



Date: October 11, 2011

To: Honorable Mayor and Members of the City Council

From: Councilmember Patrick O'Donnell, Fourth District

Subject: **Item 18- Philly's Best- 1998 Ximeno Ave.**

I request that the City impose the following conditions for the Original ABC License of Philly's Best, located at 1998 Ximeno Ave.

1. The premises shall be maintained as a bona fide eating establishment and shall provide a menu containing an assortment of foods normally offered in such restaurants.
2. Sales, service and consumption of alcoholic beverage shall take place only between the hours of 11:00 am and 9:00 pm each day of the week.
3. The quarterly gross sales of alcoholic beverages shall not exceed the gross sales of food during the same period.
4. No alcoholic beverages shall be consumed on any property adjacent to the licensed premises under the control of the licensee, not licensed by ABC for such sales.
5. All beverages offered for sale at the premises shall be displayed and available for convenient inspection and purchase within the premises by the general public.
6. The petitioner(s) shall be responsible for maintaining free of litter the premises and the area adjacent to the licensed premise over which they have control.
7. Any graffiti painted or marked upon the premises or on any adjacent area under the control of the licensee shall be removed or painted over within 24 hours of being applied.
8. To prevent loitering and other criminal activities exterior payphones are prohibited.
9. Petitioner(s) shall regularly police the area under their control in an effort to prevent loitering of persons about the premises.
10. A single jukebox or stereo may be maintained on the premises; however, the music shall not be audible outside the premises.

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11. Doors shall remain closed during hours of operation to prevent noise disturbance.

12. Licensee shall not offer or permit or provide any type of live entertainment except as allowed by a valid Entertainment Permit issued by the city of Long Beach.