



CITY OF LONG BEACH

H-3

DEPARTMENT OF FINANCIAL MANAGEMENT

333 West Ocean Boulevard 7th Floor • Long Beach, CA 90802 • (562) 570-6200 • Fax (562) 499-1097

October 2, 2018

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Receive the supporting documentation into the record, conclude the public hearing, and grant an Entertainment Permit with conditions on the application of ABP Food & Beverage, LLC, dba The Sails, 6285 E. Pacific Coast Highway, for entertainment with dancing. (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 (Permit) is granted or denied.

The LBMC also requires the City Council to approve the issuance of the Permit if they find that: the issuance of the Permit at the proposed location is consistent with federal, state and local laws, rules, and regulations; it will not constitute an undue burden on the neighborhood; the applicant(s) or responsible persons have not been convicted of any misdemeanor involving moral turpitude or felony offense within the past five years; and, neither the applicant(s) or any responsible persons have a history of committing significant violations of the City code and have not provided false or misleading information on their application.

The City Council has the authority to approve the following options: 1) grant the Permit, with or without conditions; or 2) deny the Permit on the application. Once the Permit is granted, pursuant to LBMC 5.72.120.5, the Permit will be subject to an administrative review by the Financial Management Department every two years. This review process will consist of a multi-department analysis to determine compliance and identify if issues exist. This provision does not affect the City's ability to modify, revoke or suspend a permit at any time.

City departments have conducted their investigations in accordance with the LBMC. Attached are the departmental investigative reports, history, entertainment permit application, and floor plan.

HONORABLE MAYOR AND CITY COUNCIL

October 2, 2018

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The following summarizes departmental findings:

- The Police Department recommends the permit for entertainment with dancing be approved subject to the conditions.
- The Fire Department finds the building/location meets department requirements for the proposed use.
- The Health and Human Services Department finds 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 the building/location meets department requirements for the proposed use.

The Financial Management Department, Business Services Bureau, has reviewed all submitted department documents and correspondence and, after a thorough review, recommends that the permit for entertainment with dancing be approved 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 Hotel since July 1991. The business changed ownership to ABP Food & Beverage, LLC, in June 2017.

This matter was reviewed by Deputy City Attorney Amy R. Webber on September 17, 2018.

TIMING CONSIDERATIONS

The hearing date of October 2, 2018, 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 \$22.45 and Zoning Review \$33.00 (Development Services), Police Investigation \$1,280.00 (Police Department), Mailing List \$90.00 and Temporary Entertainment Permit \$400.00 (Financial Management Department).

The following fees will be collected if the application is approved: Business License Annual Tax \$365.17, Employee Rate \$18.96 per employee, and Annual Entertainment Regulatory Fee \$1,080.00 (Financial Management Department).

HONORABLE MAYOR AND CITY COUNCIL
October 2, 2018
Page 3

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

Handwritten signature of John Gross in cursive script.

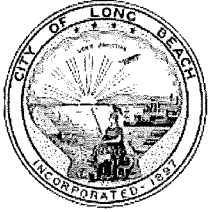
JOHN GROSS
DIRECTOR OF FINANCIAL MANAGEMENT

ATTACHMENTS

APPROVED:

Handwritten signature of Patrick H. West in cursive script.

PATRICK H. WEST
CITY MANAGER



CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT
BUSINESS SERVICES BUREAU

333 WEST OCEAN BOULEVARD 7TH FLOOR • LONG BEACH, CA 90802 • (562) 570-6211

Recommended Conditions of Operation

ABP Food & Beverage LLC DBA The Sails

6285 E. Pacific Coast Hwy.

Application for Entertainment with Dancing

The Department of Financial Management recommends **approval** of the Permit subject to the following conditions:

I. STANDARD 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) The establishment shall remain in compliance with all applicable sections of the Long Beach Noise Ordinance (LBMC Chapter 8.80).
- 4) This Entertainment Permit is accessory to the primary business, which is a restaurant. The authorization to provide entertainment on-site is subject to the use remaining as a restaurant, meaning a bona fide eating place serving actual and substantial meals.

“Meals” means the usual assortment of foods commonly ordered at various hours of the day; the service of such food only as sandwiches or salads shall not be deemed compliant with this requirement. Meals must consist of food prepared on the premises. Hours of sales of alcohol shall be limited to the hours when meals are available.

The premises must be equipped and maintained in good faith. The premises must possess working refrigeration, cooking equipment, utensils, menus, and enough food to make substantial meals.

In the event the primary business ceases operations, fails to operate as a bona fide eating place, fails to serve actual and substantial meals, or otherwise fails to comply with this condition, the Entertainment Permit becomes null and void.

- 5) Due to the proximity of neighboring businesses and residences, all door(s) and windows shall be kept closed at all times during any entertainment, except in cases of emergency and to permit deliveries. Said door(s) is not to consist solely of a screen or ventilated security door. **Sound shall not be audible beyond fifty feet (50') from the exterior of the premises in any direction.** Outdoor amplified entertainment is prohibited.

- 6) The permittee shall not allow employees to discard trash or beer bottles into the outside dumpster between the hours of 10:00 P.M. and 7:00 A.M.
- 7) Deliveries to and from the premises shall be limited to the hours of 8:00 A.M. to 10:00 P.M.
- 8) The permittee shall provide a minimum of one (1) uniformed security guard during all times that the entertainment activities are being conducted for crowds up to fifty (50) people. For crowds over fifty (50) people, the permittee shall provide a minimum of one (1) additional uniformed security guard per fifty (50) people. Patrons awaiting entry in a defined queue shall be counted toward the calculation of required security staffing levels.

The attire of each security guard shall clearly indicate the guard's affiliation with the establishment by means of a pin, shirt, or other visible form of identification. Should the permittee's operations give rise to a substantial increase in complaint/calls for police service, or trash left in the parking lot, 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.

- 9) The permittee shall take reasonable measures to prohibit and prevent the loitering of persons immediately outside any of the entrance/exit doors and the parking lot, at all times while open for business and at the conclusion of each event. This should be done by use of security guards and signage indicating words to the effect of, "Please respect our neighbors" or something similar.
- 10) The permittee shall be responsible for maintaining free of litter the premises and the area adjacent to the licensed premises over which they have control.
- 11) The permittee agrees to reimburse the City for all costs associated with excessive police services, as determined by the Chief of Police, required as the result of any incident or nuisance arising out of or in connection with the permittee's operations.
- 12) 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).
- 13) Any graffiti painted or marked upon the premises, or on any adjacent area under the control of the licensee, shall be removed or painted over within 24 hours of being applied.
- 14) The business, 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.

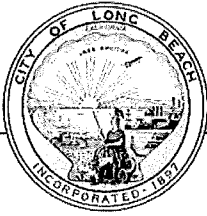
The permittee shall keep all promoter contracts, including names, addresses, and phone numbers, on file at all times, and be available for inspection at any time.

- 15) The parking lot shall be equipped with lighting of sufficient power to illuminate and make easily discernible the appearance and conduct of all persons on or about the parking lot. The position of such lighting shall not disturb the normal privacy and use of any neighboring residences.
- 16) The permittee shall install and maintain a video surveillance system that monitors no less than the front and rear of the business with full view of the public right-of-ways and any parking lot under the control of the permittee. The video system must be capable of delineating on playback the activity and physical features of persons and areas within the premises. Recordings shall be retained for a minimum of 30 days and be accessible via the Internet by the Long Beach Police Department. A Public Internet Protocol (IP) address and user name/password is also required to allow the Long Beach Police Department to view live and recorded video from these cameras over the internet. All video security cameras shall be installed to the satisfaction of the Chief of Police, Director of Technology Services, and Director of Development Services. At the discretion of the Chief of Police, the permittee may be required to add additional video cameras.
- 17) The permittee shall ensure all employees attend an alcohol awareness class, such as the LEAD program offered by the Department of Alcoholic Beverage Control, within the first ninety (90) days of employment. 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 kept on file at the business and be available for inspection at any time.
- 18) The permittee shall maintain full compliance with all applicable laws, ABC laws, ordinances, and stated conditions. In the event of a conflict with the requirements of this permit, your conditional use permit, or your Alcoholic Beverage Control license, the more stringent regulation shall apply.

II. ADDITIONAL CONDITIONS OF OPERATION

- 1) Entertainment activities, as indicated on Page 9 of your entertainment application, **shall be restricted to Monday through Sunday, 8:00 p.m. to 1:00 a.m.**
- 2) Alcoholic beverages shall not be consumed on any property adjacent to the premises.

III. In the event that any of the recommended conditions attached to any permit or license is in conflict, the permittee shall adhere to the strictest of the applicable conditions. In addition, please be advised that your permit is subject to administrative review every two years from the date this permit is issued. If grounds exist for modification, revocation, or suspension of the permit, a hearing will be held.



CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT

333 West Ocean Boulevard 7th Floor • Long Beach, CA 90802 • (562) 570-6200 • Fax (562) 499-1097

SUMMARY OF APPLICATION FOR ENTERTAINMENT PERMIT

Attached for your review and action is an application for ABP Food & Beverage, LLC. DBA The Sails. Also, attached are reports from various departments stating their recommended disposition of the subject application. These are summarized as follows:

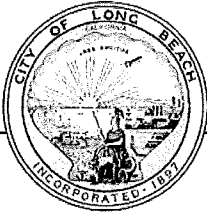
SUBMITTED FOR CITY COUNCIL ACTION

	<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 Services Bureau



CITY OF LONG BEACH

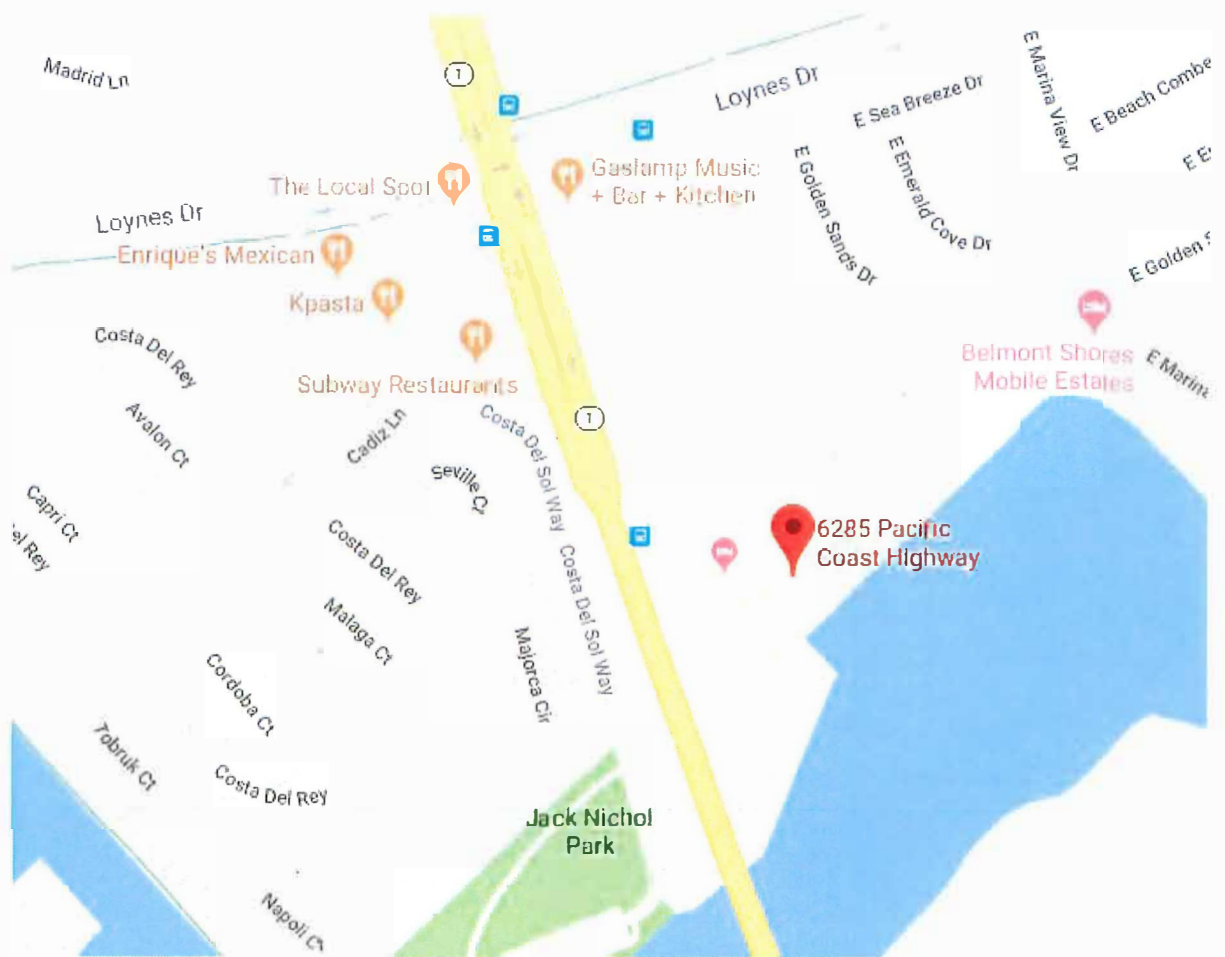
DEPARTMENT OF FINANCIAL MANAGEMENT

333 West Ocean Boulevard 7th Floor • Long Beach, CA 90802 • (562) 570-6200 • Fax (562) 499-1097

FIVE YEAR HISTORY OF BUSINESS ESTABLISHMENT 6285 E. PACIFIC COAST HWY.

ABP Food & Beverage LLC DBA: The Sails Lic # BS21704630 06/17 – Pending	Entertainment with Dancing (Alcohol)
ABP Food & Beverage LLC DBA: The Sails Lic # BS21704096 06/17 – Current	Pool Tables (2 or less)
ABP Food & Beverage LLC DBA: The Sails Lic # BU21704055 06/17 – Current	Restaurant & Ready to Eat Foods with Alcohol
ABP Hotel LLC DBA: Golden Sails Lic # BU21704057 06/17 – Current	Hotel
Long Beach Golden Sails Inc DBA: Golden Sails Lic # BU21239250 11/12 – 06/17	Hotel
Golden Sails Management Inc DBA: Golden Sails Management Inc Lic # BS91038480 12/91 – 06/17	Entertainment with Dancing (Alcohol)
Golden Sails Management Inc Lic # BS94011830 03/94 – 06/17	Pool Tables (2 or less)
Golden Sails Management Inc DBA: Golden Sails Restaurant Lic # BU91038460 07/91 – 06/17	Restaurant & Ready to Eat Foods with Alcohol

ABP Food & Beverage LLC
DBA: The Sails
6285 E. Pacific Coast Hwy.



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

www.longbeach.gov
LBBIZ@LongBeach.gov
 (562) 570-6211

OWNER ENTITY NAME ABP FOOD & BEVERAGE LLC		DRIVER'S LICENSE NO.	STATE	SOCIAL SECURITY NO.	HOME OCCUPATION <input type="checkbox"/> Y <input type="checkbox"/> N
BUSINESS NAME (D.B.A.) THE SAILS		TYPE OF BUSINESS (BE SPECIFIC) ENTERTAINMENT W/ DANCING / ALCOHOL		EMAIL:	
BUSINESS ADDRESS 6285 Es	STREET E. PACIFIC COAST HWY	CITY LONG BEACH	STATE CA	ZIP 90803	AREA CODE/TELEPHONE (562) 596-1631
BILLING ADDRESS (if same write SAME) SAME	STREET	CITY	STATE	ZIP	AREA CODE/TELEPHONE
RESIDENCE ADDRESS (if same write SAME) SAME	STREET	CITY	STATE	ZIP	AREA CODE/TELEPHONE
LIST OF PRINCIPAL OFFICERS, MEMBERS, PARTNERS AND RESIDENTIAL ADDRESSES (IF MORE, PLEASE ATTACH A LIST) JOHN TILLEY				TITLE PRESIDENT	% OWNERSHIP 100%
				TITLE	% OWNERSHIP

New Business Address Change Ownership Change Secondary License Sole Owner Partnership Corporation L.L.P. L.L.C.

START DATE JUNE 19, 2017	NO. OF EMPLOYEES 52	NO. OF VEHICLES 0	FEDERAL TAX ID. NUMBER	SALES & USE TAX (SELLER'S PERMIT) NO. 103-101687
DOES YOUR BUSINESS HAVE A CALIFORNIA STATE LICENSE? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N		STATE LICENSE NO.	CLASSIFICATION(S)	RENEWAL DATE
HAVE YOU EVER HAD A BUSINESS LICENSE/PERMIT REVOKED OR SUSPENDED? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		LICENSE/PERMIT NO.	ISSUING AGENCY	CLASSIFICATION & DATE OF SUSPENSION/REVOCATION

Do you plan to sell or serve food? (Includes pre-packaged) <input checked="" type="checkbox"/> Y <input type="checkbox"/> N If serving food, how many seats? 200 Do you plan to sell or serve alcoholic beverages? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N ABC License number: 581839 Type: 47 Conditions Included: (If yes, please attach to application)	Will you offer massage, tanning, herbal therapy, escort or any other services that improve the health or well being of another? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N Will you engage in fund raising? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N Will you deal in coins, firearms, jewels or second-hand property? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N Will you perform Parking Management? If so, please attach a detailed list of all activities? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
Does your business have amusement machines, video games, vending machines, jukebox and/or pool tables? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N How many: 2 Type: POOL Owner: ABP F&B LLC Do you plan to sell tobacco products/paraphernalia? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N Do you plan to operate a Smoking Lounge? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N	PROPERTY OWNER'S NAME: ABP HOTEL LLC Business sq. ft.: 4,000 Warehouse on site? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N Do you: <input checked="" type="checkbox"/> Own or <input type="checkbox"/> Rent/Lease your business property? HAZARDOUS MATERIALS / MEDICAL WASTE Will you manage or produce bio-hazardous materials or waste? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N Will you have <input checked="" type="checkbox"/> Music <input checked="" type="checkbox"/> Dancing <input checked="" type="checkbox"/> Performers <input type="checkbox"/> Adult Entertainment? Will you use, store, or transport chemicals (new or waste state)? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N

I, THE UNDERSIGNED, TO BE COMPLETED BY SOLE OWNER, PRINCIPAL OFFICERS, MEMBERS OR PARTNERS
 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 I must obtain a business license and all necessary Federal State and local permits or I will be in violation of L. B. M. C. Chapter 3.80. I declare that I am authorized to complete this application and that the information and statements provided are true and correct. SIGN and return this statement with your remittance. Make checks payable to *City of Long Beach*.

Signature: [Signature] Date: 6/19/17 PRINT NAME/TITLE: Alan Hurd - Dir. of Operations

Signature: _____ Date: _____ PRINT NAME/TITLE: _____

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 Employees # _____ @ \$ _____ = Vehicles # _____ @ \$ _____ = Other # _____ @ \$ _____ = PIA PIA Employees # _____ @ \$ _____ = Regulatory Investigation Misc. Fees Sub Total Zoning Building Review Total	DO NOT WRITE BELOW THIS LINE BS9102942 Prev Use: <u>Entertainment w/ DANCING/Alcohol</u> Exp. Date: _____ Prev Lic: _____ Exp Date: _____ District: _____ CRT: _____ SIC: _____ NAICS: _____ Entered by: <u>[Signature]</u> Date: <u>6/19/17</u> 62170 4630	Zoning Review <input type="checkbox"/> Y <input type="checkbox"/> N <input type="checkbox"/> N/A By: _____ Date: _____ <input type="checkbox"/> New construction <input type="checkbox"/> Reuse Zone: _____ Comments: _____
Total: \$1425.45	Total: 33 22.45 \$1425.45	

NOTE: THIS IS NOT A BUSINESS LICENSE; DO NOT OPERATE UNTIL A VALID LICENSE HAS BEEN ISSUED

ATTENTION LICENSE APPLICANT

Business License Required (L.B.M.C. 3.80.210)

Under the Long Beach Municipal Code (Section 3.80.210), any person operating a business in the City of Long Beach is required to obtain a business license and pay an annual business license tax, prior to the operation of that business.

Term of License (L.B.M.C. 3.80.520)

A business license is valid for one (1) year from the date of issuance (unless otherwise noted) and must be renewed each year. A renewal notice is sent to the licensee ten (10) days prior to the due date, and the licensee has thirty (30) days to pay without penalty. If a notice is not received by the licensee, he/she is still responsible for payment by the due date. If the licensee changes his/her mailing address during the year, he/she should contact the Business License Section to report the change.

Penalties (L.B.M.C. 3.80.422)

A penalty equivalent to twenty-five percent (25%) of the payment due applies to all delinquent licenses unpaid after thirty (30) days from the due date. An additional ten percent (10%) penalty is added on the first day of the calendar month following the imposition of the twenty-five percent (25%) penalty if the tax remains unpaid, up to a maximum of one hundred percent (100%) of the tax due. The postmark will govern the determination of whether or not a tax payment is delinquent. A delinquent tax will be deemed a debt to the City, and the licensee shall be liable for legal action if it remains unpaid.

Multiple Businesses at one Location (L.B.M.C. 3.80.420.6)

When more than one business activity is engaged in at the same location, and the activity falls into a classification other than that of the original license, the licensee is required to obtain an additional license for each different business activity. If the licensee has more than one business license at the same location, he/she may choose to pay for all employees on one license. If so, the licensee will pay for the employees on the license with the higher employee rate.

Definition of an Employee (L.B.M.C. 3.80.150)

For the purpose of Business License taxation in the City of Long Beach, an employee is defined as: Every person engaged in the operation or conduct of any business in Long Beach, whether as owner, member of the owner's family, partner, associate, agent, manager or solicitor, and every person employed or working in such business, whether full-time, part-time, permanent or temporary, for a wage, salary, commission or room and board. The owner of a sole proprietorship shall not be deemed to be an "employee" of the business.

Change of Location (L.B.M.C. 3.80.424)

Every person possessing a City of Long Beach Business License who changes the location of his place of business shall, prior to engaging in such a business at the new location, have the City endorse the new location on the license.

Display of License (L.B.M.C. 3.80.425.5)

Every person having a license shall prominently display the license at the place of business. If the business is operated from a vehicle, an identifying decal issued by the City shall be affixed to the vehicle, and the business license shall be carried by the licensee.

Refunds Prior to Start of Business (L.B.M.C. 3.80.427.5.F)

Any application for refund must be made by the person entitled to the money within one year after payment of the money to the City. No refund shall be made of any moneys paid for the issuance or renewal of any license unless it is determined that such licensee has not engaged in, nor held himself out as being engaged in, such business or occupation at any time after the effective date of the license. The amount of the refund shall be the full amount of the license tax paid, less an amount determined by the Director of Financial Management, which shall cover the cost of investigation and issuance of the license.

Sales or Use Tax

Sales or Use Tax may apply to your business activity. You may seek advice regarding the application of the tax to your business by writing or calling the State Board of Equalization at:

16715 Von Karman Ave Suite #200
Irvine, CA 92606
(949) 440-3473

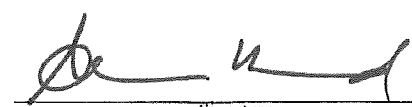
-or-

12440 E. Imperial Hwy, Suite 200
Norwalk, CA 90651
(562) 466-1694

Inspections (The business license application must be available on site at time of inspection).

When a business license inspection is scheduled, the business must be fully prepared to operate, and the business owner or operator must be on site for the entire scheduled time of inspection. If the business owner or operator is unprepared for or misses a scheduled business license inspection without giving a minimum of 24 hours notice to the appropriate City agency, a re-inspection fee will be assessed.

I have read and understand the **Inspection** requirements.

X 

Signature

Date



CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT

333 West Ocean Boulevard, 4th Floor Long Beach, CA 90802 333 (562) 570-6212 FAX (562) 570-6180

ADVISORY FORM AND PROBATIONARY PERMIT

The following list of conditions must be met in full to operate under a probationary permit for entertainment. (Referred to as Temporary Permit in the Long Beach Municipal Code (LBMC) Chapter 5.72)

1. A completed application for a regular entertainment or pool hall must be submitted.
2. A complete interior floor plan with dimensions indicating exits and parking areas must be submitted and approved by the Department of Long Beach Development Services.
3. Inspections by City Departments have been accomplished and no major health or safety conditions found.
4. Permittee must comply with all applicable federal, state, and local laws, including any conditions or restrictions placed upon any license issued to the permittee by the State of California Department of Alcoholic Beverage Control. If the issuance of this probationary Permit is in conflict with any other conditions or restrictions previously imposed on the activities of the business establishment by this or any other private or governmental body, this temporary permit shall be deemed void.
5. Any improvements made or any contractual agreements entered into by the permittee in anticipation of approval of a regular entertainment shall be at his/her own risk.
6. Unless specifically applied for, reviewed and approved, no adult entertainment, as defined by LBMC Sections 21.15.110 and 5.72.115 (B), shall be conducted on the premises.
7. Permittee shall employ their own discretion in determining the level of security necessary to prevent violation of law and any other disturbances arising out of or in connection with their business operations. If there is a substantial increase in complaints/calls for service, the permittee shall increase security as directed by the Chief of Police.
8. The establishment must remain in compliance with the all applicable sections of the Long Beach City Noise Ordinance (LBMC Chapter 8.80).

I have read the above stated conditions of operations under a probationary permit, and I agree to comply with these conditions.

If all conditions have been met, a probationary permit will be mailed in two (2) weeks.

BUSINESS NAME:

THE SAILS

BUSINESS ADDRESS:

6285 E. PACIFIC COAST HWY.

NAME:

ALAN HURD

TITLE:

DIRECTOR OF OPERATIONS

SIGNATURE:

[Signature]

DATE:

*****OFFICE USE ONLY*****

Accepted By: _____

Date: _____

REGULAR PERMIT APPLICATION

PROBATIONARY PERMIT

Application Complete?

YES

NO

Approved By: _____

Floor Plan Submitted?

YES

NO

Date Approved: _____

Zoning Approved?

YES

NO

PERMIT VALID FOR 120 DAYS OR UNTIL REGULAR PERMIT IS APPROVED OR DENIED BY CITY COUNCIL, WHICHEVER COMES FIRST.

Departmental Inspections?

YES

NO

Comments: _____



Accepted By: _____ Date: _____
 Zoning Approval By: _____ Date: _____

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): ABP FOOD & BEVERAGE LLC.
 Business Name (DBA): THE SAILS Business Phone: (562) 596-1631
 Business Site Address: 6285 E. PACIFIC COAST HWY. LONG BEACH
 Date Business Proposes To Open: JUNE 19, 2017 90803
 Days & Time Premises Are Open For Inspection: X MON - FRI 9 AM - 5 PM

Proposed Use(s):

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

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

X _____

Contact Person(s) Name (authorized agent, manager, etc.): X ALAN HURD

Contact Person(s) Phone Number: X (562) 596-1631

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): SAME

Fictitious business names(s) or dba(s) used: THE SAILS

Place and date of filing fictitious business name statement: _____

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

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:

ALAN HURD 39 ARGONAUT
ALISO VIEJO, CA 92656

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

SAME AS ABOVE

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:

N/A

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? _____

Is the location: Owned? Rented/Leased?

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

Name: _____

Address: _____

IF APPLYING AS A PARTNERSHIP

Check One Box:

General Partnership

Limited Partnership

LLC (Limited Liability Co.)

Name of Partnership:

ABP FOOD & BEVERAGE LLC

Federal Tax ID Number:

[REDACTED]

Seller's Permit Number:

103 - 101687

Percentage of Partnership

Name and residence addresses of *General Partners*:

Interest:

_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %

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 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: ABP FOOD & BEVERAGE, LLC.

Corporation Number: _____

Date and Place of Incorporation: CA - 6/19/17

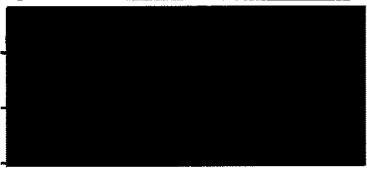

Location Headquarters: LONG BEACH

Federal Tax ID Number: 

Seller's Permit Number: 103 - 101687

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):

<u>Name</u>	<u>Title</u>	<u>Address</u>	<u>Telephone</u>
<u>JOHN TILLEY</u>	<u>PRESIDENT</u>		
_____	_____	_____	<u>()</u>
_____	_____	_____	<u>()</u>
_____	_____	_____	<u>()</u>

Numbers of shares issued by Corporation: N/A

Number of share retained by Corporation: N/A

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

N/A

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

N/A

X

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 checked="" type="checkbox"/>	<u>581839</u>	<u>47</u>
On sale beer and wine <input checked="" type="checkbox"/>	<u>581839</u>	<u>47</u>
On sale distilled spirits <input checked="" type="checkbox"/>	<u>581839</u>	<u>47</u>

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: BREAKFAST, SANDWICHES, BURGERS, ETC.

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

3. Are non-alcoholic beverages sold? YES NO

4. How many tables for seating? 50

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

a. If yes, list type(s): HOTEL

6. Are pool tables provided? YES NO

a. If yes, indicate number: 2

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: ABP FOOD & BEVERAGE LLC

Address: 6285 E. PACIFIC COAST HWY

Telephone No. (562) 596-1631

GENERAL OPERATING CONDITIONS (continued)

Complete Each Question

SECURITY

11. Will security officers be provided? YES NO

a. If yes, number of security officers: 2-5

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

a. If yes, describe type of security: SECURITY FOR THE HOTEL

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

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Hours of	2 PM	2 PM	2 PM	2 PM	2 PM	2 PM	2 PM
Security	6 AM	6 AM	6 AM	6 AM	6 AM	6 AM	6 AM

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

a. If yes, provide the following information of the contracted security firm:

Name: PRESTIGE SECURITY City Business License No.: _____

Address: 5721 W. SLAUSON AVE. 90230 Telephone No.: (310) 670-5999

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: _____

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	6:30 AM	6:30 AM	6:30 AM	6:30 AM	6:30 AM	6:30 AM	6:30 AM
Close	10 PM	10 PM	10 PM	10 PM	10 PM	10 PM	10 PM

PROXIMITY OF BUSINESSES AND RESIDENCES

19. Are there surrounding businesses? YES NO

a. What type? HOTEL

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	24	24	24	24	24	24
To	HRS	HRS	HRS	HRS	HRS	HRS	HRS

d. How many individual parking spaces (approximately)? 157 AND 2 ADA

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. BANDS, DISCO, ETC.

Describe entertainment by performers: BANDS, DJs, ETC.

Dance Floor? Y N

Stage? Y N

If yes, provide dimensions and type of material of dance floor.

L 24 X W 8 = 192 sq ft.

If yes, provide dimensions and type of material of stage.

L _____ W _____ H _____

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	SALSA + MUSIC	LIVE MUSIC	LIVE MUSIC	SALSA + MUSIC	LIVE MUSIC	LIVE MUSIC	LIVE MUSIC
Start Time	8 PM	8 PM	8 PM	8 PM	8 PM	8 PM	8 PM
End Time	1 AM	1 AM	1 AM	1 AM	1 AM	1 AM	1 AM

RELEASE FORM

The undersigned, on behalf of (owner('s)) ABP FOOD & BEV. 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) THE SAILS

to obtain the (entertainment type) ENT W/ DANCING + ALCOHOL 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.

X [Signature]
(SIGNATURE OR AUTHORIZED AGENT)

SENIOR DIRECTOR OPERATIONS
(TITLE)

6/12/18
(DATE)

DRIVER'S LICENSE OR ID CARD NUMBER

STATE

ACCEPTED BY (CITY STAFF)

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: 6/20/17

Name of Business (DBA): THE SAILS

Name of Business Owner: ABP FOOD & BEVERAGE LLC.

Business Address: 6285 E. PACIFIC COAST HWY.
LONG BEACH, CA 90803

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)

X Owner or Authorized Agent Signature(s) 

Title DIRECTOR OF OPERATIONS

Phone # [REDACTED]

FAX # _____

DISPLAY CONSPICUOUSLY AT PLACE OF BUSINESS FOR WHICH ISSUED

CALIFORNIA STATE BOARD OF EQUALIZATION

SELLER'S PERMIT



ACCOUNT NUMBER

06/08/2017 SR AA 103-101687

SAILS RESTAURANT
ABP FOOD & BEVERAGE, LLC
6285 E PACIFIC COAST HWY
LONG BEACH, CA 90803-4803

NOTICE TO PERMITTEE:
You are required to obey all
Federal and State laws that
regulate or control your
business. This permit does
not allow you to do
otherwise.

IS HEREBY AUTHORIZED PURSUANT TO SALES AND USE TAX LAW TO ENGAGE IN THE
BUSINESS OF SELLING TANGIBLE PERSONAL PROPERTY AT THE ABOVE LOCATION.
THIS PERMIT IS VALID ONLY AT THE ABOVE ADDRESS.

THIS PERMIT IS VALID UNTIL REVOKED OR CANCELED AND IS NOT TRANSFERABLE. IF YOU SELL YOUR BUSINESS
OR DROP OUT OF A PARTNERSHIP, NOTIFY US OR YOU COULD BE RESPONSIBLE FOR SALES AND USE TAXES
OWED BY THE NEW OPERATOR OF THE BUSINESS.

Not valid at any other address

**For general tax questions, please call our Customer Service Center at 1-800-400-7116 (TTY:711).
For information on your rights, contact the Taxpayers' Rights Advocate office at 1-888-324-2798 or 1-916-324-2798.**

BOE-442-R REV. 16 (11-14)

A MESSAGE TO OUR NEW PERMIT HOLDER

As a seller, you have rights and responsibilities under the Sales and Use Tax Law. In order to assist you in your endeavor and to better understand the law, we offer the following sources of help:

- Visiting our website at www.boe.ca.gov
- Visiting a field office
- Attending a Basic Sales and Use Tax Law class offered at one of our field offices
- Sending your questions in writing to any one of our offices
- Calling our toll-free Customer Service Center at 1-800-400-7116 (TTY:711)

As a seller, you have the right to issue resale certificates for merchandise that you intend to resell. You also have the responsibility of not misusing resale certificates. While the sales tax is imposed upon the retailer,

- You have the right to seek reimbursement of the tax from your customer
- You are responsible for filing and paying your sales and use tax returns timely
- You have the right to be treated in a fair and equitable manner by the employees of the California State Board of Equalization (BOE)
- You are responsible for following the regulations set forth by the BOE

As a seller, you are expected to maintain the normal books and records of a prudent businessperson. You are required to maintain these books and records for no less than four years, and make them available for inspection by a BOE representative when requested. You are also expected to notify us if you are buying, selling, adding a location, or discontinuing your business, adding or dropping a partner, officer, or member, or when you are moving any or all of your business locations. If it becomes necessary to surrender this permit, you should only do so by mailing it to a BOE office, or giving it to a BOE representative.

If you would like to know more about your rights as a taxpayer, or if you are unable to resolve an issue with the BOE, please contact the Taxpayers' Rights Advocate office for help by calling toll-free, 1-888-324-2798 or 1-916-324-2798. Their fax number is 1-916-323-3319.

Please post this permit at the address for which it was issued and at a location visible to your customers.

CALIFORNIA STATE BOARD OF EQUALIZATION
Sales and Use Tax Department

06/06/17

California State Board of Equalization

||| [FAQ](#) | [MAIN MENU](#) | [BOE ELECTRONIC SERVICES](#) | [LOG OUT](#) |||

Registration Status

For assistance during regular business hours call 1-800-400-7115 (TTY:711)

Registration Id: [REDACTED] ([edit](#))

Last Updated By Jinsung Kim on 06/06/2017 at 02:19:17 PM

Owner Name: ABP Food & Beverage, LLC

Application Status: Submitted

[Application Detail](#)

[General Publications](#)

[Online Services Survey](#)

Express Login Code: [REDACTED]

***Please Note:** *Once you have submitted your application, account information can only be updated by contacting the BOE.*

Seller's Permit

Registration Status: Issued

Your registration with the BOE is complete, please review the following information:

Reporting Basis: Quarterly Prepay Reporting

Period: 04/01/2017 - 06/30/2017

Due Date: 07/31/2017

A security deposit is not required at this time. However, a security deposit may still be required in the future.

I acknowledge that I have read and understand the above account information.

YOUR RETURN MAILING ADDRESS

NAME: Golden Sails Inn

ADDRESS: 6285 E Pacific Coast Hwy

CITY: Long Beach

STATE: CA

ZIP CODE: 90803

2012 254789



FILED
Dec 28 2012

Dean C. Logan, Registrar - Recorder/County Clerk

Electronically signed by LUISA MURQUIA

FICTITIOUS BUSINESS NAME STATEMENT

TYPE OF FILING AND FILING FEE (Check one)

- Original- \$26.00 (FOR ORIGINAL FILING WITH ONE BUSINESS NAME ON STATEMENT)
 - Refile- \$26.00 (NO CHANGES IN THE FACTS FROM ORIGINAL FILING)
 - New Filings- \$26.00 (CHANGES IN FACTS FROM ORIGINAL FILING- REQUIRES PUBLICATION)
- \$5.00- FOR EACH ADDITIONAL BUSINESS NAME FILED ON SAME STATEMENT, DOING BUSINESS AT THE SAME LOCATION \$5.00- FOR EACH ADDITIONAL OWNER IN EXCESS OF ONE OWNER

The following person(s) is (are) doing business as:

*1. Golden Sails Inn

2.

Print Fictitious Business Name(s)

** 6285 E Pacific Coast Hwy

Street address of principal place of business

Mailing address if different

Long Beach

CA

90803

Los Angeles

City

State

Zip

COUNTY

City

State

Zip

Articles of Incorporation or Organization Number (if applicable): AI #ON _____

*** REGISTERED OWNER(S):

1. Long Beach Golden Sails, Inc.

2.

Full Name/Corp/LLC (P.O. Box not accepted)

Full Name/Corp/LLC (P.O. Box not accepted)

8285 E Pacific Coast Hwy

Residence Address

Residence Address

Long Beach

CA

90803

City

State

Zip

City

State

Zip

California

If Corporation or LLC - Print State of Incorporation/Organization

If Corporation or LLC - Print State of Incorporation/Organization

3.

4.

Full Name/Corp/LLC (P.O. Box not accepted)

Full Name/Corp/LLC (P.O. Box not accepted)

Residence Address

Residence Address

City

State

Zip

City

State

Zip

If Corporation or LLC - Print State of Incorporation/Organization

If Corporation or LLC - Print State of Incorporation/Organization

IF MORE THAN FOUR REGISTRANTS, ATTACH ADDITIONAL SHEET SHOWING OWNER INFORMATION

**** THIS BUSINESS IS CONDUCTED BY: (Check one)

- an Individual
- a General Partnership
- a Limited Partnership
- a Limited Liability Company
- an Unincorporated Association other than a Partnership
- a Corporation
- a Trust
- Copartners
- Husband and Wife
- Joint Venture
- State or Local Registered Domestic Partners
- a Limited Liability Partnership

***** The registrant commenced to transact business under the fictitious business name or names listed above on 11-28-2012
(Insert N/A above if you haven't started to transact business)

I declare that all information in this statement is true and correct.
(A registrant who declares as true information which he or she knows to be false is guilty of a crime.)

REGISTRANT/CORP/LLC NAME (PRINT) Long Beach Golden Sails, Inc. TITLE Secretary

REGISTRANT SIGNATURE [Signature] IF CORP OR LLC, PRINT NAME Lo New

If corporation, also print corporate title of officer. If LLC, also print title of officer or manager.

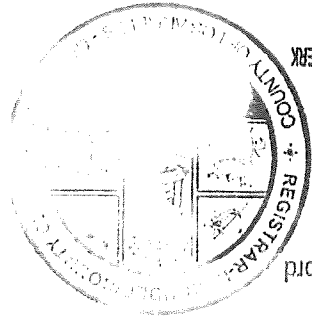
This statement was filed with the County Clerk of LOS ANGELES on the date indicated by the filed stamp in the upper right corner.
NOTICE - IN ACCORDANCE WITH SUBDIVISION (a) OF SECTION 17920, A FICTITIOUS NAME STATEMENT GENERALLY EXPIRES AT THE END OF FIVE YEARS FROM THE DATE ON WHICH IT WAS FILED IN THE OFFICE OF THE COUNTY CLERK, EXCEPT, AS PROVIDED IN SUBDIVISION (b) OF SECTION 17920, WHERE IT EXPIRES 40 DAYS AFTER ANY CHANGE IN THE FACTS SET FORTH IN THE STATEMENT PURSUANT TO SECTION 17913 OTHER THAN A CHANGE IN THE RESIDENCE ADDRESS OF A REGISTERED OWNER. A NEW FICTITIOUS BUSINESS NAME STATEMENT MUST BE FILED BEFORE THE EXPIRATION.

THE FILING OF THIS STATEMENT DOES NOT OF ITSELF AUTHORIZE THE USE IN THIS STATE OF A FICTITIOUS BUSINESS NAME IN VIOLATION OF THE RIGHTS OF ANOTHER UNDER FEDERAL, STATE, OR COMMON LAW (SEE SECTION 14411 ET SEQ., BUSINESS AND PROFESSIONS CODE).

I HEREBY CERTIFY THAT THIS COPY IS A CORRECT COPY OF THE ORIGINAL STATEMENT ON FILE IN MY OFFICE.

DEAN C. LOGAN, LOS ANGELES COUNTY CLERK

BY: [Signature] Deputy



Diana Lopez
REGISTRAR-RECORDER/COUNTY CLERK
LOS ANGELES COUNTY, CALIFORNIA

JUL 05 2017

This is a true and certified copy of the record
of the recording seal, imprinted in purple ink,
of the Registrar-Recorder/County Clerk

201706910198

	Secretary of State Articles of Organization Limited Liability Company (LLC)	LLC-1
	<p>IMPORTANT — Read instructions before completing this form.</p> <p>Filing Fee - \$70.00</p> <p>Copy Fees - First plain copy free; Additional copies: First page \$1.00 & .50 for each attachment page; Certification Fee - \$5.00</p> <p>Important! LLCs may have to pay an annual minimum \$800 tax to the California Franchise Tax Board. For more information, go to https://www.ftb.ca.gov.</p>	

FILED
Secretary of State
State of California
MAR 09 2017

sc
65

lcc

This Space For Office Use Only

1. Limited Liability Company Name (See instructions - Must contain an LLC ending such as LLC or L.L.C. "LLC" will be added, if not included.)

ABP Food & Beverage, LLC

2. Business Addresses

a. Initial Street Address of Designated Office in California - Do not list a P.O. Box	City (no abbreviations)	State	Zip Code
2200 W. Valley Boulevard	Alhambra	CA	91803
b. Initial Mailing Address of LLC, if different than Item 2a	City (no abbreviations)	State	Zip Code

3. Agent for Service of Process

Item 3a and 3b: If naming an individual, the agent must reside in California and Item 3a and 3b must be completed with the agent's name and complete California street address.
 Item 3c: If naming a California Registered Corporate Agent, a current agent registration certificate must be on file with the California Secretary of State and Item 3c must be completed (leave Item 3a-3b blank).

d. California Agent's First Name (if agent is not a corporation)	Middle Name	Last Name	Suffix
Matthew	A.	Rips	
b. Street Address (if agent is not a corporation) - Do not list a P.O. Box	City (no abbreviations)	State	Zip Code
12424 Wilshire Boulevard, 12th Floor	Los Angeles	CA	90025
c. California Registered Corporate Agent's Name (if agent is a corporation) - Do not complete Item 3a or 3b			

4. Management (Select only one box)


The LLC will be managed by:

One Manager More than One Manager All LLC Member(s)

5. Purpose Statement (Do not alter Purpose Statement)

The purpose of the limited liability company is to engage in any lawful act or activity for which a limited liability company may be organized under the California Revised Uniform Limited Liability Company Act.

6. The information contained herein, including in any attachments, is true and correct.



 Organizer sign here

Matthew A. Rips

 Print your name here

17-331243



Secretary of State
Statement of Information
(Limited Liability Company)

LLC-12

1/30

FILED
Secretary of State
State of California

APR 13 2017

IMPORTANT — Read instructions before completing this form.

Filing Fee — \$20.00

Copy Fees — First page \$1.00; each attachment page \$0.50;
Certification Fee — \$5.00 plus copy fees

201201CC
This Space For Office Use Only

1. Limited Liability Company Name (Enter the exact name of the LLC. If you registered in California using an alternate name, see instructions.)

ABP Food & Beverage, LLC

2. 12-Digit Secretary of State File Number
201706910198

3. State, Foreign Country or Place of Organization (only if formed outside of California)
California

4. Business Addresses

a. Street Address of Principal Office - Do not list a P.O. Box 2200 W. Valley Boulevard	City (no abbreviations) Alhambra	State CA	Zip Code 91803
b. Mailing Address of LLC, if different than Item 4a	City (no abbreviations)	State	Zip Code
c. Street Address of California Office, if Item 4a is not in California - Do not list a P.O. Box	City (no abbreviations)	State CA	Zip Code

5. Manager(s) or Member(s) If no managers have been appointed or elected, provide the name and address of each member. At least one name and address must be listed. If the manager/member is an individual, complete items 5a and 5c (leave item 5b blank). If the manager/member is an entity, complete items 5b and 5c (leave item 5a blank). Note: The LLC cannot serve as its own manager or member. If the LLC has additional managers/members, enter the name(s) and addresses on Form LLC-12A (see instructions).

a. First Name, if an individual - Do not complete item 5a John	Middle Name	Last Name Tilley	Suffix
b. Entity Name - Do not complete item 5a			
c. Address 2200 W. Valley Boulevard	City (no abbreviations) Alhambra	State CA	Zip Code 91803

6. Service of Process (Must provide either Individual OR Corporation.)

INDIVIDUAL — Complete items 6a and 6b only. Must include agent's full name and California street address.

a. California Agent's First Name (if agent is not a corporation) Matthew	Middle Name A.	Last Name Rips	Suffix
b. Street Address (if agent is not a corporation) - Do not enter a P.O. Box 12424 Wilshire Boulevard, 12th Floor	City (no abbreviations) Los Angeles	State CA	Zip Code 90025

CORPORATION — Complete item 6c only. Only include the name of the registered agent Corporation.

c. California Registered Corporate Agent's Name (if agent is a corporation) — Do not complete item 6a or 6b

7. Type of Business

a. Describe the type of business or services of the Limited Liability Company restaurant

8. Chief Executive Officer, if elected or appointed

a. First Name	Middle Name	Last Name	Suffix
b. Address		City (no abbreviations)	State Zip Code

9. The information contained herein, including any attachments, is true and correct.

4/12/17
Date

Matthew A. Rips
Type or Print Name of Person Completing the Form

AttorneyInFact
Title

Signature

Return Address (Optional) (For communication from the Secretary of State related to this document, or if purchasing a copy of the filed document enter the name of a person or company and the mailing address. This information will become public when filed. SEE INSTRUCTIONS BEFORE COMPLETING.)

Name: []
Company:
Address:
City/State/Zip: []

DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
TEMPORARY PERMIT (Non-Transferable)

STATE OF CALIFORNIA

Fee: \$100.00
Receipt Number: 2430927
Geo Code: 1932
License Number: 581839

APPLICATION:

The undersigned hereby applies for a Temporary Permit, as described above, to be issued in the following name for the premises described below:

ABP FOOD & BEVERAGE LLC

Premises Address:

**6285 E PACIFIC COAST HWY
LONG BEACH, CA 90803**

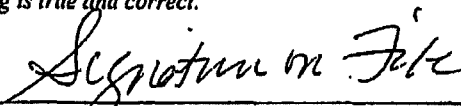
Type of License: **47 - On-Sale General Eating Place**

The applicant, on **May 24, 2017**, filed an application for transfer of the license presently issued for the above-described which license No. **260593** was surrendered to the Department on **June 8, 2017**.

DECLARATION:

Should this permit be issued, the undersigned declares that all obligations in connection with the purchase of alcoholic beverages under this Temporary Permit will be discharged, and that all checks issued in payment for alcoholic beverages purchased while holding the Temporary Permit will be honored on presentation.

I declare under penalty of perjury that the foregoing is true and correct.


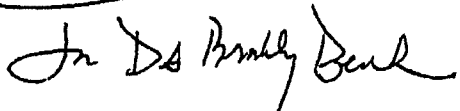


(Applicant's Signature)

Executed at Lakewood, this 31st day of May, 2017.

PERMIT:

The above-named applicant and the above-named premises are hereby temporarily permitted to engage in the purchase and sale of alcoholic beverages, in accordance with the provisions of Section 24045.5 of the Alcoholic Beverage Control Act as it appears on this permit.

Director of Alcoholic Beverage Control

By _____


Effective June 8, 2017 to October 5, 2017.



California Department of Alcoholic Beverage Control
License Query System Summary as of 06/19/2018

License Information
License Number: 581839
Primary Owner: ABP FOOD & BEVERAGE LLC
ABC Office of Application: 03 - LB/LAKEWOOD

Business Name
LONG BEACH GOLDEN SAILS HOTEL

Business Address
6285 E PACIFIC COAST HWY
LONG BEACH, CA, 90803
County: LOS ANGELES Census Tract: 5776.02

Licensee Information
Licensee: ABP FOOD & BEVERAGE LLC
Company Information
OFFICER: TILLEY, JOHN JUSTIN (MANAGER)
MEMBER: ABP FOOD & BEVERAGE TRUST

License Types
1) License Type: 47 - ON-SALE GENERAL EATING PLACE
License Type Status: ACTIVE
Status Date: 07-SEP-2017 Term: 12 Month(s)
Original Issue Date: 06-SEP-2017 Expiration Date: 31-AUG-2018
Master: Y Duplicate: 0 Fee Code: P40
License Type was Transferred On: 06-SEP-2017 From: 47-260593
License Type was Transferred On: To:
2) License Type: 47 - ON-SALE GENERAL EATING PLACE
License Type Status: ACTIVE
Status Date: 06-SEP-2017 Term: 12 Month(s)
Original Issue Date: 06-SEP-2017 Expiration Date: 31-AUG-2018
Master: N Duplicate: 1 Fee Code: P40
License Type was Transferred On: 06-SEP-2017 From: 47-260593
License Type was Transferred On: To:
3) License Type: 68 - PORTABLE BAR
License Type Status: ACTIVE
Status Date: 18-OCT-2017 Term: 12 Month(s)
Original Issue Date: 23-OCT-2017 Expiration Date: 31-AUG-2018
Master: N Duplicate: 2 Fee Code: P40
License Type was Transferred On: 06-SEP-2017 From: 47-260593
License Type was Transferred On: To:

Operating Restrictions
... No Operating Restrictions found ...

Disciplinary Action
... No Active Disciplinary Action found ...

Disciplinary History
... No Disciplinary History found ...

Holds
... No Active Holds found ...

Escrows
... No Escrow found ...

For a definition of codes, view our glossary.



8/30/2018 17:22

INFORMATION - LICENSE # BS21704630

License Type BS
Application Type Secondary Business License
Description
Primary Applicant
Primary Applicant Last Name ABP FOOD & BEVERAGE LLC
Address Location 6285 E PACIFIC COAST HWY LONG BEACH CA 90803

 License is Pending.
 Current milestone is Council Approval.
 Current unpaid amount of \$0.00.
 Account: BS21704630

License Description

Status Dates

Processed Date 7/10/2017 13:54
by Richard Magana
Start Date 6/19/2017 00:00
by Richard Magana

Inactive Date
by
Last Renewal
by
Next Renewal
Expires
Grace Exp
End Date

License Description

Property Type COM
License Category 300507
Business Name ABP FOOD & BEVERAGE LLC
DBA Name THE SAILS
 Detailed Description of Business Activities
 ENTERTAINMENT W DANCING (ALCOHOL)

Application Reason CHANGE OWN
Description Entertainment With Dancing (Alcohol)

License Details

(Tab Not Loaded)

Endorsements

(Tab Not Loaded)

Reviews

Record Results

Reviews

Review #	Review Type	#	Add Date	Result	Comments	Result By	Completed	Completed By	Review Description	Started
41271	BUSLIC	1	7/10/2017	APPROVED		EMARMST	8/21/2018 12:07	EMARMST	Business License	
41818	BUILDING	1	8/1/2017	PENDING		TAVU	4/25/2018 13:36	TAVU	Building Dept Review	

For new business license BS21704630 as entertainment with dancing at 6285 E. Pacific Coast Hwy., existing site at 6285 PCH is a Best Western Golden Sails Hotel. And, there was no recent building permit or construction for the site.

Require submittal of basic drawings with site, floor, and a layout of tables/chairs/furniture with load calculations for further review of Building and Fire

41819	FIRE	1	8/1/2017	INSPECT		SYSTEM	8/1/2017 15:03		Fire Dept Review
41820	HEALTH	1	8/1/2017	INSPECT		SYSTEM	8/1/2017 15:03		Health Dept Review
41821	POLICE	1	8/1/2017	INSPECT		SYSTEM	8/1/2017 15:03		Police Dept Review
41822	PLANNING	1	8/1/2017	APPROVED		JORAMIR	6/20/2018 09:04	JORAMIR	Planning Dept Review
50968	BUILDING	2	4/25/2018	APPROVED	Dance floor was approved part of original new building construction under permit P1529 (shown on Laserfiche sheet 26 of 135 sheets total, city record)	TAVU	6/22/2018 10:10	TAVU	Building Dept Review
55439	COUNCIL	1	8/21/2018						Council
55440	HEARINGPRE	1	8/21/2018						Hearing Prep

Inspections

Record Results

Inspections

Add Date	Inspection #	Inspection Type	Inspection Description	#	Result	Comments	Resulted By	Completed	Call	Due Date	Time Preference	Assi To
4/25/2018	65779	FIRE	Fire	1	APPROVED		dazinne	6/22/2018 13:58		7/18/2018 00:00		dazinn
4/25/2018	65780	HEALTH	Health	1	APPROVED	ENTERTAINMENT LICENSE APPROVED PROVIDED ALL PROVISIONS OF THE CITY'S NOISE ORDINANCE, LONG BEACH MUNICIPAL	MIYAMAD	5/3/2018 08:30		7/18/2018 00:00		MIYAM

CODE 8.80, ARE
ABIDED BY.

4/25/2018 65781

POLICE

Police

1 APPROVED

JEARZOL

8/21/2018 07:23

JEARZ

Periodic Inspection Schedules

(No Data)

Conditions

(Tab Not Loaded)

Fees

(Tab Not Loaded)

Applicants

(Tab Not Loaded)

Sites

(Tab Not Loaded)

Employees

(Tab Not Loaded)

Related Records

(Tab Not Loaded)

Logs

(Tab Not Loaded)

Attachments

(Tab Not Loaded)



Date: August 20, 2018
To: Sandy Palmer, Acting Bureau Manager, Business Services Bureau
From: Robert G. Luna, Chief of Police *R. Luna*
Subject: **APPLICATION FOR AN ENTERTAINMENT WITH DANCING PERMIT AT THE SAILS – 6285 EAST PACIFIC COAST 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 an Entertainment with Dancing Permit, subject to the following conditions:

The Sails is located at 6285 E. Pacific Coast Highway and is owned and operated by ABP Food & Beverage. The Sails is under new ownership and operates under the Best Western Golden Sails Hotel. The hotel is outfitted with 173 rooms.

The Sails was issued a Type 47 (On-Sale General-Eating Place) Alcoholic Beverage Control (ABC) license, and, in May 2017, a business license/change of ownership for a hotel/restaurant was issued by Business License Division.

On June 19, 2018, ABP Food & Beverage applied for an Entertainment with Dancing Permit requesting dancing by patrons, live music by more than two performers, live and recorded amplified music and disc jockey, Monday through Friday, 8:00 p.m. to 1:00 a.m.

Based upon the crime analysis, Vice Section's investigation and the East Division Patrol Commander's recommendation, the Long Beach Police Department has determined the public peace, safety and welfare would not be adversely impacted by the issuance of this permit, provided the appropriate conditions are imposed and observed by the applicant. The Police Department recommends approval of an Entertainment with Dancing Permit.

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 its review and approval.
- 2) Unless separately applied for, reviewed and approved, no adult entertainment, as defined by Section 21.15.110 LBMC, shall be conducted on the permitted premises.

Entertainment with Dancing Permit
The Sails
6285 E. Pacific Coast Highway
Page 2

- 3) This Entertainment Permit is accessory to the primary business, which is a restaurant. The authorization to provide entertainment on-site is subject to the use remaining as a restaurant, meaning a bona fide eating place, serving actual and substantial meals
- 4) Entertainment activities, as indicated on Page 9 of your Entertainment Application shall be restricted to Monday through Sunday, 8:00 p.m. to 1:00 a.m.
- 5) The establishment shall remain in compliance with all sections of the Long Beach Noise Ordinance (LBMC Chapter 8.80).
- 6) The permittee shall not allow employees to discard trash or beer bottles into the outside dumpster between the hours of 10:00 p.m. and 7:00 a.m.
- 7) The permittee shall be responsible for maintaining free of litter the premises and the area adjacent to the licensed premises, over which he has control.
- 8) The parking lot shall be equipped with lighting of sufficient power to illuminate and make easily discernible the appearance and conduct of all persons on or about the parking lot. The position of such lighting shall not disturb the normal privacy and use of any neighboring residences
- 9) Any graffiti painted or marked upon the premises, or on any adjacent area under the control of the licensee, shall be removed or painted over within 24 hours of being applied.
- 10) The permittee shall provide a minimum of one licensed security guard during all times the entertainment activities are being conducted for crowds up to 50 people. For crowds over 50 people, the permittee shall provide a minimum of one additional security guard per 50 people. Patrons awaiting entry in a defined queue shall be counted toward the calculation of required security staffing levels.

The attire of each security guard shall clearly indicate the guard's affiliation with the establishment by means of a pin, shirt, or other visible form of identification. Should the permittee's operations give rise to a substantial increase in complaints/calls for police service or trash left in the parking lot, 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.

- 11) The permittee shall take reasonable measures to prohibit and prevent the loitering of persons immediately outside any of the entrance/exit doors and the parking lot at all times while open for business. This should be done by utilizing security guards and signage with verbiage such as, "Please respect our neighbors."
- 12) 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 immediate area or block the sidewalk from the free flow of pedestrian foot traffic.
- 13) If any trash, noise or disturbance complaints located in the parking lots and/or surrounding area of the business can be attributed to the operation of said business, the Long Beach Police Department can determine and impose requirements for security officer(s) to routinely monitor and handle these problems.
- 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) Alcoholic beverages shall not be consumed on any property adjacent to the premises.
- 17) The Sails, or its 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.
- 18) The PCH Club, its promoters or agents shall not distribute any advertising matter 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.

Entertainment with Dancing Permit
The Sails
6285 E. Pacific Coast Highway
Page 4

- 19) The permittee shall maintain full compliance with all applicable laws, ordinances and stated conditions. In the event of a conflict between the requirements of this permit, your conditional use permit or your ABC license, the more stringent regulation shall apply.
- 20) The permittee shall ensure that all employees attend an alcohol awareness Class, such as TIPS or LEAD, within the first 90 days of employment. The permittee shall keep employee's proof of completion on file and be available for inspection at any time.
- 21) The permittee shall be responsible for installing and maintaining a video surveillance system that monitors no less than the front and rear of the business, with full view of the public rights-of-way and any parking lot under the control of the permittee. These cameras shall record video for a minimum of 30 days and be accessible via the Internet by the Long Beach Police Department. A Public Internet Protocol (IP) address and user name/password is also required, to allow the Long Beach Police Department to view live and recorded video from these cameras over the internet. All video security cameras shall be installed to the satisfaction of the Chief of Police, Director of Technology Services and Director of Development Services. At the discretion of the Chief of Police, the permittee may be required to add additional video cameras.
- 22) Outdoor amplified entertainment is prohibited.

RGL:JJA:jja
CondMemo.TheSails



Date: August 20, 2018
To: Robert G. Luna, Chief of Police *R. Luna*
From: Robert Smith, Acting Deputy Chief, Investigations Bureau
Subject: **APPLICATION FOR ENTERTAINMENT WITH DANCING PERMIT
THE SAILS – 6285 EAST PACIFIC COAST HIGHWAY**

The Police Department recommends **approval** of this application for an Entertainment with Dancing Permit by ABP Food & Beverage, LLC, dba The Sails, located at 6285 Pacific Coast Highway, subject to the conditions provided in the attached memorandum.

Background

The Sails is located at 6285 Pacific Coast Highway and is owned and operated by ABP Food & Beverage. The Sails is under new ownership and operates under the Best Western Golden Sails Hotel. The hotel is outfitted with 173 rooms. The hotel has a night club called the "PCH Club."

The Sails was issued a Type 47 (On-Sale General-Eating Place) Alcoholic Beverage Control (ABC) license, and, in May 2017, a business license/change of ownership for a hotel/restaurant was issued by Business License Division.

On June 19, 2018, ABP Food & Beverage applied for an Entertainment with Dancing Permit requesting dancing by patrons, live music by more than two performers, live and recorded amplified music and disc jockey, Monday through Friday, 8:00 p.m. to 2:00 a.m.

Crime Analysis

As part of the review process by the Police Department, calls for service, incident reports and arrests were evaluated between June 19, 2016, and June 19, 2018. There were 25 calls for service, five incident report and one arrest attributable to the business.

The calls for service consisted of unwelcome guests, verbal disputes, petty thefts and trespassing. A majority of the incident reports were theft related. The one arrest was for chronic transient trespassing.

Vice Investigations

As part of this investigation, Vice detectives went to the location and observed no residents within 100 feet of the establishment.

Entertainment with Dancing Permit
The Sails
6285 E. Pacific Coast Highway
Page 2

Detectives also went to this location in an undercover capacity on two occasions. While there, they saw approximately 75 people inside the establishment, taking dancing lessons, drinking beer and socializing. The live band could not be heard from outside of the establishment. Detectives did not observe any violations while inside the establishment.

Vice detectives met with the owner and head of security at the establishment. They discussed the proposed entertainment activities, where entertainment activities will take place and the conditions the Police Department will recommend for the Entertainment with Dancing Permit.

Patrol Division

East Division Patrol Commander Erik Herzog was contacted for an opinion regarding the issuance of this permit. He stated he has not seen any problems with this location and does not foresee the approval having a negative impact on patrol resources. Commander Herzog does not have any objection to the issuance of an Entertainment with Dancing Permit.

Recommendation

Based upon the crime analysis, Vice Section's investigations and the East Division Patrol Commander's recommendation, the Long Beach Police Department has determined the public's peace, safety and welfare would not be adversely impacted by the issuance of this permit, provided the appropriate conditions are imposed and observed by the applicant.

RC:JJA;jja
Approval Memo.TheSails