Legislation Text

File #: 19-0647, **Version:** 1

Recommendation to receive supporting documentation into the record, conclude the public hearing and grant an Entertainment Permit with conditions on the application of Grand Investment Group, dba The Harbor Bar, at 130 Pine Avenue, for entertainment with dancing. (District 2)

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 with dancing be approved subject to 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 thoroughly reviewed all submitted department documents and correspondence and 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 must adhere to the strictest of the applicable conditions. This location has been licensed as a Restaurant with Alcohol since October 1999. The business changed ownership to Grand Investment Group in June 2018.

This matter was reviewed by Deputy City Attorney Amy R. Webber on June 19, 2019.

The hearing date of July 16, 2019, has been posted on the business location, with the applicant and property owners within 300 feet notified by mail.

The following fees were collected with the application: Building Review $22.45 and Zoning Review $33.00 (Development Services Department), Police Investigation $1,359.00 (Police Department), Mailing List $90.00 and Temporary Entertainment Permit $415.00 (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 $322.00 (Financial Management Department). This recommendation has no staffing impact beyond the normal budgeted scope of duties and is consistent with existing City Council priorities. There is no local job impact associated with this recommendation.

Approve recommendation.

JOHN GROSS
DIRECTOR OF FINANCIAL MANAGEMENT

APPROVED:

PATRICK H. WEST
CITY MANAGER