

March 15, 2021

BOARD OF EXAMINERS, APPEALS AND CONDEMNATION
City of Long Beach
California

Case No. 7909-02-21
Appellant: Stacy Warino and Kristi Warino
TRACY'S BAR & GRILL / KJNS, INC.
5511 E. SPRING STREET, LONG BEACH, CA
CEAC272285

RECOMMENDATION

Conclude the hearing, determine that the cited party is the current business owner/manager and responsible party of the subject property located at **5511 E. Spring Street** and the violations listed did exist on the date the citation was issued.

DISCUSSION

On September 4, 2020, Code Enforcement received a complaint regarding a business operating in violation of the Failure to Obey the Order of City Health Officer Relating to Control of Covid-19. The first administrative citation was issued and posted on the property for the restaurant being in violation of the Safer at Home order, appendix H, for servers not wearing face masks/shields.

On January 5, 2021, Code Enforcement received a complaint regarding a business operating as a violation of the Failure to Obey the Order of City Health Officer Relating to Control of Covid-19. An inspection on January 5, 2021 revealed that the restaurant Tracy's Bar & Grill was in violation for providing outdoor dining in violation of the Safer at Home Order, Appendix H. Upon arriving to the location there were four individuals consuming beverages under the outdoor tented area in the parking lot. A second administrative citation was issued and posted on the property. The person in charge approached the Venue Task Force and asked questions regarding the citation. An email, dated 1/06/21 was sent to Tracy's Bar (tracyslongbeach@gmail.com) by Monica Cardenas, Environmental Health Specialist III, regarding the Health order and appendix H.

On January 6, 2021, the current business owner requested to appeal the second citation stating she was not the responsible party for the cited violations on the date the citation was issued.

On January 12, 2021 the Venue Task Force responded to a complaint that the restaurant continued to allow outdoor dining. Upon arrival to the location there were several individuals congregating in the outdoor seating area consuming beverages. A third administrative citation was issued. To avoid confrontation the citation was posted at the main entrance door.

On January 13, 2021, the business owner requested to appeal the third citation stating she was not the responsible party for the cited violations on the date the citation was issued.

Respectfully submitted,



Angel Arredondo
CODE ENFORCEMENT BUREAU OFFICER
DEVELOPMENT SERVICES DEPARTMENT

The following information has been included for your review:

- Exhibit # 1: Staff Report
- Exhibit # 2: Request for AC Appeal request and payment received January 12, 2021
- Exhibit # 3: Notice of Hearing dated March 5, 2021
- Exhibit # 4: 1st Administrative Citation dated September 4, 2020
- Exhibit # 5: Photos
- Exhibit # 6: Return Mail
- Exhibit # 7: 2nd Administrative Citation dated January 5, 2021
- Exhibit # 8: Photos
- Exhibit # 9: Return Mail
- Exhibit # 10: Request for AC Appeal request received January 19, 2021
- Exhibit # 11: 3rd Administrative Citation dated January 12, 2021
- Exhibit # 12: Photos
- Exhibit # 13: Return Mail
- Exhibit # 14: Business License
- Exhibit # 15: Case Information Report
- Exhibit # 16: LBMC