

CITY OF LONG BEACH

C-11

DEPARTMENT OF DEVELOPMENT SERVICES

333 West Ocean Blvd., 3rd Floor Long Beach, CA 90802 (562) 570-5237 Fax: (562) 570-5072

September 16, 2014

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Authorize the Department of Development Services to process a refund in the amount of \$10,240 to Elyse Avila for the property located at 5000 East 2nd Street. (District 3)

DISCUSSION

On January 6, 2014, Elyse Avila (Applicant) paid fees totaling \$10,240 for a Major Conditional Use Permit request to allow the sale of beer, wine and distilled spirits for a restaurant located at 5000 East 2nd Street. The Applicant withdrew this request due to factors outside of the City's control. In accordance with Long Beach Municipal Code (LBMC) Section 3.48.030, the Applicant is eligible for a 100 percent refund, or \$10,240.

In accordance with LBMC, Section 3.48.040, which requires that refunds exceeding \$10,000 be approved by the City Attorney and City Council, authorization to process the refund is requested on behalf of the Applicant.

This matter was reviewed by Deputy City Attorney Kendra Carney on August 22, 2014, and by Budget Management Officer Victoria Bell on August 26, 2014.

TIMING CONSIDERATIONS

City Council action is requested on September 16, 2014, to expedite processing of the refund.

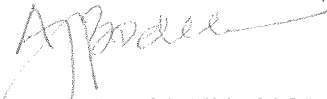
FISCAL IMPACT

The amount of \$10,240 will be refunded from the Development Services Fund (EF 337). There will be no local job impact as a result of the recommended action.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



AMY J. BODEK, AICP
DIRECTOR OF DEVELOPMENT SERVICES

AJB:LAF:AA
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APPROVED:



PATRICK H. WEST
CITY MANAGER