



CITY OF LONG BEACH

POLICE DEPARTMENT
400 WEST BROADWAY LONG BEACH CALIFORNIA 90802

~~R-30~~

~~UB-11~~

UB-23

Robert G. Luna
Chief of Police

March 3, 2015

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Receive the application of Legend Energy, dba Cerritos Shell, for a Person-to-Person and Premise-to-Premise transfer of an Alcoholic Beverage Control license, at 5740 Atlantic Avenue, determine that the application serves the public convenience and necessity, submit a Public Notice of Protest to ABC, and direct the City Manager to withdraw the protest if a Conditional Use Permit is granted. (District 8)

DISCUSSION

It is City Council policy to review applications for Alcoholic Beverage Control licenses to determine if a basis for protest against the issuance of the license exists. The attached application lists the possible bases for protest.

TIMING CONSIDERATIONS

The Department of Alcoholic Beverage Control (ABC) received the above application on February 4, 2015. The applicant's Conditional Use Permit is scheduled for an appeal hearing at the March 17, 2015 City Council Meeting. City Council response is due to ABC by March 6, 2015. Provided the City Council approves the CUP, the recommendation includes a request to direct the City Manager to withdraw the Public Notice of Protest.

FISCAL IMPACT

None.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

ROBERT G. LUNA
CHIEF OF POLICE

APPROVED:

PATRICK H. WEST
CITY MANAGER

HONORABLE MAYOR AND CITY COUNCIL
March 3, 2015

Council District: 8

Applicant: Legend Energy
DBA: Cerritos Shell
Address: 5740 Atlantic Avenue

Type of Application: A person-to-person and premise-to-premise transfer of an Off-Sale Beer and Wine license. This license is being transferred from Mr. C Wine and Beer Company at 5498 Linden Avenue.

Bases for possible protest: High crime.
Churches within 600 feet.
School within 600 feet.

PUBLIC CONVENIENCE DETERMINATION: A determination by the City of public convenience and necessity **is** required for this application.

Census Tract: 5706.01

Boundaries: 59th Street to the North
Storm Drainage Channel to the South
Orange Avenue to the East
Atlantic Avenue to the West

Number of licenses allowed: 3
Number of licenses existing: 2

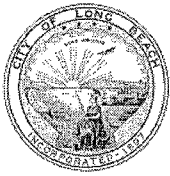
Police Reporting District: 331

Boundaries: South Street to the North
Market Street to the South
Orange Avenue to the East
Atlantic Avenue to the West

Reported crimes in this district for ABC purposes are 162. Crime in a reporting district must be at least 147 to qualify for a high crime protest.

Type of business: Gas station.

Last day to request conditions and protest: March 06, 2015



Date: March 3, 2015
To: File
From: Laurie Barajas, Detective, Vice Investigations Section
Subject: **CERRITOS SHELL – 5740 ATLANTIC AVENUE**

CALLS FOR SERVICE/ARRESTS AND INVESTIGATIONS (2/4/14 to 2/4/15)

2	484	Petty Theft	Will File Later/Advised
1	ASTF	Assist Fire	Gone on Arrival
1	415	Disturbance	Gone on Arrival
1	Ckwel	Check the well	Gone on Arrival

ABC INSPECTIONS (past three years)

None

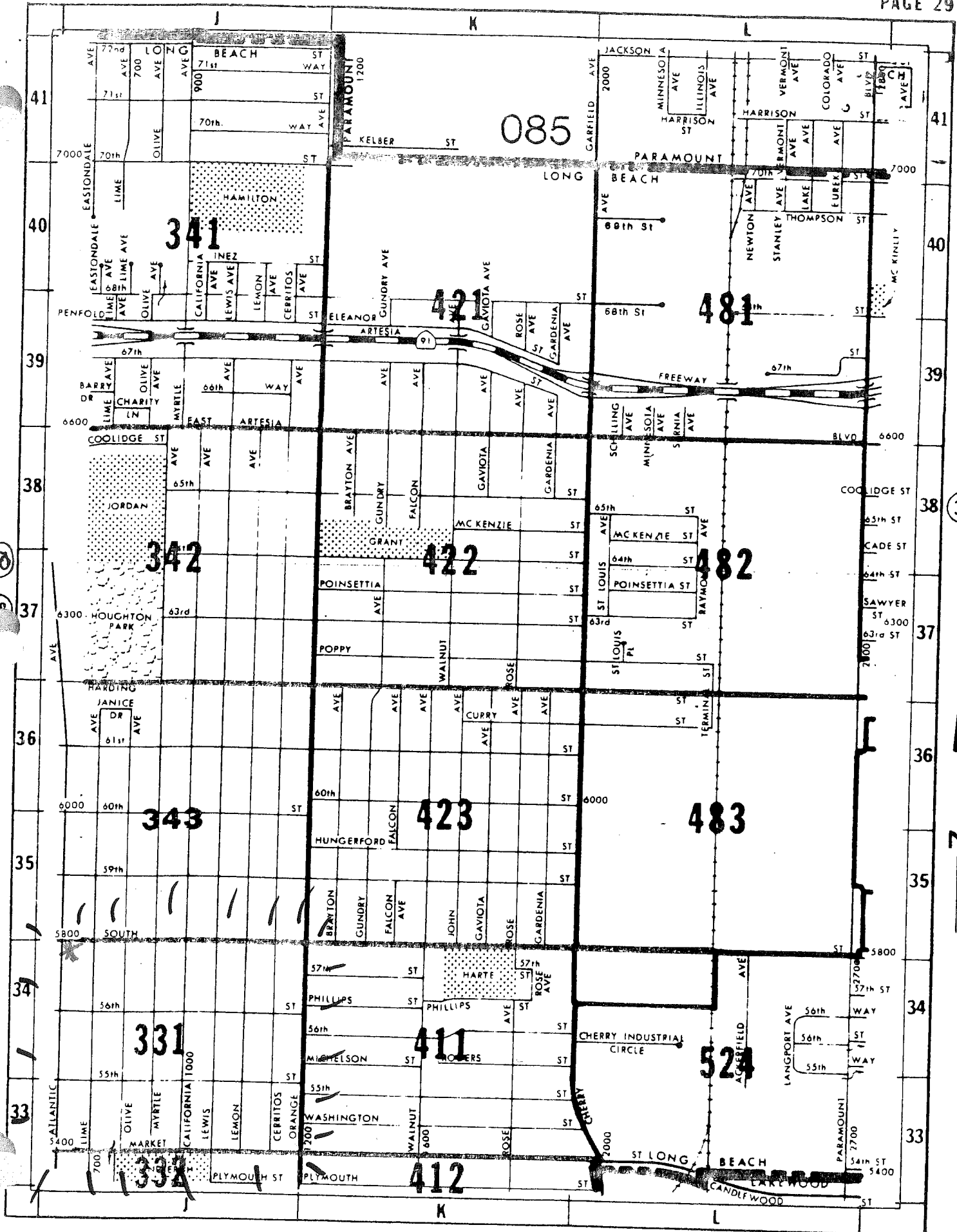
RESIDENCES WITHIN 100 FEET

None

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

Calvary Chapel North Long Beach	5722 Lime Avenue
North Long Beach United Methodist Church	5600 Linden Avenue
Creative Beginnings YMCA Preschool	5600 Linden Avenue

LBB:ibb
CFSmemoShell



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