinance (LBMC Chapter 8.80)
9. The sale of alcoholic beverages for consumption off-premises is strictly prohibited.
10. The property shall be maintained in a neat, quiet, and orderly condition and operated in a manner so as not to be detrimental to adjacent properties and occupants. This shall encompass the maintenance of exterior facades of the building, designated parking areas serving the use, fences and the perimeter of the site (including all public parkways).

19. 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)
20. The permittee agrees to reimburse the City whenever excessive police services, as determined by the Chief of Police, are required as the result of any incident or nuisance arising out of or in connection with the permittee's operations.
21. Panama Joe's, its promoters, or agents, shall not distribute any advertising matter, such as signs, posters, or promotional cards, in or upon any public property, or in or on any vehicle in any such place in the City. 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.
22. 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, conditional use permit, or Alcoholic Beverage Control license, the more stringent regulation shall apply.
23. 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.
24. 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.
25. The permittee shall install and maintain a video surveillance system to assist with monitoring the property. Contact the Long Beach Police Department for a copy of the Video Surveillance System Guidelines for guidance on camera location and equipment specifications. Recordings should be retained for no less than 10 days.

BELMONT SHORE RESIDENTS ASSOCIATION
PO Box 30327, Long Beach, CA 90853

RECEIVED
CITY CLERK
LONG BEACH, CALIF.
10 MAR 15 PM 4:07

H-1

March 15, 2010

Mr. Gary Delong
City of Long Beach Council Member, Third District
333 West Ocean Boulevard
Long Beach, CA 90802

Dear Mr. Delong:

The Belmont Shore Residents Association (BSRA) is concerned about the future of the Panama Joe's restaurant. Their application for a permanent entertainment permit was a topic of discussion at our Executive Board meeting last week.

The BSRA wants to be assured that Panama Joe's will continue to strive to be a good neighbor and respect the desire of nearby residents to enjoy their property free of disturbances by patrons of the business.

After discussion and consideration, the board voted unanimously to register our concerns and request that Panama Joe's entertainment permit, and indeed any and all Belmont Shore businesses with entertainment permits, be subject to renewal annually. We oppose the granting of a permanent entertainment permit for Panama Joe's; please follow the recommendation of city staff and vote to grant only a one-year permit to Panama Joe's.

Sincerely,



Aileen Colon
President, Belmont Shore Residents Association
Telephone 562.433.0085

copy:

- Mr. Bob Foster, Mayor, City of Long Beach
- City of Long Beach Council Members
- Mr. Reggie Harrison, Interim Director, City of Long Beach Development Services
- Mr. Derek Burnham, Manager, Planning Bureau, City of Long Beach
- Mr. Jim McDonnell, Chief, City of Long Beach Police Department
- Mr. Vincent Cravens, District Administrator, State of California Alcoholic Beverage Control