



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

~~H-3~~

CH-1

September 18, 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 Shamrock Hospitality Group, LLC, dba Muldoon's Saloon, 5646 Paramount Boulevard, for entertainment without dancing. (District 8)

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.

The following summarizes departmental findings:

- The Police Department recommends the permit for entertainment without dancing be approved subject to the tiered 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 without 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 Bar, Tavern, Lounge since November 1984. The business changed ownership to Shamrock Hospitality Group, LLC, in July 2016.

This matter was reviewed by Deputy City Attorney Amy R. Webber on August 30, 2018.

TIMING CONSIDERATIONS

The hearing date of September 18, 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 (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 \$310.00 (Financial Management Department).

HONORABLE MAYOR AND CITY COUNCIL
September 18, 2018
Page 3

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



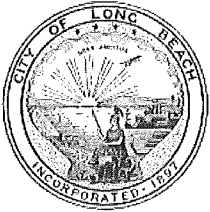
JOHN GROSS
DIRECTOR OF FINANCIAL MANAGEMENT

JG:ea
K:\FM-ADMIN\CITY COUNCIL LETTERS\BUSINESS SERVICES\2018\09-18-18 HEARING - MULDOON'S SALOON HEARING MEMO.DOCX

ATTACHMENTS

APPROVED:


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 **Shamrock Hospitality Group LLC DBA Muldoon's Saloon** **5646 Paramount Blvd.** **Application for Entertainment Without 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 (LMBC Chapter 8.80).
- 4) 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.
- 5) 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.
- 6) Deliveries to and from the premises shall be limited to the hours of 8:00 A.M. to 10:00 P.M.
- 7) 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.

- 8) Interior lighting shall be sufficient to make easily discernible the appearance and conduct of all persons and patrons inside the business.
- 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

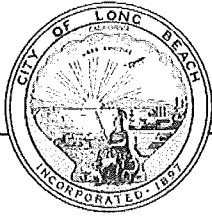
- 1) Tiered Conditions. "Tiered Conditions" as set forth below consist of progressively more stringent regulations on entertainment and related activities. By applying for this entertainment permit, the applicant has agreed to the conditions set forth below and has agreed to waive a hearing if these conditions are applied. The City Council may add further conditions not listed here, or revoke the permit, if Permittee does not comply with the conditions imposed in this permit. These conditions do not modify or limit in any way the authority of the Chief of Police to enforce Penal Code Section 415 (disturbing the peace) against any person, or of the Chief of Police or the Fire Marshal to immediately take action in the event of an imminent threat to public health or safety.
 - a. Tier 1: Entertainment activities indicated on Page 9 of your entertainment application **shall be restricted to 10:00 PM to 1:00 AM, Wednesday through Saturday, including holidays.**
 - b. Tier 2: Following the receipt of three (3) or more noise complaints that require a response by the Police Department within a 30-day period and which are found to violate the noise standard prohibiting unreasonably loud sound fifty feet (50') from the perimeter of the premises, Permittee will be notified that his or her premises must comply with those Tier 2 Noise Conditions which the City determines are necessary to protect the public peace and to comply with the City's noise ordinance by reducing the hours of entertainment to 10:00 PM to 12:00 AM, Wednesday through Saturday in addition to any additional measures deemed necessary by the Chief of Police or the Fire Marshal to protect health and safety.
 - c. Tier 3: If operating under Tier 2 Noise Conditions and following the receipt of three (3) or additional noise complaints that require a response

by the Police Department within a 30-day period and which are found to violate the noise standard prohibiting unreasonably loud sound fifty feet (50') from the perimeter of the premises, Permittee will be notified that his or her premises must comply with those Tier 3 Noise Conditions which the City determines are necessary to protect the public peace and to comply with the City's noise ordinance by reducing the hours of entertainment to 10:00 PM to 11:00 PM, Wednesday through Saturday in addition to any additional measures deemed necessary by the Chief of Police or the Fire Marshal to protect health and safety.

d. Upon the request of a Permittee who has been required to implement Tier 2 or Tier 3 conditions, the Chief of Police, in consultation with the Fire Marshal and the Health Department, shall review Permittee's recent compliance history and determine whether some or all conditions can be returned to Tier 1 or Tier 2 levels consistent with the protection of public health and safety.

- 2) No owner, operator or manager shall permit any person under the age of 21 years of age within the premises at any time.
- 3) The permittee shall ensure the security guard(s) monitor and check the adjacent property and parking lots on an hourly basis after 8:00 p.m. each night entertainment is provided. Security shall maintain order and prevent the unlawful consumption of alcohol and prevent any activity that would interfere with the quiet enjoyment of any nearby residential property.
- 4) 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.



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DEPARTMENT OF FINANCIAL MANAGEMENT

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SUMMARY OF APPLICATION FOR ENTERTAINMENT PERMIT

Attached for your review and action is an application for Shamrock Hospitality Group, LLC. DBA Muldoon's Saloon. Also, attached are reports from various departments stating their recommended disposition of the subject application. These are summarized as follows:

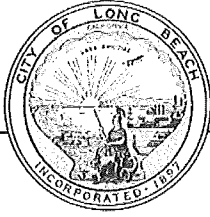
SUBMITTED FOR CITY COUNCIL ACTION

	<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

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FIVE YEAR HISTORY OF BUSINESS ESTABLISHMENT 5646 Paramount Blvd.

Shamrock Hospitality Group LLC
DBA: Muldoon's Saloon
Lic # BS21703282
05/17 – Pending

Entertainment without Dancing (Alcohol)

Shamrock Hospitality Group LLC
DBA: Muldoon's Saloon
Lic # BS21604170
07/16 – Current

Pool tables (2 or less)

Shamrock Hospitality Group LLC
DBA: Muldoon's Saloon
Lic # BU21603970
07/16 – Current

Bar, Tavern, Lounge

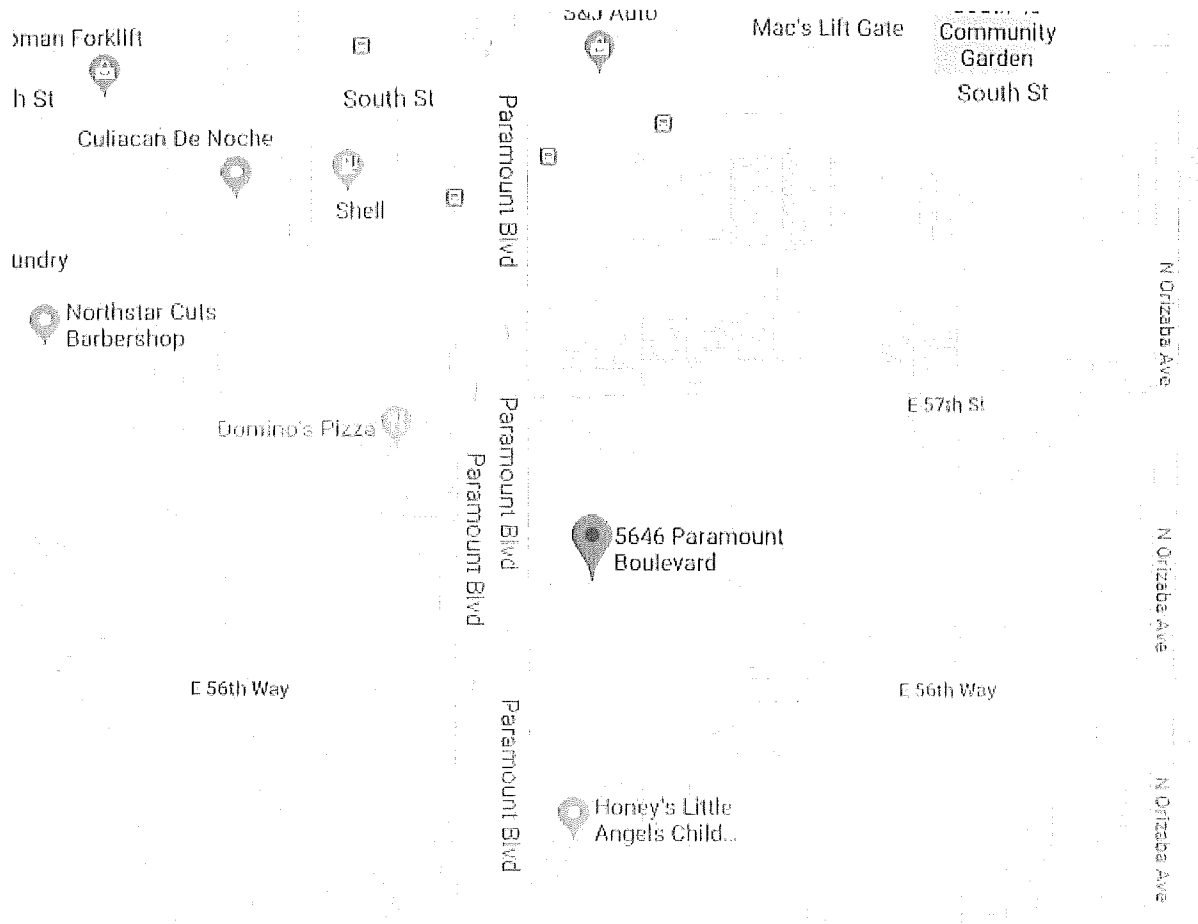
Kathleen Marie Wilson
DBA: Muldoon's Saloon
Lic # BS21002920
01/10 – 06/16

Pool tables (2 or less)

Kathleen Marie Wilson
DBA: Muldoon's Saloon
Lic # BU21002890
11/09 – 06/16

Bar, Tavern, Lounge

Shamrock Hospitality Group LLC
DBA: Muldoon's Saloon
5646 Paramount Blvd.





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

GENERAL INFORMATION

OWNER/ENTITY NAME <u>Patrick Carlen Shamrock Hospitality Group LLC</u>	DRIVER'S LICENSE NO.	STATE <u>CA</u>	SOCIAL SECURITY NO. [REDACTED]	HOME OCCUPATION <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
BUSINESS NAME (D.B.A.) <u>Muldon's Saloon</u>	TYPE OF BUSINESS (BE SPECIFIC) <u>Ent. License</u>		EMAIL: <u>mulcons1@icloud.com</u>	
BUSINESS ADDRESS <u>5646 N. Paramount Blvd</u>	STREET	CITY <u>Long Beach</u>	STATE <u>CA</u>	ZIP <u>90803</u>
BILLING ADDRESS (if same write SAME)	STREET	CITY	STATE	ZIP
RESIDENCE ADDRESS (if same write SAME)	STREET	CITY	STATE	ZIP
LIST OF PRINCIPAL OFFICERS, MEMBERS, PARTNERS AND RESIDENTIAL ADDRESSES (IF MORE, PLEASE ATTACH A LIST)			TITLE <u>Treasurer</u>	% OWNERSHIP <u>42</u>
<u>John English, Patrick Carlen, John Tada</u>			TITLE <u>President</u>	% OWNERSHIP <u>38</u>
<u>Patrick Carlen</u>				
<input type="checkbox"/> New Business <input type="checkbox"/> Address Change <input type="checkbox"/> Ownership Change <input type="checkbox"/> Secondary License <input type="checkbox"/> Sole Owner <input type="checkbox"/> Partnership <input type="checkbox"/> Corporation <input type="checkbox"/> L.L.P. <input checked="" type="checkbox"/> L.L.C.				

BUSINESS OPERATIONS INFORMATION

START DATE <u>07/18/16</u>	NO. OF EMPLOYEES <u>9</u>	NO. OF VEHICLES <u>0</u>	FEDERAL TAX ID. NUMBER	SALES & USE TAX (SELLER'S PERMIT) NO. <u>102-939078</u>
DOES YOUR BUSINESS HAVE A CALIFORNIA STATE LICENSE? <input 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

FOOD/ALCOHOL/TOBACCO/ENTERTAINMENT

SERVICES/FUND RAISING

Do you plan to sell or serve food? (Includes pre-packaged) If serving food, how many seats? <u>39</u>	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N	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
Do you plan to sell or serve alcoholic beverages?	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Will you engage in fund raising? <input checked="" type="checkbox"/> Y <input type="checkbox"/> N
ABC License number: <u>570937</u> Type: <u>48</u>	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Will you deal in coins, firearms, jewels or second-hand property? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
Conditions Included: (If yes, please attach to application)		Will you perform Parking Management? If so, please attach a detailed list of all activities? <input checked="" type="checkbox"/> Y <input checked="" type="checkbox"/> N
Does your business have amusement machines, video games, vending machines, jukebox and/or pool tables? How many: _____ Type: _____ Owner: _____	<input type="checkbox"/> Y <input type="checkbox"/> N	Property Owner's Name: _____
Do you plan to sell tobacco products/paraphernalia?	<input type="checkbox"/> Y <input type="checkbox"/> N	Business sq. ft.: _____ Warehouse on site? <input type="checkbox"/> Y <input type="checkbox"/> N
Do you plan to operate a Smoking Lounge?	<input type="checkbox"/> Y <input type="checkbox"/> N	Do you: <input type="checkbox"/> Own or <input type="checkbox"/> Rent/Lease your business property?
Will you deal with, use, store or transport Medical Marijuana?	<input type="checkbox"/> Y <input type="checkbox"/> N	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 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

ACKNOWLEDGEMENT 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 Patrick Carlen Date 05/17/17 PRINT NAME/TITLE Patrick Carlen

Signature _____ Date _____ PRINT NAME/TITLE _____

Inspection(s): <input checked="" type="checkbox"/> Bldg <input checked="" type="checkbox"/> Fire <input checked="" type="checkbox"/> Health <input type="checkbox"/> HazMat <input checked="" type="checkbox"/> PD <input checked="" type="checkbox"/> Other <u>Planning</u>	Prev Use: <u>B2912</u>	Exp. Date: _____
Basic Tax	Prev Lic: <u>B02110030470</u>	
Employees # _____ @ \$ _____ = _____	Exp Date: _____	
Vehicles # _____ @ \$ _____ = _____	District: _____	
Other # _____ @ \$ _____ = _____	CRT: _____	
PIA # _____ @ \$ _____ = _____	SIC: _____	
PIA Employees # _____ @ \$ _____ = _____	NAICS: _____	
Regulatory	Entered by: <u>HL</u>	
Investigation	Date: <u>5/17/17</u>	
Misc. Fees		
Sub Total		
Zoning		
Building Review		
Total		

Address PD 90.00
1280.00
3300
2245
\$ 142545

21703282

Zoning Review
Y N N/A
By: _____
Date: _____
New construction Reuse
Zone: _____
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): SAUNDRICK Hospitality GROUP

Business Name (DBA): MULDOON'S SALOON Business Phone: 562 1633-9425

Business Site Address: 5646 N. PARAMOUNT BL.

Date Business Proposes To Open: 8-20-16

Days & Time Premises Are Open For Inspection: 8 AM TO 2 AM

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: GAMES & ASSEMBLY

Contact Person(s) Name (authorized agent, manager, etc.): John English

Contact Person(s) Phone Number: 714 742-9271 Contact Person(s) Email: JRE9754@Gmail.com

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 basis for denial

☐ Police Department finds basis for denial

☐ Police Department finds no 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):

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

Muldoons SALOON

Place and date of filing fictitious business name statement:

NORWALK Recorder

July 2016

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

L.A.

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

John English

PATRICK CONLON

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

John English 13261 STANBRIDGE AVE Downey 90242

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:

Long Beach

Is this applicant a subsidiary of a present corporation or business?

☒ YES

☐ NO

If yes, explain:

SHANROCK Hospitality Group -

How long has the corporation or business been in operation?

2 YRS

Is the location: Owned? ☐ Rented/Leased? ☒

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

Name:

VINCE APPLY Property Management

Address:

121 Linden Ave Ste B-106
Long Beach CA 90802

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:

SHAMROCK HOSPITALITY GROUP

Corporation Number: _____

Date and Place of Incorporation:

MAY, 2016 CALI.

Location Headquarters:

5646 PARAMOUNT BL Long Beach 90805

Federal Tax ID Number: _____

Seller's Permit Number:

AA 102-939078

☒ 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>John English</u>	<u>CFO</u>	_____	_____
<u>PATRICK CONLIN</u>	<u>PARTNER</u>	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

Numbers of shares issued by Corporation:

100-

Number of share retained by Corporation: _____

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

<u>John English</u>	_____	<u>78 SHARES</u>
<u>PATRICK CONLIN</u>	_____	<u>22 SHARES</u>
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

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

John English 13261 STANBIDGE AVE Downey CA 90242

IF APPLYING AS A CORPORATION

INFORMATION IS REQUESTED FOR POLICE DEPARTMENT IDENTIFICATION AND INVESTIGATION

CORPORATE OFFICER I

Name: Patrick Conlan Title: President
Residence Address: [REDACTED] Phone: [REDACTED]
Business Address: 5646 N. Paramount Blvd. Long Beach CA 90805 Phone: 562-633-9425
Race: [REDACTED] Sex: [REDACTED] Hair: [REDACTED] Eyes: [REDACTED] Height: [REDACTED] Weight: [REDACTED]
Date of Birth (mm/dd/yyyy): [REDACTED] Place of Birth: Asia
Driver's License Number: [REDACTED] Issuing State: [REDACTED]

CORPORATE OFFICER II

Name: John English Title: Treasurer
Residence Address: [REDACTED] Phone: [REDACTED]
Business Address: 5646 N. Paramount Long Beach CA 90805 Phone: 562-633-9425
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: _____ 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: _____

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 ☐

On sale beer and wine ☐

On sale distilled spirits ☒

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: _____

b. If no, list any products (such as snacks sold): SALED CHIPS & SNACKS

3. Are non-alcoholic beverages sold?

☒ YES ☐ NO

4. How many tables for seating? 8

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

☒ YES ☐ NO

a. If yes, list type(s): POOL TABLE & ARCADE GAME

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: 2

Amusement Machines 1 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: AUTOMATED ENTERTAINMENT

Address: 13261 STANBRIDGE AVE DOWNS GA 90242

Telephone No. (714) 742-9271

GENERAL OPERATING CONDITIONS (continued)

Complete Each Question

SECURITY

11. Will security officers be provided?

☒ YES ☐ NO

a. If yes, number of security officers:

1

12. Is any other type of security provided?

☒ YES ☐ NO

a. If yes, describe type of security:

16 Hr. Off-Camera Recorded

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

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Hours of	9-2 AM			9-2 AM	9-2	9-2	9-2
Security	Person			Person	Person	Person	Person

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:

BAND will collect

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:

BAND typically \$5.00

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	8 AM	8 AM	8	8	8	8	8
Close	2 AM	2 PM	2	2	2	2	2

PROXIMITY OF BUSINESSES AND RESIDENCES

19. Are there surrounding businesses? ☒ YES ☐ NO

a. What type? VACANT

20. Are there surrounding residences? ☒ YES ☐ NO

a. Approximately how close? 600 Feet

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							
To							

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

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. Darts & Pool Tournaments
& Team Leagues

Describe entertainment by performers: music

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 _____ W _____ H _____

Describe floor material and surface type: _____

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			Karaoke	BANDS	BANDS	BANDS	
Start Time			10 - PM	10 PM	10 PM	10 PM	
End Time			1 - AM	1 AM	1 AM	1 AM	

RELEASE FORM

The undersigned, on behalf of (applicant) John English, 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) Muldoon's Saloon INC to obtain the entertainment permit.

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.

John English
(SIGNATURE OR AUTHORIZED AGENT)

CTO

(TITLE)

4-15-18

(DATE)

[REDACTED]

DRIVER'S LICENSE OR ID CARD NUMBER

[REDACTED]

STATE

Emily Armstrong

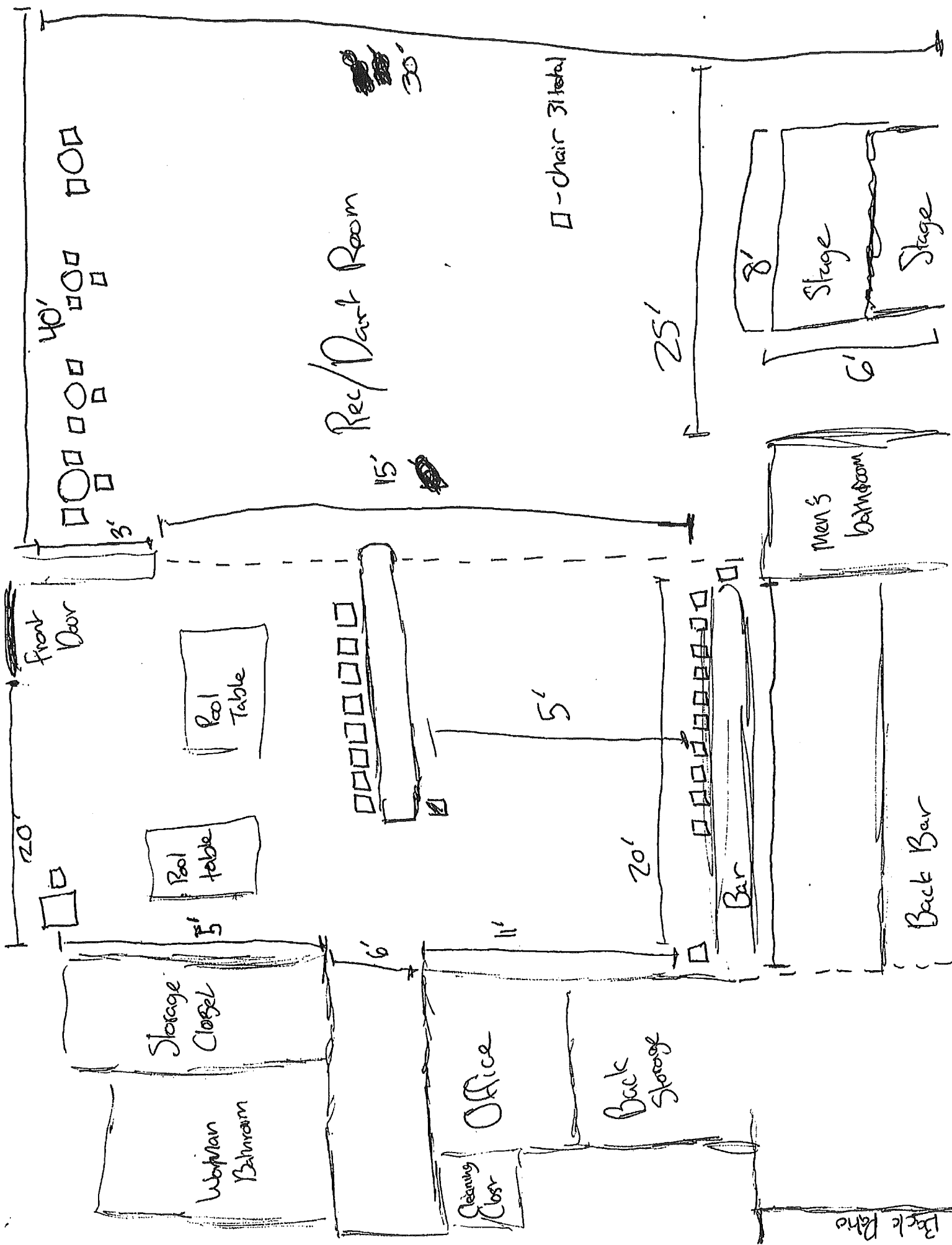
ACCEPTED BY (CITY STAFF)

Admin. Analyst

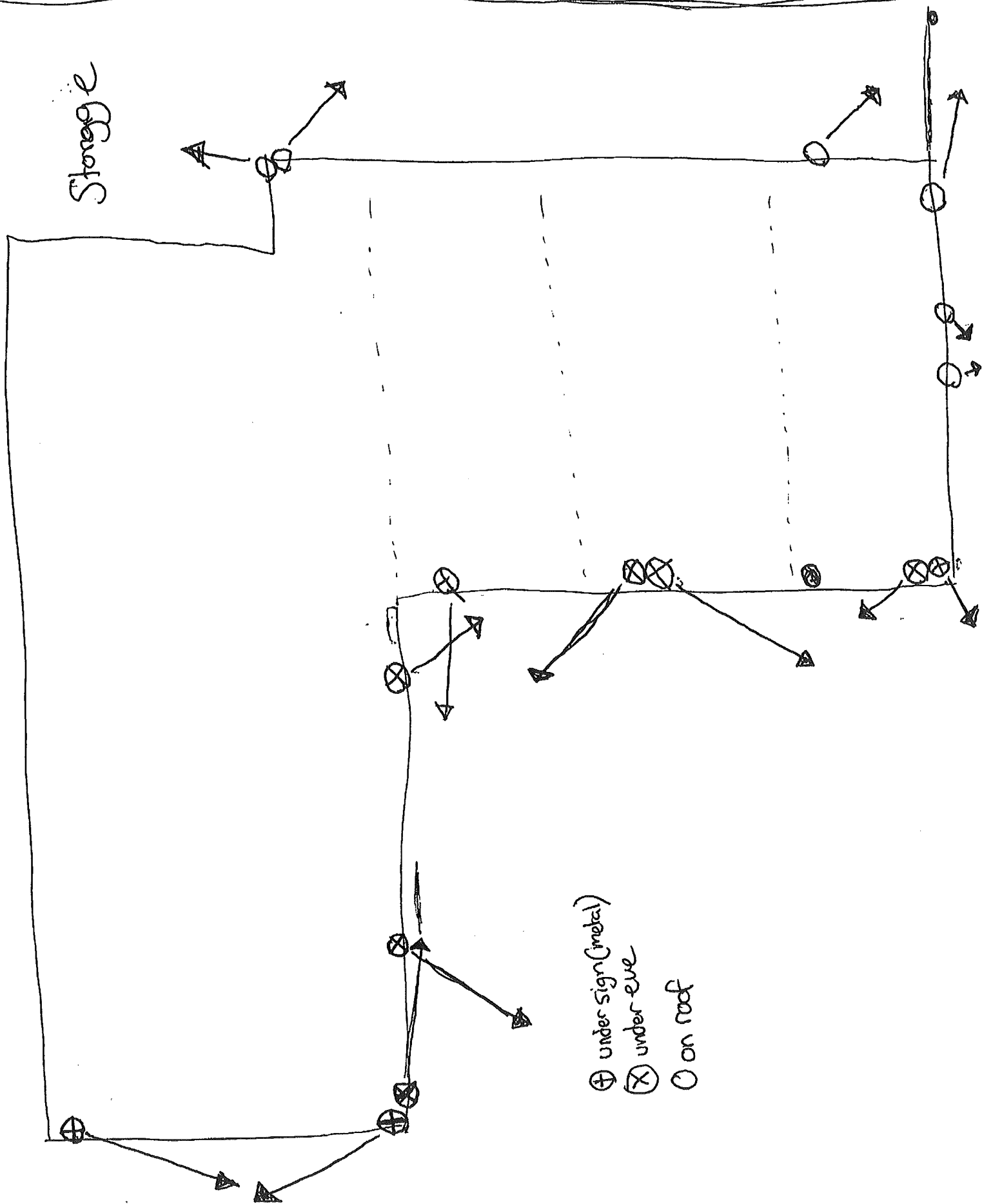
TITLE

4/16/18

DATE



Storage



(+) under sign (metal)

(X) under eye

(•) on roof

Storage

SC 2 terabit hard drive
Internet & phone accessible
Indoor/Outdoor
2 mega pixel
Day/Night

\$3000
we win skill



**California Department of Alcoholic Beverage
Control**
*License Query System Summary
as of 5/16/2017*

License Information
License Number: 570937
Primary Owner: SHAMROCK HOSPITALITY GROUP LLC
ABC Office of Application: 03 - LB/LAKEWOOD
Business Name
Doing Business As: MULDOON'S SALOON
Business Address
Address: 5646-48 PARAMOUNT BLVD Census Tract: 5706.03
City: LONG BEACH County: LOS ANGELES
State: CA Zip Code: 90805
Licensee Information
Licensee: SHAMROCK HOSPITALITY GROUP LLC
<i>Company Information</i>
OFFICER: CONLON , PATRICK LOUIS (MANAGING MEMBER)
MEMBER: CONLON , PATRICK LOUIS
OFFICER: ENGLISH, JOHN RAY (MEMBER)
MEMBER: ENGLISH, JOHN RAY
OFFICER: TAULA, JONATHAN ELISE (MEMBER)
MEMBER: TAULA, JONATHAN ELISE
License Types
1) License Type: 77 - EVENT PERMIT

License Type Status: ACTIVE		
Status Date: 09-FEB-2017	Term: 12 Month(s)	
Original Issue Date: 09-FEB-2017	Expiration Date: 31-JUL-2017	
Master: N	Duplicate: 1	Fee Code: P40
License Type was Transferred On: 08-AUG-2016 FROM: <u>48-483640</u>		
2) License Type: 48 - ON-SALE GENERAL PUBLIC PREMISES		
License Type Status: ACTIVE		
Status Date: 09-AUG-2016	Term: 12 Month(s)	
Original Issue Date: 08-AUG-2016	Expiration Date: 31-JUL-2017	
Master: Y	Duplicate: 0	Fee Code: P40
License Type was Transferred On: 08-AUG-2016 FROM: <u>48-483640</u>		
Operating Restrictions		
*Operating Restrictions exist. For more information, please see our Guidelines for Access to Records .		
Current Disciplinary Action		
... <i>No Active Disciplinary Action found</i> ...		
Disciplinary History		
... <i>No Disciplinary History found</i> ...		
Hold Information		
... <i>No Active Holds found</i> ...		
Escrow		
... <i>No Escrow found</i> ...		

--- End of Report ---

For a definition of codes, view our [glossary](#).

**BEFORE THE
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
OF THE STATE OF CALIFORNIA**

IN THE MATTER OF THE APPLICATION OF

SHAMROCK HOSPITALITY GROUP LLC
MULDOON'S SALOON
5646-48 PARAMOUNT BLVD, LONG BEACH, CA
90805-5132

} FILE 48-570937

} REG.

} **PETITION FOR CONDITIONAL
LICENSE**

For Issuance of an On-Sale General Public Premises -
License

Under the Alcoholic Beverage Control Act

WHEREAS, petitioner(s) has/have filed an application for the issuance of the above-referred-to license(s) for the above-mentioned premises; and,

WHEREAS, the proposed premises are located in a crime reporting district that has a 20% greater number of reported crimes, as defined in subdivision (c) of Section 23958.4, than the average number of reported crimes as determined from all crime reporting districts within the jurisdiction of the local law enforcement agency; and,

WHEREAS, the petitioner(s) stipulate(s) that by reason of the aforementioned high crime and over concentration of licenses, grounds exist for denial of the applied-for license; and,

WHEREAS, the proposed premises and/or parking lot, operated in conjunction therewith, are located within 100 feet of residences(s); and,

WHEREAS, issuance of the applied-for license without the below-described conditions would interfere with the quiet enjoyment of the property by nearby residents and constitute grounds for the denial of the application under the provisions of Rule 61.4, of Chapter 1, Title 4, of the California Code of Regulations; and,

WHEREAS, the issuance of an unrestricted license would be contrary to public welfare and morals;

NOW, THEREFORE, the undersigned petitioner(s) do/does hereby petition for a conditional license as follows, to-wit:

- 1 There shall be no dancing allowed on the premises.
- 2 The volume of the juke box or other amplifying devices shall be such so as not to disturb nearby residents.


Initials

ABC-172 (5/94)

RECEIVED
NOV 29 2016
DEPARTMENT OF
ALCOHOLIC BEVERAGE CONTROL
LONG BEACH / LAKEWOOD

- 3 The rear door shall be kept close and shall not be used for patron ingress or egress.
- 4 The above conditions will be carried forward in any subsequent transfer.

This petition for conditional license is made pursuant to the provisions of Sections 23800 through 23805 of the Business and Professions Code and will be carried forward in any transfer at the applicant-premises.

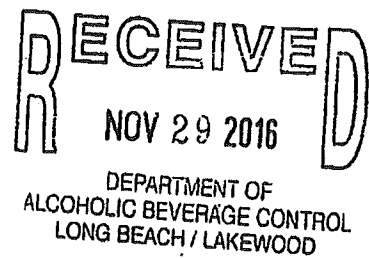
Petitioner(s) agree(s) to retain a copy of this petition on the premises at all times and will be prepared to produce it immediately upon the request of any peace officer.

The petitioner(s) understand(s) that any violation of the foregoing condition(s) shall be grounds for the suspension or revocation of the license(s).

DATED THIS 29th DAY OF November, 2016.

Applicant/Petitioner


Applicant/Petitioner



DISPLAY CONSPICUOUSLY AT PLACE OF BUSINESS FOR WHICH ISSUED

CALIFORNIA STATE BOARD OF EQUALIZATION

SELLER'S PERMIT



ACCOUNT NUMBER

07/01/2016 SR AA 102-939078

✱ 7

MULDOON'S SALOON
SHANROCK HOSPITALITY GROUP, LLC
5646 N PARAMOUNT BLVD
LONG BEACH, CA 90805-5132

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.

LLC-1

Articles of Organization of a Limited Liability Company (LLC)

To form a limited liability company in California, you can fill out this form, and submit for filing along with:

- A \$70 filing fee.
- A separate, non-refundable \$15 service fee also must be included, if you drop off the completed form.

Important! LLCs in California may have to pay a minimum \$800 yearly tax to the California Franchise Tax Board. For more information, go to <https://www.ftb.ca.gov>.

LLCs may not provide "professional services," as defined by California Corporations Code sections 13401(a) and 13401.3.

Note: Before submitting the completed form, you should consult with a private attorney for advice about your specific business needs.

201616110292

FILED

Secretary of State
State of California

JUN 08 2016

This Space For Office Use Only

For questions about this form, go to www.sos.ca.gov/business/be/filing-tips.htm.

LLC Name (List the proposed LLC name exactly as it is to appear on the records of the California Secretary of State.)

① Shamrock Hospitality Group, LLC

Proposed LLO Name

The name must include: LLC, L.L.C., Limited Liability Company, Limited Liability Co., Ltd. Liability Co. or Ltd. Liability Company; and may not include: bank, trust, trustee, Incorporated, Inc., corporation, or corp., insurer, or insurance company. For general entity name requirements and restrictions, go to www.sos.ca.gov/business/be/name-availability.htm.

Purpose

- ② 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.

LLC Addresses

- ③ a. 13261 Stanbridge Ave. Downey CA 90242

Initial Street Address of Designated Office in CA - Do not list a P.O. Box City (no abbreviations) State Zip

- b. _____ City (no abbreviations) State Zip

Initial Mailing Address of LLC, if different from 3a

Service of Process (List a California resident or a California registered corporate agent that agrees to be your initial agent to accept service of process in case your LLC is sued. You may list any adult who lives in California. You may not list an LLC as the agent. Do not list an address if the agent is a California registered corporate agent as the address for service of process is already on file.)

- ④ a. John English

Agent's Name

- b. 13261 Stanbridge Ave. Downey CA 90242

Agent's Street Address (if agent is not a corporation) - Do not list a P.O. Box City (no abbreviations) State Zip

Management (Check only one.)

- ⑤ The LLC will be managed by:

☒ One Manager ☐ More Than One Manager ☐ All Limited Liability Company Member(s)

This form must be signed by each organizer. If you need more space, attach extra pages that are 1-sided and on standard letter-sized paper (8 1/2" x 11"). All attachments are made part of these articles of organization.

Organizer - Sign here

Cristal Muñoz

Print your name here

Make check/money order payable to: Secretary of State

Upon filing, we will return one (1) uncertified copy of your filed document for free, and will certify the copy upon request and payment of a \$5 certification fee.

By Mail

Secretary of State
Business Entities, P.O. Box 944228
Sacramento, CA 94244-2280

Drop-Off

Secretary of State
1500 11th Street, 3rd Floor
Sacramento, CA 95814

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OVER
CALIFORNIA

201616110292

FILED
Secretary of State
State of California

JUN 08 2016

ICC

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Cristal Muñoz

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Sacramento, CA 94244-2280

Drop-Off

Secretary of State
1500 11th Street, 3rd Floor
Sacramento, CA 95814

DBA

CALIF



Los Angeles County Registrar-Recorder/County Clerk

DEAN C. LOGAN
Registrar-Recorder/County Clerk

AFFIDAVIT OF IDENTITY – FICTITIOUS BUSINESS NAME STATEMENT

In accordance with Section 17913 of the California Business and Professions Code, the following identifying information is required to file a Fictitious Business Name Statement.

Registrant Name JOHN RAY ENGLISH

Name of Business MULDOONS SALOON

Registrant Address 13261 STANBRIDGE AVE.
Street Address
DOWNEY CA 90242
City State/Country Zip Code

Registrant Signature [Signature]

If the registrant is a corporation, a limited liability company, a limited partnership, or a limited liability partnership, the county clerk will require evidence issued by the Secretary of State indicating the current existence and good standing of that business entity.

FOR OFFICE USE ONLY: *To be completed by Deputy County Clerk for in-person filings only*****

ID #: K0037237 Exp. Date: 9/7/19 Deputy Signature: [Signature]

For Mail or Third Party Requests Only

This certificate must be notarized by a Notary Public for all Mail and Third Party Submissions

A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

STATE OF CALIFORNIA)
) ss
County of)

Subscribed and sworn to (or affirmed) before me on this _____ day of _____, 20____, by

_____, proved to me on the basis of satisfactory evidence to be the

person(s) who appeared before me.

Signature [Signature]

(Seal)



8/27/2018 10:20

INFORMATION - LICENSE # BS21703282

License Type BS
Application Type Secondary Business License
Description
Primary Applicant
Primary Applicant Last Name SHAMROCK HOSPITALITY GROUP LLC
Address 5646 PARAMOUNT BLVD LONG BEACH CA 90805
Location
 License is Pending.
 Current milestone is Council Approval.
 Current unpaid amount of \$0.00.
 Account: BS21703282

License Description**Status Dates**

Processed Date 5/17/2017 16:26
by Nadia Lopez
Start Date 7/18/2016 00:00
by Nadia Lopez
Inactive Date
by
Last Renewal
by
Next Renewal
Expires
Grace Exp
End Date

License Description

Property Type COM
License Category 300508
Business Name SHAMROCK HOSPITALITY GROUP LLC
DBA Name MULDOON'S SALOON
 Detailed Description of Business Activities
 ENTERTAINMENT LICENSE-NO DANCING
Application Reason NEWLICENSE
Description Entertainment Without 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	Started By	Due Date
39829	BUSLIC	1	5/17/2017	APPROVED		EMARMST	6/26/2018 17:19	EMARMST	Business License			8/11/2017
39830	BUILDING	1	5/17/2017	APPROVED	Use and occupancy of business was	CLASTUA	4/19/2018 15:31	CLASTUA	Building Dept Review			6/29/2017



Date: June 18, 2018

To: Sandy Palmer, Bureau Manager, Business Services Bureau

From: Robert G. Luna, Chief of Police *R. Luna*

Subject: **APPLICATION FOR AN ENTERTAINMENT WITHOUT DANCING PERMIT AT MULDOON'S SALOON – 5646 NORTH PARAMOUNT BOULEVARD**

In response to your request for a recommendation regarding the above named permit application for Entertainment without Dancing, the Police Department recommends **approval** of an Entertainment without Dancing Permit, subject to the following conditions:

Muldoon's Saloon is located at 5646 Paramount Boulevard, and is owned and operated by John English and Patrick Conlen. In August 2016, Shamrock Hospitality Group, LLC was issued a Type 48 (On-Sale General Public Premises) Alcoholic Beverage Control (ABC) license. On May 17, 2017, Patrick Conlon applied for an Entertainment without Dancing Permit requesting live music by more than two performers, live and recorded amplified music, a disc jockey, and karaoke Wednesday through Saturday from 10:00 PM until 1:00 AM.

Based upon the crime analysis, Vice Section's investigation, and the North 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.

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 #9 of your entertainment application shall be restricted from 10:00 PM to 1:00 AM Wednesday through Saturday.
- 4) Entertainment on the following holidays is permitted until 1:00 AM on New Year's Eve, New Year's Day, St. Patrick's Day, Cinco de Mayo, July 4th, and Halloween night.

- 5) No owner, operator, or manager shall permit any person under the age of twenty-one (21) years within the premises, at any time, during the hours of operation.
- 6) The establishment shall remain in compliance with all applicable sections of the Long Beach Noise Ordinance (LBMC Chapter 8.80).
- 7) Due to the proximity of neighboring businesses and residences, all door(s) and window(s) shall be kept closed at all times during any musical entertainment, except in cases of emergency, and to permit deliveries. Said door(s) shall not 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.**
- 8) 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.
- 9) 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.
- 10) 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.
- 11) Interior lighting shall be sufficient to make easily discernible the appearance and conduct of all persons and patrons inside the business.
- 12) The permittee shall provide a minimum of one (1) licensed 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 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.

- 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) The permittee shall ensure a security guard monitor and check the property adjacent to, and the parking lots, on an hourly basis after 8:00 PM each night of the week while entertainment is provided. Security shall maintain order and prevent the unlawful consumption of alcohol and prevent any activity that would interfere with the quiet enjoyment of any nearby residential property.
- 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 the lighting shall not disturb the normal privacy and use of any neighboring residences.
- 16) 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", or something similar.
- 17) If any trash, noise, or disturbance complaints are located in the parking lot 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.
- 18) 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.
- 19) 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.
- 20) Alcoholic beverages shall not be consumed on any property adjacent to the premises.
- 21) Muldoon's Saloon, 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.

- 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, your conditional use permit, or your Alcoholic Beverage Control license, the more stringent regulation shall apply.
- 23) 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 right-of-ways, 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
- 24) The permittee shall ensure that all employees attend an alcohol awareness class such as TIPS or LEAD, within the first ninety (90) days of employment. The permittee shall keep employee's proof of completion on file, and be available for inspection at any time.

II. ADDITIONAL CONDITIONS OF OPERATION

- 1) Tiered Conditions. "Tiered Conditions" as set forth below consist of progressively more stringent regulations on entertainment and related activities. By applying for this entertainment permit, the applicant has agreed to the conditions set forth below and has agreed to waive a hearing if these conditions are applied. The City Council may add further conditions not listed here, or revoke the permit, if Permittee does not comply with the conditions imposed in this permit. These conditions do not modify or limit in any way the authority of the Chief of Police to enforce Penal Code Section 415 (disturbing the peace) against any person, or of the Chief of Police or the Fire Marshal to immediately take action in the event of an imminent threat to public health or safety.
 - a. Tier 1: Entertainment activities indicated on Page 9 of your entertainment application shall be restricted to 10:00 PM to 1:00 AM, Wednesday through Saturday
 - b. Tier 2: Following the receipt of three (3) or more noise complaints that require a response by the Police Department within a 30-day period and which are found to violate the noise standard prohibiting unreasonably loud

sound fifty feet (50') from the perimeter of the premises, Permittee will be notified that his or her premises must comply with those Tier 2 Noise Conditions which the City determines are necessary to protect the public peace and to comply with the City's noise ordinance by reducing the hours of entertainment to 10:00 PM to 12:00 PM, Wednesday through Saturday in addition to any additional measures deemed necessary by the Chief of Police or the Fire Marshal to protect health and safety.

- c. Tier 3: If operating under Tier 2 Noise Conditions and following the receipt of three (3) or additional noise complaints that require a response by the Police Department within a 30-day period and which are found to violate the noise standard prohibiting unreasonably loud sound fifty feet (50') from the perimeter of the premises, Permittee will be notified that his or her premises must comply with those Tier 3 Noise Conditions which the City determines are necessary to protect the public peace and to comply with the City's noise ordinance by reducing the hours of entertainment to 10:00 PM to 11:00 PM, Wednesday through Saturday in addition to any additional measures deemed necessary by the Chief of Police or the Fire Marshal to protect health and safety.
- d. Upon the request of a Permittee who has been required to implement Tier 2 or Tier 3 conditions, the Chief of Police, in consultation with the Fire Marshal and the Health Department, shall review Permittee's recent compliance history and determine whether some or all conditions can be returned to Tier 1 or Tier 2 levels consistent with the protection of public health and safety

- 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 revocation or suspension of the permit, a hearing will be held.



Date: June 18, 2018
To: Robert G. Luna, Chief of Police
From: Richard Conant, Deputy Chief, Investigation Bureau
Subject: **APPLICATION FOR ENTERTAINMENT WITHOUT DANCING AT MULDOON'S SALOON – 5646 NORTH PARAMOUNT BOULEVARD**

The Police Department recommends **approval** of this application for an Entertainment without Dancing Permit, by Shamrock Hospitality Group, LLC, dba Muldoon's Saloon, located at 5646 North Paramount Boulevard, subject to the conditions provided in the attached memorandum.

Background

Muldoon's Saloon is located at 5646 Paramount Boulevard, and is owned and operated by John English and Patrick Conlen. In August 2016, Shamrock Hospitality Group, LLC was issued a Type 48 (On-Sale General Public Premises) Alcoholic Beverage Control (ABC) license. On May 17, 2017, Patrick Conlon applied for an Entertainment without Dancing Permit requesting live music by more than two performers, live and recorded amplified music, a disc jockey, and karaoke Wednesday through Saturday from 10:00 PM until 1:00 AM.

Crime Analysis

As part of this investigation, Vice Detectives examined calls for service, crime reports, and arrests at the above location for a two-year period from May 17, 2016 to May 17, 2018. The report indicated 15 calls for service, four incidents, and zero arrests attributable to the business. For further details, see Crystal Report analysis.

Patrol Division

North Division Patrol Commander Steve Lauricella was contacted for an opinion regarding the issuance of this permit. Commander S. Lauricella stated patrol officers have not had problems at the location and are not aware of any negative incidents attributable to the business. Commander S. Lauricella has no objections to the proposed entertainment and does not believe the issuance of an entertainment permit will have an adverse impact on Patrol Division resources.

Vice Investigations

As part of this investigation, Vice Detectives went to this location and observed no residences within 100 feet of the business. Detectives also went to this location in an undercover capacity on two separate occasions:

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5646 PARAMOUNT BOULEVARD
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On Thursday, May 3, 2018, at approximately 9:30 PM, Vice Detectives went to the location. There was no security guard at the front door checking identification. There were approximately 20 patrons inside the location drinking alcoholic beverages and listening to music. The music inside from a live band was very loud. The music could be heard from outside of the business and no violations were observed.

On Wednesday, May 10, 2018, at approximately 9:30 hours, detectives went to the location. There were approximately 15 patrons inside the business drinking alcoholic and non-alcoholic beverages, socializing and playing pool. The music could be heard from outside of the business and no violations were observed.

Vice detectives also met with the owners 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 without Dancing Permit.

Recommendation

Based on the Vice Section's investigation, the Long Beach Police Department has found the public peace, safety, and welfare would not be impaired by the issuance of this permit, provided the appropriate conditions are imposed and observed by the applicant. The Police Department recommends **approval** of the requested permit, subject to the conditions provided in the attached memorandum.

RC:JJA:jj
Appvl.Muldoon's