



CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT

333 West Ocean Boulevard Long Beach, CA 90802

SUMMARY OF APPLICATION FOR BUSINESS PERMIT

Attached for your review and action is an application for Bubba Gump Shrimp Co. Restaurant Inc., DBA Mai Tai Bar. 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

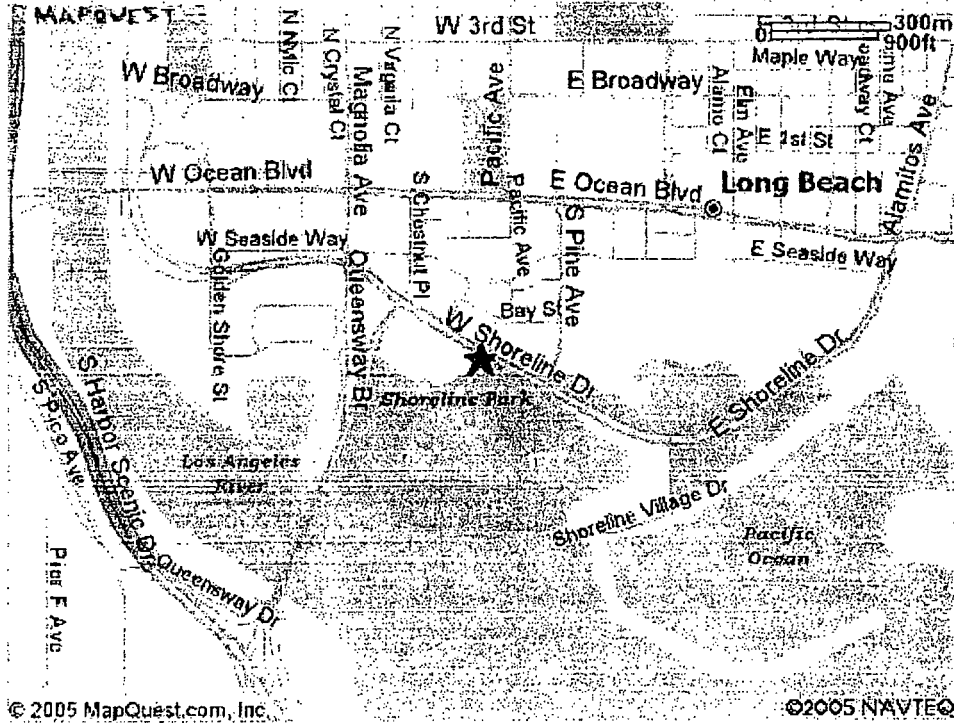
	<u>Without Concern</u>	<u>With Conditions</u>	<u>With Concerns</u>
Police Department		X	
Fire Prevention Bureau	X		
Health and Human Services Department/Noise Control		X	
Planning and Building Department	X		

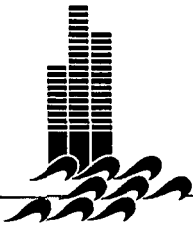
Questions concerning the above may be directed to the following:

- Police Department, Chief of Police.....570-7301
- Fire Department, Fire Prevention Bureau.....570-2500
- Health and Human Services Department, Noise Control.....570-4130
- Planning and Building Department, Director of Planning and Building.....570-6623

Compiled by: Department of Financial Management
Commercial Services Bureau

MAI TAI BAR 97 AQUARIUM WAY





CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT
COMMERCIAL SERVICES BUREAU

333 West Ocean Boulevard • Long Beach, CA 90802

FIVE YEAR HISTORY OF BUSINESS ESTABLISHMENT 97 Aquarium Way

Bubba Gump Shrimp Co Restaurant Inc.
DBA: Mai Tai Bar
Lic# 20529410
07/05 – 07/06

Bar/Tavern/Lounge

Bubba Gump Shrimp Co Restaurant Inc.
DBA: Mai Tai Bar
Lic# 20529440
07/05 – Pending

Entertainment With Dancing



OFFICE USE ONLY

Accepted By: _____ Date: _____
 Zoning Approval Date: _____ By: _____

APPLICATION FOR ENTERTAINMENT PERMIT

(Please Print All Information - Incomplete Applications Will Not Be Accepted)

Applicant's Name (Legal Ownership Structure): _____ Business Phone: (949) 366-6260
 Business Name (DBA): Mai Tai Bar
 Business Site Address: The Pike at Rainbow Harbor
97 Aquarium Way, Long Beach, CA 90802
 Date Business Proposes To Open: July 9, 2005
 Days & Time Premises Are Open For Inspection: _____

Proposed Use(s):

Entertainment/Restaurant With Dancing Without Dancing
 Entertainment/Tavern With Dancing Without Dancing
 Social Club Pool or Billiard Hall Other (explain) _____

Explain briefly the proposed use of the rooms within the building: Service of alcoholic beverages and food

Contact Person(s) Name (authorized agent, manager, etc.): Karen E. Janesin, Assistant Secretary

Contact Person(s) Phone Number: (760) 578-4538

Type of Organization: Bubba Gump Shrimp Co. Restaurants, Inc.

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 for basis for denial Police Department finds basis for denial

Police Department finds no for 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): _____

940 Calle Negocio, Suite 250, San Clemente, CA 92673

Fictitious business names(s) or dba(s) used: Mai Tai Bar

Place and date of filing fictitious business name statement: Pending

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

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:

Scott Barnett, Gordon H. Miles, Daniel E. Bylund, Karen E. Janesin, James Dufault

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

CSC, 2730 Gateway Oaks Drive, Suite 100, Sacramento, CA 95833, (800) 222-2122

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:

Is this applicant a subsidiary of a present corporation or business? YES NO
If yes, explain:

How long has the corporation or business been in operation? February 13, 1996

Is the location: Owned? Rented/Leased?

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

Name: Developers Diversified Realty Corp.

Address: 3300 Enterprise Road, Beechwood, OH 44122

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 <input checked="" type="checkbox"/>	<u>48-417024</u>	<u>Bar</u>
On sale beer and wine <input checked="" type="checkbox"/>	<u>48-417024</u>	<u>Bar</u>
On sale distilled spirits <input checked="" type="checkbox"/>	<u>48-417024</u>	<u>Bar</u>

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: sandwiches, salads, appetizers

b. If no, list any products (such as snacks sold): _____

3. Are non-alcoholic beverages sold?

YES NO

4. How many tables for seating? 29

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

YES NO

a. If yes, list type(s): _____

6. Are pool tables provided?

YES NO

a. If yes, indicate number: _____

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: _____ Amusement Machines _____ 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: _____

Address: _____

Telephone No. () _____

GENERAL OPERATING CONDITIONS (continued)

Complete Each Question

SECURITY

11. Will security officers be provided? YES NO *employees*
- a. If yes, number of security officers: 15 total (2-3 on M-Th, 6-7 Fri and Sat.)
and Sun
12. Is any other type of security provided? YES NO
- a. If yes, describe type of security: The Landlord provides 24 hour security around The Pike at Rainbow Harbor

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

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Hours of	5-9pm	5-9pm	5-9pm	5-9pm	5-9pm	5-9pm	5-9pm
Security	2-3	2-3	2-3	2-3	6-7	6-7	2-3

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: _____

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: _____

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	11 am	11 am	11 am	11 am	11 am	11 am	11 am
Close	2 am	2am	2am	2am	2am	2am	2am

PROXIMITY OF BUSINESSES AND RESIDENCES

19. Are there surrounding businesses? YES NO

a. What type? Aquarium and other restaurants

20. Are there surrounding residences? YES NO

a. Approximately how close? _____

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) The Aquarium Parking Structure,

5 stories, next door, The Pike Structure - 7 stories, across the street, within 600 yar

We validate for the first 90 minutes then it's paid parking.

c. Days and hours parking facility will be available:

	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
From	11 a.m.	11 a.m.	11 a.m.	11 a.m.	11 a.m.	11 a.m.	11 a.m.
To	2 a.m.	2 a.m.	2 a.m.	2 a.m.	2 a.m.	2 a.m.	2 a.m.

d. How many individual parking spaces (approximately)? over 500

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 5.72.180 of the LBMC? Y N
- Any other type of entertainment not listed above? Y N

KDJ
7-1-05

If yes, briefly describe the entertainment activity. _____

Describe entertainment by performers: Live music by 2 or more performers.

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 15 1/2 W 3 1/2 H 0

Describe floor material and surface type: Please see attached.

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	Band	Band	Band	Band	Band	Band	Band
Start Time	4:00 p.m.	4:00 p.m.	4:00 p.m.	4:00 p.m.	4:00 p.m.	4:00 p.m.	4:00 p.m.
End Time	2:00 am	2:00 a.m.	2:00 a.m.	2:00 am	2:00 am	2:00 am	2:00 a.m.

RELEASE FORM

The undersigned, on behalf of (owner('s)) Bubba Gump Shrimp Co. Restaurants, Inc. 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) Mai Tai Bar

to obtain the (entertainment type) Entertainment permit/license.

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.

Karen E. Janesin Assistant Secretary 6/3/05
(SIGNATURE OR AUTHORIZED AGENT) (TITLE) (DATE)
Karen E. Janesin
N0251407 CA
DRIVER'S LICENSE OR ID CARD-NUMBER STATE

[Signature] CSRTM 06/03/05
ACCEPTED BY (CITY STAFF) (TITLE) (DATE)



Date: August 10, 2005
To: Pamela Wilson-Horgan, Manager, Commercial Services Bureau
From: Anthony W. Batts, Chief of Police
Subject: **APPLICATION FOR ENTERTAINMENT WITH DANCING AT THE MAI TAI BAR –
97 AQUARIUM WAY**

In response to your request for a recommendation regarding the above named permit application for Entertainment With Dancing, the Police Department recommends **approval**, subject to the following fifteen (15) conditions of operation:

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) Mai Tai Bar shall not advertise, procure, nor allow any person, performance, show, promotion, or any other event or entertainment that exposes or promotes, encourages, or allows the exposure of the male or female genitals, cleft of the buttocks, the areola or any portion of the female breast below the areola, while at or inside the business.
- 4) The door(s) or windows shall be kept closed at all times during any entertainment activity described in your application, except in cases of emergency and to permit deliveries. Said door(s) are not to consist solely of a screen or ventilated security door.
- 5) No sound shall be audible from the exterior of the premises in any direction.
- 6) 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.
- 7) Current occupancy loads shall be posted at all times, and the licensee shall have an effective system to keep count of the number of occupants present at any given time. (LBMC section 18.48.320)

- 8) 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 people. For crowds over fifty people the permittee shall provide a minimum of one (1) additional uniformed security guard per fifty (50) people. Security guards must be identifiable as "Mai Tai Bar employees." Should the permittee's operations give rise to a substantial increase in complaints/calls for service, or trash left in the parking lot, the permittee shall increase security as directed by the Chief of Police.
- 9) Security guards shall employ the use of some type of electronic metal detector device on all entering patrons, in order to ensure weapons are not brought inside the Mai Tai Bar.
- 10) The permittee agrees to reimburse the City 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.
- 11) Smoking shall not be allowed inside Mai Tai Bar at any time. "No Smoking" signs shall be posted in conspicuous places inside the club and at the entrance to the business. (LBMC Chapter 8.68)
- 12) Mai Tai Bar, its promoters, or agents, shall not distribute any advertising matter 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.
- 13) All promoters must have or obtain a City of Long Beach Business License prior to conducting entertainment activities governed by this permit. The permittee shall be responsible for all entertainment activities at the location, including those conducted by promoters.
- 14) The permittee must provide all promoters hired to conduct entertainment activities with a copy of the approved permit, which shall include a copy of the approved conditions of operation.
- 15) The permittee shall maintain full compliance with all applicable laws, ABC laws, ordinances and stated conditions.



OFFICE USE ONLY

Accepted By: _____ Date: _____
 Zoning Approval Date: _____ By: _____

APPLICATION FOR ENTERTAINMENT PERMIT

(Please Print All Information - Incomplete Applications Will Not Be Accepted)

Applicant's Name (Legal Ownership Structure): _____ Business Phone: (949) 366-6260
 Business Name (DBA): Mai Tai Bar
The Pike at Rainbow Harbor
 Business Site Address: 97 Aquarium Way, Long Beach, CA 90802
 Date Business Proposes To Open: July 9, 2005

Days & Time Premises Are Open For Inspection: _____

Proposed Use(s):
 Entertainment/Restaurant With Dancing Without Dancing
 Entertainment/Tavern With Dancing Without Dancing
 Social Club Pool or Billiard Hall Other (explain)

Explain briefly the proposed use of the rooms within the building: Service of alcoholic beverages and food

Contact Person(s) Name (authorized agent, manager, etc.): Karen E. Janesin, Assistant Secretary

Contact Person(s) Phone Number: (760) 578-4538

Type of Organization: Bubba Gump Shrimp Co. Restaurants, Inc.
 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 for basis for denial Police Department finds basis for denial
 Police Department finds no for basis for denial with conditions

Conditions or Basis for Denial: _____

By: [Signature] Title: CHIEF OF POLICE Date: 8/2/05



OFFICE USE ONLY

Accepted By: _____ Date: _____
 Zoning Approval Date: _____ By: _____

APPLICATION FOR ENTERTAINMENT PERMIT

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Applicant's Name (Legal Ownership Structure): _____ Business Phone: (949) 366-6260
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Contact Person(s) Phone Number: (760) 578-4538

Type of Organization: Bubba Gump Shrimp Co. Restaurants, Inc.

Corporation Partnership Individual Unincorporated Association or Club
 Trust LLC Other, explain: _____

OFFICE USE ONLY

Building Fire Health (Check Inspecting Department) Date Received: 6/22/05

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): 6/30/05 By: [Signature]

POLICE DEPARTMENT

Police Department finds no for basis for denial Police Department finds basis for denial
 Police Department finds no for basis for denial with conditions

Conditions or Basis for Denial: _____

By: _____ Title: _____ Date: _____

OFFICE USE ONLY



Accepted By: _____ Date: _____

Zoning Approval Date: _____ By: _____

APPLICATION FOR ENTERTAINMENT PERMIT

(Please Print All Information - Incomplete Applications Will Not Be Accepted)

Applicant's Name (Legal Ownership Structure): _____ Business Phone: 949 366-6260

Business Name (DBA): Mai Tai Bar

The Pike at Rainbow Harbor

Business Site Address: 97 Aquarium Way, Long Beach, CA 90802

Date Business Proposes To Open: July 9, 2005

Days & Time Premises Are Open For Inspection: _____

Proposed Use(s):

Entertainment/Restaurant With Dancing Without Dancing

Entertainment Tavern With Dancing Without Dancing

Social Club Pool or Billiard Hall Other (explain)

Explain briefly the proposed use of the rooms within the building: Service of alcoholic beverages and food

Contact Person(s) Name (authorized agent, manager, etc.): Karen E. Janesin, Assistant Secretary

Contact Person(s) Phone Number: (760) 578-4538

Type of Organization: Bubba Gump Shrimp Co. Restaurants, Inc.

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:

THIS ESTABLISHMENT MUST REMAIN IN COMPLIANCE WITH ALL APPLICABLE SECTIONS OF THE ~~LONG BEACH~~ LONG BEACH CITY NOISE ORDINANCE (LBMC CHAPTER 8.30)

Building/Location does not meet Department requirements for the proposed use.

Inspection Completed On (date): 6/30/05 By: VICTOR MORALES

POLICE DEPARTMENT

Police Department finds no for basis for denial Police Department finds basis for denial

Police Department finds no for basis for denial with conditions

Conditions or Basis for Denial: _____

By: _____ Title: _____ Date: _____



Date: June 30, 2005
To: Jim Goodin, Business Services Officer
From: Carolyne Bihn, Zoning Administrator *CB*
Subject: **REVIEW OF ENTERTAINMENT LICENSE REQUEST**

This is in response to your request regarding the following site:

Site Address: 97 Aquarium Way
Long Beach, CA 90802

Applicant: Mai Tai Bar

Zoning District: Subarea 6 of PD-6 (Downtown Shoreline Planned
Development)

Proposed Use: Entertainment with Dancing

The Zoning Division of the Department of Planning and Building has the following comments:

- **Approve** request for entertainment with dancing.
- Entertainment uses are expressly permitted as stand-alone uses in this zoning district.
- No additional parking is required for uses within the Pike entertainment complex.

If you have any questions regarding this response, please call Joe Recker, Planner, at X86004.



Zoning Approval Date: _____ By: _____

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Type of Organization: Bubba Gump Shrimp Co. Restaurants, Inc.
Corporation Partnership Individual Unincorporated Association or Club
Trust LLC Other, explain: _____

OFFICE USE ONLY

Building Fire Health (Check Inspecting Department) Date Received: 6/15/05
 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): 6/30/05 By: Wendy Douth

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: _____

Title: _____ Date: _____