



CITY OF LONG BEACH

OFFICE OF THE CITY CLERK

333 WEST OCEAN BOULEVARD • LONG BEACH, CALIFORNIA 90802 • (562) 570-6101 • FAX (562) 570-6789

April 10, 2019

Mr. Brad D. Beach
Supervising Agent In Charge
Department of Alcoholic Beverage Control
3950 Paramount Boulevard, Suite No. 250
Lakewood, California 90712

Re: Application of Pech Heng, dba Legend Seafood Restaurant, for a premise to premise and person to person transfer of an Alcoholic Beverage Control License, at 1350 East Anaheim Street.

Dear Mr. Beach:

Please be advised that the Long Beach City Council, at its meeting held Tuesday, April 9, 2019 approved the request to file a protest regarding the subject application based on the fact that licensing the premises would be contrary to City of Long Beach zoning ordinances, since a Conditional Use Permit (CUP) is required.

The City Council also approved the City Manager to withdraw the protest if the City's Planning Commission approves the CUP and if no appeal is made during the 10-day appeal period for the CUP. It is anticipated that the CUP will be acted upon by the Planning Commission, and once the appeal period has elapsed, a letter will be transmitted to ABC withdrawing the City's protest.

Enclosed is a copy of the City Council documentation and a certified excerpt of the minutes for your file. The City of Long Beach thanks you for your assistance in this matter.

Respectfully submitted,

MONIQUE DE LA GARZA
CITY CLERK

Prepared by:
Pablo Rubio

Attachment

cc: Dee Andrews, Vice Mayor, Sixth District
Mayor
City Prosecutor
Police Department (2) Chief & Vice
Referral File
FAX forwarded to ABC, (562) 982-1396



CITY OF LONG BEACH

POLICE DEPARTMENT

400 WEST BROADWAY LONG BEACH CALIFORNIA 90802

C-10

Robert G. Luna
Chief of Police

April 9, 2019

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Receive the application of Pech Heng, dba Legend Seafood Restaurant, for a premise to premise and person to person transfer of an Alcoholic Beverage Control (ABC) license, at 1350 East Anaheim Street, submit a Public Notice of Protest to ABC, and direct the City Manager to withdraw the protest if a Conditional Use Permit (CUP) is granted. (District 6)

DISCUSSION

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

TIME CONSIDERATIONS

The Department of Alcoholic Beverage Control received the above application on February 19, 2019. The applicant is still in the planning stages, and has not yet received a CUP. Provided the Planning Commission approves the CUP, the recommendation includes a request to direct the City Manager to withdraw the Public Notice of Protest. City Council action is requested on April 9, 2019, to respond to the Department of Alcoholic Beverage Control by the April 10, 2019 due date.

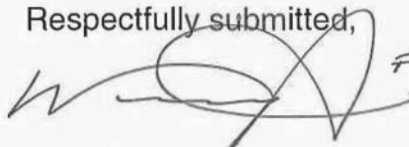
FISCAL IMPACT

There is no fiscal impact associated with this recommendation.

SUGGESTED ACTION:

Approve recommendation.


Respectfully submitted,

A handwritten signature in black ink, appearing to be 'R. Luna', with a large loop and a trailing flourish.

FOR RGL

ROBERT G. LUNA
CHIEF OF POLICE

APPROVED:

A handwritten signature in black ink, appearing to be 'P. West', with a large loop and a trailing flourish.

PATRICK H. WEST
CITY MANAGER

ATTACHMENTS

HONORABLE MAYOR AND CITY COUNCIL
April 9, 2019

Council District: 6

Applicant: Pech Heng
DBA: Legend Seafood Restaurant
Address: 1350 East Anaheim Street

Type of application: A Premise to Premise and Person to Person Transfer of an On-Sale General for Bona Fide Public Eating Place license.

Bases for possible protest: Residences within 100 feet.
Park within 600 feet.
Church within 600 feet.
School within 600 feet.

PUBLIC CONVENIENCE DETERMINATION: A determination of public convenience and necessity **is not** required for this application.

Census Tract: 5764.02

Boundaries: Anaheim Street to the North
7th Street to the South
Walnut Avenue to the East
Orange Avenue to the West

Number of licenses allowed: 5

Number of licenses existing: 1

Police Reporting District: 374

Boundaries: Anaheim Street to the North
10th Street to the South
Walnut Avenue to the East
Orange Avenue to the West

Reported crimes in this district for ABC purposes are 109. Crime in a reporting district must be at least 115 to qualify for a high crime protest.

Type of business: Restaurant.

Last day to request conditions and protest: April 10, 2019



Date: April 9, 2019
To: File
From: Jennifer Arzola, Detective, Vice Investigations Section
Subject: **LEGEND SEAFOOD RESTAURANT – 1350 EAST ANAHEIM STREET**

CALLS FOR SERVICE/ARRESTS AND INVESTIGATIONS (2/19/18-2/19/19)

1 594 Malicious Vandalism Gone on Arrival

ABC INSPECTIONS (Past three years)

12/26/18 ABC Undercover Inspection Notice of Suspension

RESIDENCES WITHIN 100 FEET

| | |
|---------------------|-------------------------|
| 1235 Mahanna Avenue | Multi-Unit Complex |
| 1225 Mahanna Avenue | Single Family Residence |
| 1231 Mahanna Avenue | Single Family Residence |
| 1221 Mahanna Avenue | Single Family Residence |
| 1242 Mahanna Avenue | Single Family Residence |

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

| | |
|-----------------------------------|---------------------------|
| 1321 East Anaheim Street | MacArthur Park |
| 1248 Orange Avenue | Buddhist Temple |
| 1175 East 11 th Street | Lincoln Elementary School |

**AN EXCERPT FROM THE MINUTES OF
THE LONG BEACH CITY COUNCIL MEETING
HELD TUESDAY, APRIL 9, 2019**

CONSENT CALENDAR: (05:59 PM)

10. (19-0315) Recommendation to receive the application of Pech Heng, dba Legend Seafood Restaurant, for a premise to premise and person to person transfer of an Alcoholic Beverage Control (ABC) License, at 1350 East Anaheim Street, submit a Public Notice of Protest to ABC, and direct City Manager to withdraw the protest if a Conditional Use Permit (CUP) is granted. (District 6)

Suggested Action: Approve recommendation.

Motion: Approve Consent Calendar Items 1 - 12.

Moved by Councilwoman Gonzalez, seconded by Councilwoman Mungo.

Vote: Approve Consent Calendar Items 1 - 12.(Carried 9-0)

Yes: Councilwoman Gonzalez, Councilmember Pearce, Councilwoman Price, Councilmember Supernaw, Councilwoman Mungo, Vice Mayor Andrews, Councilmember Uranga, Councilman Austin, and Councilmember Richardson.

CERTIFIED AS A TRUE AND CORRECT COPY



CITY CLERK OF THE CITY OF LONG BEACH

DATE: April 10, 2019

By: Pablo Rubio, City Clerk Analyst

Pablo Rubio

From: Fax2Mail Powered by EasyLink Services <reports@reply.fax2mail.com>
Sent: Wednesday, April 10, 2019 4:39 PM
To: Pablo Rubio
Subject: ABC License Letter - dba Legend Seafood Restaurant, 1350 East Anaheim Street

| MAIL2FAX DETAILED DELIVERY REPORT | |
|-----------------------------------|--|
| Attention | DLA Admin |
| Job Number | 1520562255 |
| Sent By User | F2M/30565075606 |
| Entered Fax2Mail System | 04/10 16:35 |
| Report Generated | 04/10 16:38 |
| Subject | ABC License Letter - dba Legend Seafood Restaurant, 1350 East Anaheim Street |
| Page Count | 7 (including cover sheet) |

| SUMMARY | | |
|----------|-----------|--------------|
| Sent: 1 | Errors: 0 | Cancelled: 0 |
| Total: 1 | | |

| Destination | Status | Date | Time | Num. Retries |
|-------------|--------|-------|-------|--------------|
| 5629821396 | SENT | 04/10 | 16:38 | 1 |