



CITY OF LONG BEACH

R-23

POLICE DEPARTMENT

400 WEST BROADWAY LONG BEACH CALIFORNIA 90802

Robert G. Luna
Chief of Police

November 17, 2015

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Receive the application of Smart & Final Stores, LLC, dba Smart & Final 745, for a Premise-to-Premise transfer of an Alcoholic Beverage Control license, at the southeast corner of Atlantic Avenue and 45th Street, determine that the application serves the public convenience and necessity, submit a Public Notice of Protest to ABC, and direct the City Manager to withdraw the protest if a Conditional Use Permit is granted. (District 8)

DISCUSSION

It is City Council policy to review applications for Alcoholic Beverage Control licenses to determine if a basis for protest against the issuance of the license exists. The attached application lists the possible bases for protest. This establishment was previously Orchard Supply Hardware and occupied the building with an address of 4480 Atlantic Avenue. The new business will not occupy the entire space and a new address will be issued.

TIMING CONSIDERATIONS

The Department of Alcoholic Beverage Control (ABC) received the above application on October 19, 2015. The applicant is still in the planning stage, and has not yet received a Conditional Use Permit (CUP). City Council response is due to ABC by December 8, 2015. Provided the Planning Commission approves the CUP, the recommendation includes a request to direct the City Manager to withdraw the Public Notice of Protest.

FISCAL IMPACT

None.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,

ROBERT G. LUNA
CHIEF OF POLICE

APPROVED:

PATRICK H. WEST
CITY MANAGER

HONORABLE MAYOR AND CITY COUNCIL
November 17, 2015

Council District: 8

Applicant: Smart & Final Stores, LLC
DBA: Smart & Final 745
Address: SEC Atlantic Avenue and 45th Street

Type of Application: A premise-to-premise transfer of an Off-Sale General license.

Bases for possible protest: High crime.
Over concentration
Licensing this premise would be in contrary to Long Beach Zoning Ordinances.

PUBLIC CONVENIENCE DETERMINATION: A determination by the City of public convenience and necessity **is** required for this application.

Census Tract: 5715.02

Boundaries: Union Pacific Railroad to the North
San Antonio Drive to the South
Orange Avenue to the East
Atlantic Avenue to the West

Number of licenses allowed: 3
Number of licenses existing: 5

Police Reporting District: 333

Boundaries: Union Pacific Railroad to the North
San Antonio Drive to the South
Orange Avenue to the East
Atlantic Avenue to the West

Reported crimes in this district for ABC purposes are 187. Crime in a reporting district must be at least 149 to qualify for a high crime protest.

Type of business: A grocery store.

Last day to request conditions and protest: December 8, 2015



Date: November 17, 2015
To: File
From: Laurie Barajas, Detective, Vice Investigations Section
Subject: **SMART & FINAL 745 – SEC ATLANTIC AVENUE & 45TH STREET**

CALLS FOR SERVICE/ARRESTS AND INVESTIGATIONS (10/19/14 to 10/19/15)

2	Custom	Customer Dispute	Advised/Civil
1	484	Petty Theft	Will File Later
1	459A	Audible Burglary Alarm	Bad Order, Alarm

*All the calls for service were to the previous business.

ABC INSPECTIONS (past three years)

Not Applicable

RESIDENCES WITHIN 100 FEET

None

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

None

LBB:lbb
CFSmemoSmartandFinal

