



November 3, 2009

HONORABLE MAYOR AND CITY COUNCIL

City of Long Beach

California

RECOMMENDATION:

Receive the supporting documentation into the record, conclude the hearing and grant the permit with conditions on the application of LBC Beverages, Inc., DBA Clancy's, 803 E. Broadway, for Entertainment without Dancing by Patrons. (District 2)

DISCUSSION

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 is granted or denied.

The LBMC also requires that the City Council make a determination that the application is complete and truthful; the applicant, the person interested in the ownership and operation of the entity, and the officers and trustees of the entity are law-abiding persons who will operate and conduct the business activity in a lawful manner; and, that the public peace, welfare, and safety will not be impaired. If this is so, the application shall be approved, a short-term permit shall be approved, or the application shall be denied.

The City Council has the authority to approve the following options: 1) grant the Permit, with or without conditions; or 2) grant a One-Year Short-Term Entertainment Permit, with or without conditions; or, 3) deny the Permit on the application.

Attached for your review is the application from LBC Beverages, Inc., DBA Clancy's. Also attached are reports from various departments and a summary of those reports, as well as the license history of the establishment.

City departments have conducted their investigation in accordance with the LBMC. The following summarizes their findings:

- The Police Department recommends that the permit for entertainment without dancing by patrons be approved subject to conditions.
- The Fire Department recommends that the permit for entertainment without dancing by patrons be approved.

- The Health and Human Services Department finds that 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 recommends that the permit for entertainment without dancing by patrons be approved.

In the event that any of the recommended conditions attached to any permit or license are in conflict, the permittee shall adhere to the strictest of the applicable conditions. This location has been licensed as a Bar/Tavern/Lounge since February 1994.

This item was reviewed by Deputy City Attorney Cristyl Meyers on October 14, 2009.

TIMING CONSIDERATIONS

The hearing date of November 3, 2009, has been posted on the business location, with the applicant and property owners within 300 feet notified by mail.

FISCAL IMPACT

The following fees were collected with the application: Building Review \$20 and Zoning Review \$14 (Development Services Department), Police Investigation \$1,125 (Police Department), and Labels \$90 (Financial Management Department).

The following fees will be collected if the application is approved: Business License \$320.70 and Regulatory \$265 (Financial Management Department).

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,




LORI ANN FARRELL
DIRECTOR OF FINANCIAL MANAGEMENT/CFO

LAF:ES: JEM
K:\Exec\Council Letters\Commercial Services\Hearing Letters\11-03-09 ccl - Clancy's.doc

APPROVED:

ATTACHMENTS



PATRICK H. WEST
CITY MANAGER



CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT

333 WEST OCEAN BOULEVARD • LONG BEACH, CALIFORNIA 90802

SUMMARY OF APPLICATION FOR BUSINESS PERMIT

Attached for your review and action is an application for LBC Beverages, Inc., DBA Clancy's. 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	
Development Services	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
Development Services.....	570-6623

Compiled by: Department of Financial Management
Business Relations Bureau



CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT

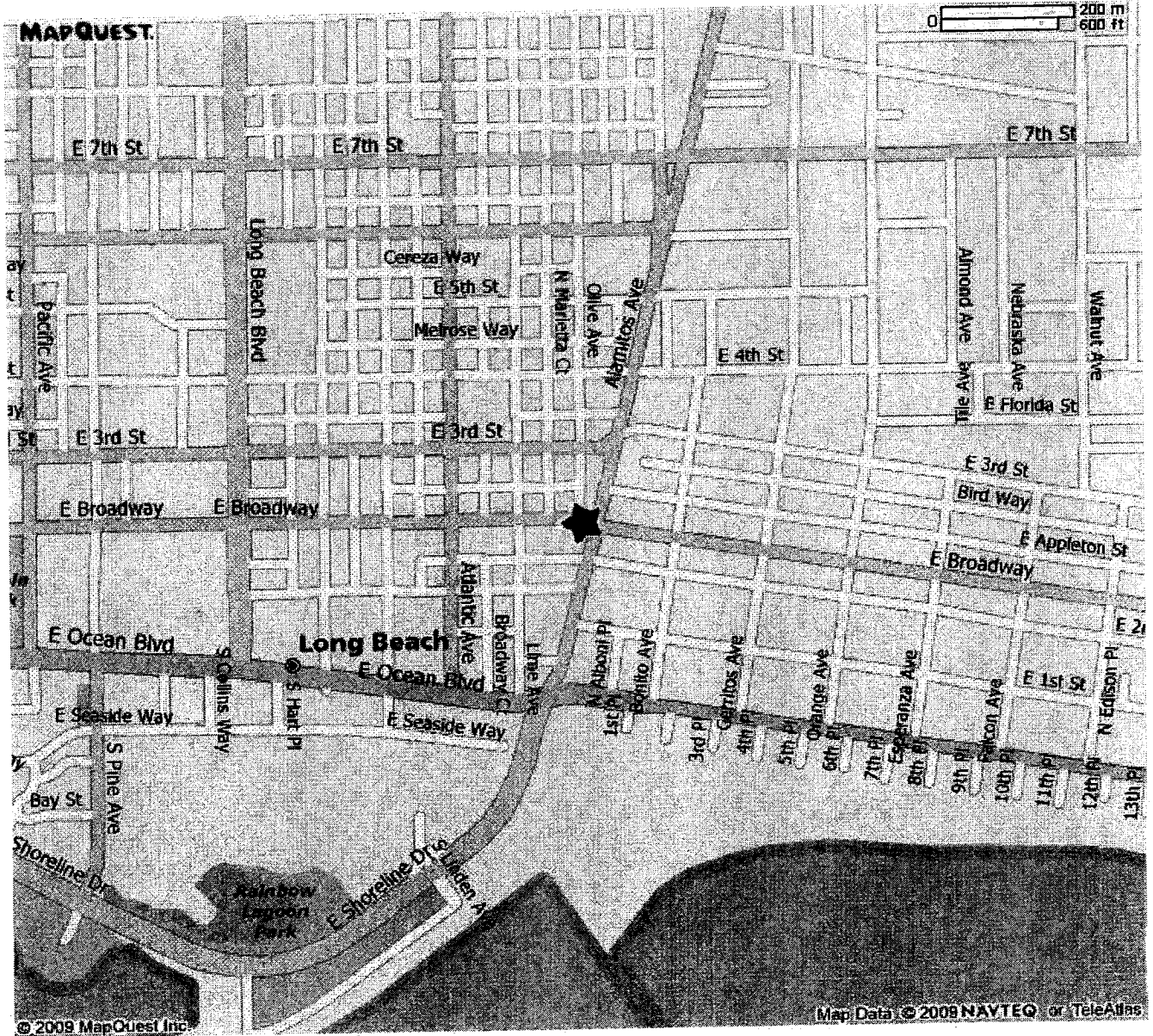
333 West Ocean Boulevard • Long Beach, CA 90802 • (562) 570-5700 • Fax (562) 570-6867

BUSINESS RELATIONS BUREAU

FIVE YEAR HISTORY OF BUSINESS ESTABLISHMENT 803 E. Broadway

LBC Beverages, Inc. DBA: Clancy's Lic#20919600 0709- Pending Council approval	Entertainment Without Dancing
LBC Beverages, Inc. DBA: Clancy's Lic#20802970 0708- 07/09	Entertainment Without Dancing 1-Yr. Short-Term Permit
LBC Beverages, Inc. DBA: Clancy's Lic#20802980 01/08- Active	Juke Box
LBC Beverages, Inc. DBA: Clancy's Lic#20623890 02/07 - 02/08	Entertainment Without Dancing 1-Yr Short-Term Permit
LBC Beverages, Inc. DBA: Clancy's Lic#20621560 04/06 - Active	Bar/Tavern/Lounge
LBC Beverages, Inc. DBA: Clancy's Lic#20621570 04/06 - 06/07	Pool Tables
G Gonzo, Inc. DBA: Clancy's Lic#20554840 10/05 - 04/06	Bar/Tavern/Lounge
G Gonzo, Inc. DBA: Clancy's Lic#20554850 03/06 - 04/06	Entertainment Without Dancing

Clancy's 803 E Broadway





CITY OF LONG BEACH BUSINESS LICENSE APPLICATION
4th Floor, City Hall
333 W. Ocean Boulevard, Long Beach, CA 90802

www.longbeach.gov
(562) 570-6211
TDD (562) 570-6793

GENERAL INFORMATION

OWNER'S NAME (If corporation, use corporate name. If partnership - principal) LBC Beverages Inc	DRIVER'S LICENSE NUMBER [REDACTED]	STATE [REDACTED]	SOCIAL SECURITY NUMBER [REDACTED]
BUSINESS NAME (D.B.A.) CLAY'S PUB	TYPE OF BUSINESS (Be specific) REST W/ALCOHOL - ENTERTAINMENT DRINK		HOME OCCUPATION <input type="checkbox"/> NO
BUSINESS ADDRESS 803 E. Broadway	CITY Long Beach	STATE CA	ZIP 90802
MAILING ADDRESS (if different)	CITY	STATE	ZIP
RESIDENCE ADDRESS (if different)	CITY	STATE	ZIP
LIST OF PRINCIPAL OFFICERS' OR PARTNERS' NAMES AND ADDRESSES			
MARK L. DANA	PR & All offices	TITLE	PERCENT OWNERSHIP
<input type="checkbox"/> New Business	<input type="checkbox"/> Address Change	<input type="checkbox"/> Ownership Change	<input checked="" type="checkbox"/> Secondary License
<input type="checkbox"/> Sole Owner	<input type="checkbox"/> Partnership	<input checked="" type="checkbox"/> Corporation	<input type="checkbox"/> L.L.P. <input type="checkbox"/> L.L.C.

BUSINESS OPERATIONS INFORMATION

START DATE MAY 21, 2009	NO. OF EMPLOYEES 7	NO. OF VEHICLES	FEDERAL TAX ID. NUMBER	SALES TAX (SELLER'S PERMIT) NUMBER
Does your business have a Calif State Lic? <input type="checkbox"/> Y <input type="checkbox"/> N	STATE LICENSE NUMBER	CLASSIFICATION(S)	RENEWAL DATE	

FOOD / ALCOHOL / ENTERTAINMENT

Do you plan to sell or serve food? (including pre-packaged) Y N

If selling food, are there more than 10 square feet of food products displayed? Y N

If serving food, how many seats?: **75**

Do you plan to sell or serve alcoholic beverages? Y N

If yes, ABC License number: **438004**

Does your business involve amusement machines, video games and/or pool tables? Y N

How many: **1** Type: **W10**

Does your business have vending machines? Y N

How many: _____ Type: _____

Will you have: dancing. music (live or amplified)?

SERVICES / FUND RAISING

Will you provide a towing service? Y N

Will you offer massage, bodywrap, escort or other similar personal services? Y N

Will you engage in fund raising? Y N

Will you deal in coins, stamps, firearms, jewels, or second-hand property? Y N

HAZARDOUS MATERIALS / MEDICAL WASTE

Will you use, store, or transport chemicals (new or waste state)? Y N

Will you manage or produce biohazardous materials or waste? Y N

BUILDING AND FACILITY INFORMATION

Business sq. ft.: _____

Do you own or rent/lease your business property?

Does your business require construction and/or remodeling? Y N

ACKNOWLEDGMENT

I have received a copy of "OPERATING A BUSINESS IN LONG BEACH". I understand that before I can operate my business in Long Beach, my establishment must comply completely or I will be in violation of the L. B. M. C., Section 3.80.421.5. I declare, under penalty of perjury, that I am authorized to complete this application. To the best of my knowledge and belief, the provided information and statements are true and correct.

SIGN and return this statement with your remittance. Make checks payable to City of Long Beach

Owner or Authorized Agent

[Signature] **5/21/09**

SIGNATURE DATE PRINT NAME/TITLE

DO NOT WRITE BELOW THIS LINE

Review Path: <input type="checkbox"/> Min <input type="checkbox"/> Mod <input type="checkbox"/> Com	Inspection(s): <input type="checkbox"/> Bldg <input type="checkbox"/> Fire <input type="checkbox"/> Hlth <input type="checkbox"/> PD <input type="checkbox"/> Oth	Date/time: _____	Init: _____
Basic Tax	- \$ _____	Prev Use: Bm	Exp Date: _____
Employees	# _____ @ \$ _____	Prev Lic: 2002970	
Vehicles	# _____ @ \$ _____	Exp date: _____	
Other	# _____ @ \$ _____	District: 05	
DPIA, BSPA, BKBA base	-	200508	
PIA Employees	# _____ @ \$ _____	SIC: 5813	
Regulatory	-	Entered by: [Signature]	
Investigation	-	Date: 5/21/09	
Misc. Fees	-	20919600	
Sub Total	-		
Zoning	-		
Building Inspection	-		
Total	-		

Zoning Review

Y N N/A

By: **[Signature]**

Date: **5-21-09**

New construction Reuse

Zone: **PD-30**

Comments: **[Signature] 38001169**
Current Permit # BCOMM
on address PMID less Am

NOTE: THIS IS NOT A BUSINESS LICENSE: DO NOT OPERATE UNTIL A VALID LICENSE HAS BEEN ISSUED.
THIS INFORMATION IS AVAILABLE IN AN ALTERNATIVE FORMAT BY CONTACTING 562/570-6211



Accepted By: Mr. Stouffer Date: 5-21-09 7/1/09 complete
 Zoning Approval By: Re: J Date: 5-21-09

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): LBC BEVERAGES, INC
 Business Name (DBA): CLAY'S ~~DRINK~~ PUB Business Phone: 562 437 1836
 Business Site Address: 803 E. BROADWAY LONG BEACH CA 90802
 Date Business Proposes To Open: open
 Days & Time Premises Are Open For Inspection: open

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:
FOOD, DRINK, LIVE ENTERTAINMENT or juke box

Contact Person(s) Name (authorized agent, manager, etc.): MARK DANA / JAZMIN GREEN
 Contact Person(s) Phone Number: 562 212 1600

Type of Organization:

- 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): SAME

Fictitious business names(s) or dba(s) used: CLARKYS ~~STASH~~ ~~POB~~

Place and date of filing fictitious business name statement: LONG BEACH, CA

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

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:
MARK DANA ~~808~~ 3635 E. 5th St
LONG BEACH, CA 90814
~~JAZMINE GREE MP~~ ~~SA~~

Name and address of person (agent) authorized to accept service of process in California:
MARK L. DANA 3635 E. 5th Long Bch CA 90814

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:
YES. BUSINESS, ENTERTAINMENT. ALSO STATE BAR.

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? 3 years

Is the location: Owned? Rented/Leased?

If Rented/Leased, state the name and address of property owners:
Name: FEM TRUST Co.
Address: 302 PINE AVE
LONG Bch

IF APPLYING AS A CORPORATION

Check One Box:

For-Profit Corporation

Non-Profit Corporation

(If a Non-Profit Corporation, please attach copies of both State and federal Tax Exemption Certificates)

Name of Corporation: LBC Beverages, Inc.

Corporation Number: 2869281

Date and Place of Incorporation: 2006 Long Beach

Location Headquarters: Long Beach

Please attach certified copies of Articles of Incorporation and By-Laws, and all amendments thereto this application.

Name and Residence Address of Corporation Officers (members of the executive board):

Name	Title	Address	Telephone
<u>MARK L. DANA</u>	<u>Pres</u>	<u>[REDACTED]</u>	<u>[REDACTED]</u>
			()
			()
			()

Numbers of shares issued by Corporation:

100⁰ / 10 ownership

Number of share retained by Corporation:

Name and addresses of shareholders, if ten (10) or less state also the number and type of shares:

Name and address of agent for service of process designated by Corporation with the Secretary of State of California:

MARK L DANA 8635 E. 5TH Long Beach CA
90814

IF APPLYING AS A CORPORATION

INFORMATION IS REQUESTED FOR POLICE DEPARTMENT IDENTIFICATION AND INVESTIGATION

CORPORATE OFFICER I

Name: MARK L. DANA Title: Pres
Residence Address: [REDACTED] Phone: [REDACTED]
Business Address: [REDACTED] Phone: [REDACTED]
Race: [REDACTED] Sex: [REDACTED] Hair: [REDACTED] Eyes: [REDACTED] Height: [REDACTED] Weight: [REDACTED]
Date of Birth (mm/dd/yyyy): [REDACTED] Place of Birth: [REDACTED]
Driver's License Number: [REDACTED] Issuing State: [REDACTED]

CORPORATE OFFICER II

Name: _____ Title: _____
Residence Address: _____ Phone: _____
Business Address: _____ Phone: _____
Race: _____ Sex: _____ Hair: _____ Eyes: _____ Height: _____ Weight: _____
Date of Birth (mm/dd/yyyy): _____ Place of Birth: _____
Driver's License Number: _____ Issuing State: _____

CORPORATE OFFICER III

Name: _____ Title: _____
Residence Address: _____ Phone: _____
Business Address: _____ Phone: _____
Race: _____ Sex: _____ Hair: _____ Eyes: _____ Height: _____ Weight: _____
Date of Birth (mm/dd/yyyy): _____ Place of Birth: _____
Driver's License Number: _____ Issuing State: _____

CORPORATE OFFICER IV

Name: _____ Title: _____
Residence Address: _____ Phone: _____
Business Address: _____ Phone: _____
Race: _____ Sex: _____ Hair: _____ Eyes: _____ Height: _____ Weight: _____
Date of Birth (mm/dd/yyyy): _____ Place of Birth: _____
Driver's License Number: _____ Issuing State: _____

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

On sale beer and wine

On sale distilled spirits

Rest w/ alcohol
Entertainment No dance

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: All types full menu, breakfast, mex, Irish, Dinner.

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

3. Are non-alcoholic beverages sold? YES NO

4. How many tables for seating? 15

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 1 Jukebox(es)

9. Is there a license for the amusement machine(s) and/or jukebox(es)? YES NO

a. If yes, decal number(s): 20802980

10. Owner of machine(s) and/or jukebox(es):

Name: CKOL Industries (Chris Kowalski)

Address: _____

Telephone No. 818,

GENERAL OPERATING CONDITIONS (continued)

Complete Each Question

SECURITY

11. Will security officers be provided? YES NO

a. If yes, number of security officers: 1

12. Is any other type of security provided? YES NO

a. If yes, describe type of security: ~~SECURITY~~ 2ND GAURD when appropriate, security cameras,

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

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Hours of Security	8PM	8PM	8PM				

(whenever entertainment)

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	8AM	8AM	8AM	8AM	8AM	7AM	7AM
Close	2AM	2AM	2AM	2AM	2AM	2AM	2AM

PROXIMITY OF BUSINESSES AND RESIDENCES

19. Are there surrounding businesses? YES NO

a. What type? CAR WASH, gas station, Rest / Night Club, SUSHI BAR

20. Are there surrounding residences? YES NO

a. Approximately how close? close to the rear only (abutting)

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) NI A

c. Days and hours parking facility will be available:

	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
From							
To		24	hours				

d. How many individual parking spaces (approximately)? 7

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? *not generally* 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 5.69.090 of the LBMC? Y N
- Any other type of entertainment not listed above? Y N

If yes, briefly describe the entertainment activity. OCCASIONAL SPIKE WARD, COMEDY, BUT RARE.

Describe entertainment by performers: Generally Karaoke and live music

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 _____ W _____ H _____

Describe floor material and surface type: _____

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							
Start Time							
End Time							

RELEASE FORM

dba clancy's

The undersigned, on behalf of (owner('s)) LBC BEVERAGES 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) clancy's

to obtain the (entertainment type) ENT. NO DANCING 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.

[Handwritten Signature]

(SIGNATURE OR AUTHORIZED AGENT)

Pres

(TITLE)

May 21, 2009

(DATE)

[Redacted]

DRIVER'S LICENSE OR ID CARD NUMBER

[Redacted]

STATE

[Handwritten Signature]

ACCEPTED BY (CITY STAFF)

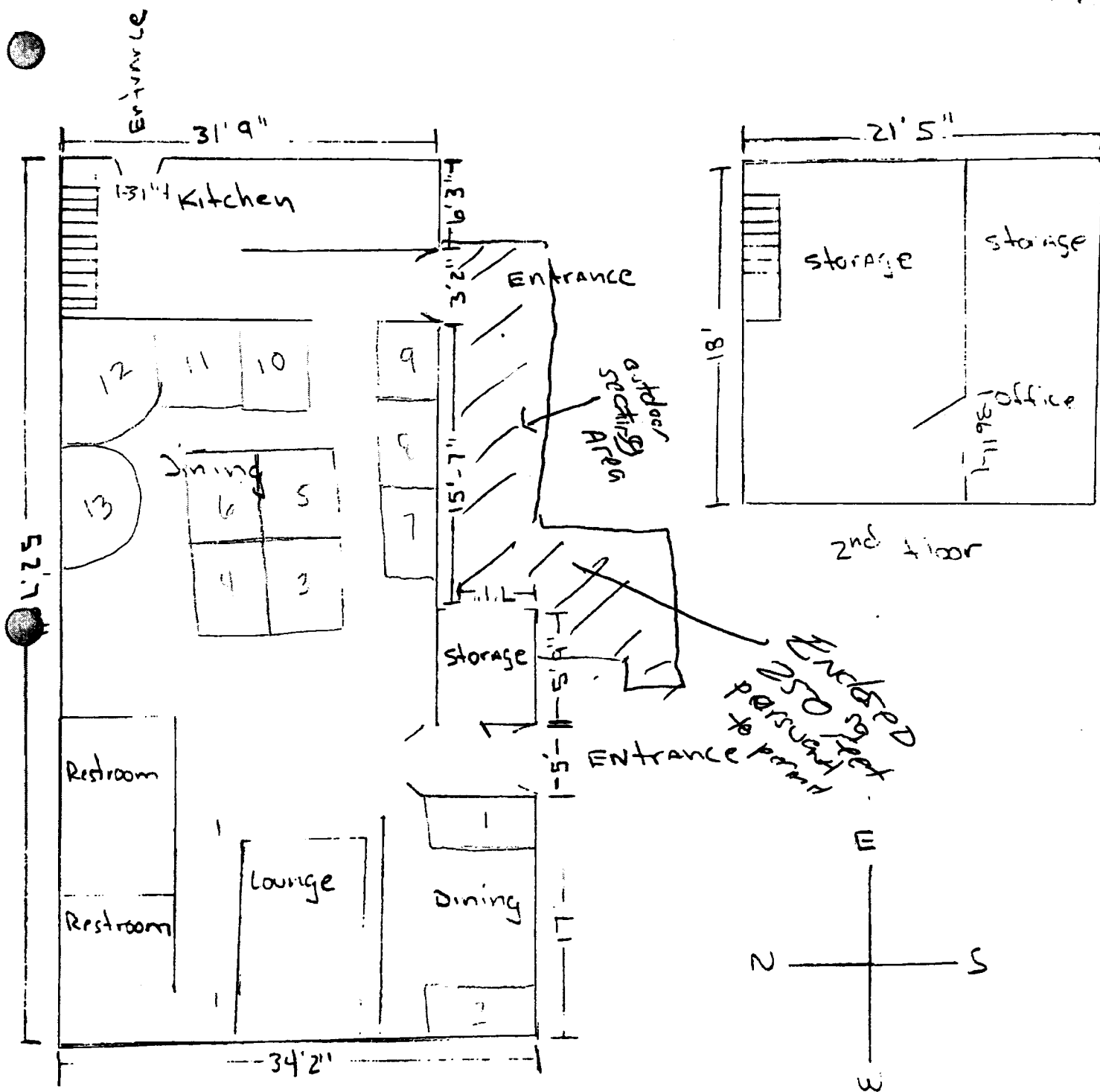
CS RTT

TITLE

5/21/09

DATE

Clancy's 803 E. Broadway / Long Beach, CA



This page is part of your document - DO NOT DISCARD

06 0886626

RECORDED/FILED IN OFFICIAL RECORDS
RECORDER'S OFFICE
LOS ANGELES COUNTY
CALIFORNIA
2:21 PM APR 24 2006

TITLE(S) : Fictitious Name Statement



FEE

\$23.00

D.T.T.

CODE
20

CODE
19

CODE
9

Assessor's Identification Number (AIN)

To be completed by Examiner OR Title Company in black ink.

Number of AIN's Shown

THIS FORM IS NOT TO BE DUPLICATED

A Your Return Mailing Address
Name LBC Beverages, Inc.
Address: 323 Main Street
City: Seal Beach State CA Zip Code 90740

00 0886626

1 First Filing Renewal Filing
Check one only

FICTITIOUS BUSINESS NAME STATEMENT

THE FOLLOWING PERSON(S) IS (ARE) DOING BUSINESS AS: (Attach additional pages if required)

2 Fictitious Business Name(s) 3.
1. Clancy's
2. Articles of Incorporation or Organization Number (if applicable)
AI #/ON 2869281

3 Street Address, City, State, and Zip Code of Principal Place of Business in California (P.O. Box alone not acceptable)
803 E. Broadway, Long Beach, CA 90802

4 Full name of Registrant / Corporation / Limited Liability Company (if corporation - incorporated in what state)
LBC Beverages, Inc. CA
Residence Street Address (P.O. Box not accepted) City State Zip Code

4A Full name of Registrant / Corporation / Limited Liability Company (if corporation - incorporated in what state)
Residence Street Address (P.O. Box not accepted) City State Zip Code

4B Full name of Registrant / Corporation / Limited Liability Company (if corporation - incorporated in what state)
Residence Street Address (P.O. Box not accepted) City State Zip Code

5 This Business is () an individual () a general partnership () joint venture () a business trust
conducted by () co-partners () husband and wife () a corporation () a limited partnership
(check one only) () an unincorporated association other than a partnership () a limited liability company () Other

6 Have you started doing business? If yes, insert the date on the line.
No Yes _____ Date _____

7 I declare that all information in this statement is true and correct.
(A registrant who declares as true information which he or she knows to be false is guilty of a crime.)

8 Signature of Registrant(s)
Signature type/print name
Signature type/print name
Signature type/print name
Signature type/print name

8A If Registrant is a CORPORATION or LLC, sign below
LBC Beverages, Inc.
Corporation or Limited Liability Company
Signature
President Title
Mark L. Dana
Type or Print Name

This statement was filed with the County Clerk of LOS ANGELES County on date indicated by file stamp above

NOTICE - THIS FICTITIOUS NAME STATEMENT EXPIRES FIVE YEARS FROM DATE IT WAS FILED IN THE OFFICE OF THE COUNTY CLERK. A NEW FICTITIOUS BUSINESS NAME STATEMENT MUST BE FILED PRIOR TO THAT DATE. The filing of this statement does not of itself authorize the use in this state of a fictitious business name in violation of the rights of another under federal, state, or common law (See Section 14411 et seq., Business and Professions Code)

State of California
Secretary of State



I, BRUCE McPHERSON, Secretary of State of the State of California, hereby certify:

That the attached transcript of _____ page(s) was prepared by and in this office from the record on file, of which it purports to be a copy, and that it is full, true and correct.

IN WITNESS WHEREOF, I execute this certificate and affix the Great Seal of the State of California this day of

APR 19 2006



A handwritten signature in cursive script, appearing to read "Bruce McPherson".

BRUCE McPHERSON
Secretary of State

2869281

FILED
In the office of the Secretary of State
of the State of California

ARTICLES OF INCORPORATION

MAR 13 2006

ARTICLE ONE

The name of this Corporation is

LBC BEVERAGES, INC.

ARTICLE TWO

The purpose of this corporation is to engage in any lawful act or activity for which a corporation may be organized under the General Corporation Law of California other than the banking business, the trust company business or the practice of a profession permitted to be incorporated by the California Corporations Code.

ARTICLE THREE

The name and address in this state of this Corporation's initial agent for service of process is:

Mark L. Dana
803 E. Broadway
Long Beach, CA 90803

ARTICLE FOUR

This Corporation is authorized to issue only one class of shares, which shall be designated "common" shares. The total number of such shares that may be issued is 10,000.

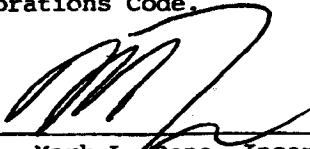
ARTICLE FIVE

The liability of the Directors of the Corporation for monetary damages shall be eliminated to the fullest extent permissible under California law.

ARTICLE SIX

The Corporation is authorized to provide indemnification of agents (as defined in Section 317 of the Corporations Code) for breach of duty to the Corporation and its stockholders through bylaw provisions or through agreements with the agents, or both, in excess of the indemnification otherwise permitted by Section 317 of the Corporations Code, subject to the limits of such excess indemnification set forth in Section 204 of the Corporations Code.

Dated: March 7, 2006



Mark L. Dana, Incorporator



A Your Return Mailing Address

Name: LBC Beverages, Inc.

Address: 323 Main Street

City: Seal Beach State: CA Zip Code: 90740

COPY of Document Recorded

APR 24 2006

03:0886825
Has not been compared with original.
Original will be returned when
processing has been completed.
LOS ANGELES COUNTY REGISTRAR RECORDER

1 First Filing Renewal Filing
Check one only

FICTITIOUS BUSINESS NAME STATEMENT

THE FOLLOWING PERSON(S) IS (ARE) DOING BUSINESS AS: (Attach additional pages if required)

2 Fictitious Business Name(s) 3.
1. Clancy's
2. Articles of Incorporation or Organization Number (if applicable)
AI #/ON 2869281

3 Street Address, City, State, and Zip Code of Principal Place of Business in California (P.O. Box alone not acceptable)
803 E. Broadway, Long Beach, CA 90802

4 Full name of Registrant / Corporation / Limited Liability Company (if corporation - incorporated in what state)
LBC Beverages, Inc. CA
Residence Street Address (P.O. Box not accepted) City State Zip Code

4A Full name of Registrant / Corporation / Limited Liability Company (if corporation - incorporated in what state)
Residence Street Address (P.O. Box not accepted) City State Zip Code

4B Full name of Registrant / Corporation / Limited Liability Company (if corporation - incorporated in what state)
Residence Street Address (P.O. Box not accepted) City State Zip Code

5 This Business is conducted by: () an individual () a general partnership () joint venture () a business trust
() co-partners () husband and wife () a corporation () a limited partnership
(check one only) () an unincorporated association other than a partnership () a limited liability company () Other

6 Have you started doing business? If yes, insert the date on the line.
No Yes _____ Date _____

7 I declare that all information in this statement is true and correct.
(A registrant who declares as true information which he or she knows to be false is guilty of a crime.)

8 Signature of Registrant(s)
Signature type/print name
Signature type/print name
Signature type/print name
Signature type/print name

8A If Registrant is a CORPORATION or LLC, sign below
LBC Beverages, Inc.
Corporation / Limited Liability Company
Signature
President
Title
Mark L. Dana
Type or Print Name

This statement was filed with the County Clerk of LOS ANGELES County on date indicated by file stamp above

NOTICE - THIS FICTITIOUS NAME STATEMENT EXPIRES FIVE YEARS FROM DATE IT WAS FILED IN THE OFFICE OF THE COUNTY CLERK. A NEW FICTITIOUS BUSINESS NAME STATEMENT MUST BE FILED PRIOR TO THAT DATE. The filing of this statement does not of itself authorize the use in this state of a fictitious business name in violation of the rights of another under federal, state, or common law (See Section 14411 et seq. Business and Professions Code)

DISPLAY CONSPICUOUSLY AT PLACE OF BUSINESS FOR WHICH ISSUED

CALIFORNIA STATE BOARD OF EQUALIZATION

SELLER'S PERMIT



ACCOUNT NUMBER

5/11/2006 SR [REDACTED]

LBC BEVERAGES, INC.
803 E BROADWAY
LONG BEACH, CA 90802-3332

NOTICE TO PERMITTEE:
You are required to obey all Federal and State laws that regulate or control your business. This permit does not allow you to do otherwise.

IS HEREBY AUTHORIZED PURSUANT TO SALES AND USE TAX LAW TO ENGAGE IN THE BUSINESS OF SELLING TANGIBLE PERSONAL PROPERTY AT THE ABOVE LOCATION. THIS PERMIT IS VALID ONLY AT THE ABOVE ADDRESS.

THIS PERMIT IS VALID UNTIL REVOKED OR CANCELED AND IS NOT TRANSFERABLE. IF YOU SELL YOUR BUSINESS OR DROP OUT OF A PARTNERSHIP, NOTIFY US OR YOU COULD BE RESPONSIBLE FOR SALES AND USE TAXES OWED BY THE NEW OPERATOR OF THE BUSINESS.

Not valid at any other address.

For general tax questions, please call our Information Center at 800-400-7115.

For information on your rights, contact the Taxpayers' Rights Advocate Office at 888-324-2798 or 916-324-2798.

BOE-442-R REV 15 (2-09)

A MESSAGE TO OUR NEW PERMIT HOLDER

As a seller, you have rights and responsibilities under the Sales and Use Tax Law. In order to assist you in your endeavor and to better understand the law, we offer the following sources of help:

- Visiting our website at www.boe.ca.gov
- Visiting a district office
- Attending a Basic Sales and Use Tax Law class offered at one of our district offices
- Sending your questions in writing to any one of our offices
- Calling our toll-free Information Center at 800-400-7115

As a seller, you have the right to issue resale certificates for merchandise that you intend to resell. Conversely, you have the responsibility of not misusing resale certificates. While the sales tax is imposed upon the retailer,

- You have the right to seek reimbursement of the tax from your customer
- You are responsible for filing and paying your sales and use tax returns timely
- You have the right to be treated in a fair and equitable manner by the employees of the Board
- You are responsible for following the regulations set forth by the Board

As a seller, you are expected to maintain the normal books and records of a prudent businessperson. You are required to maintain these books and records for no less than four years, and make them available for inspection by a Board representative when requested. You are also expected to notify us if you are buying, selling, adding a location, or discontinuing your business, adding or dropping a partner, officer, or member, or when you are moving any or all of your business locations. If it becomes necessary to surrender this permit, you should only do so by mailing it to a Board office, or giving it to a Board representative.

If you would like to know more about your rights as a taxpayer, or if you are unable to resolve an issue with the Board, please contact the Taxpayers' Rights Advocate Office for help by calling toll-free, 888-324-2798 or 916-324-2798. Their fax number is 916-323-3319.

Please post this permit at the address for which it was issued and at a location visible to your customers.

STATE BOARD OF EQUALIZATION
Sales and Use Tax Department

STATE OF CALIFORNIA
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
ALCOHOLIC BEVERAGE LICENSE
ON-SALE GENERAL EATING PLACE

VALID FROM

MAY 01, 2008

LBC BEVERAGES INC
DBA: CLANCYS
803 E BROADWAY
LONG BEACH, CA 90802

EXPIRES

APR 30, 2009

TYPE NUMBER DUP

47-438004 -

RENEWAL

1932-03
AREA CODE

BUSINESS ADDRESS
(IF DIFFERENT)

OWNERS:

LBC BEVERAGES INC

CONDITIONS



Copy

IMPORTANT INFORMATION

EFFECTIVE PERIOD This license is effective only for the operating period shown above. A new license will be sent to you within 30 days of the expiration date on your license if payment is timely.

POSTING Cover this license with glass or other transparent material and post it on premises in a conspicuous place

RENEWAL NOTICES Renewal notices are sent to premises address unless a specific mailing address is requested. If a notice is not received 30 days before expiration date shown above, contact the nearest ABC office. To assure receipt of notices, advise your local ABC office of any change in address.

RENEWAL DATES It is the licensee's responsibility to pay the required renewal fee by the expiration date shown above. A penalty is charged for late renewal and the license can be automatically revoked for failure to pay.

SEASONAL LICENSES It is the licensee's responsibility to pay the required renewal fee prior to the next operating period.

CONDITIONS A copy of all applicable conditions must be kept on premises

LICENSEE NAME Only 10 names will be printed on each license. If there are more names associated with the license, they will be indicated by "ET AL". All names are on file and available upon request from your local ABC office.

DBA If you change your business name please notify your local ABC office

If you have any questions regarding this license, contact your local ABC office.

NOTE: CONTACT YOUR LOCAL ABC OFFICE IF YOUR LICENSED PREMISES WILL BE TEMPORARILY CLOSED FOR MORE THAN 16 DAYS OR WILL BE PERMANENTLY CLOSED.



Accepted By: [Signature] Date: 5-21-07 7/1/09 complete
 Zoning Approval By: [Signature] Date: 5-21-09

APPLICATION FOR ENTERTAINMENT PERMIT
 (Please Print All Information - Incomplete Applications Will Not Be Accepted)

Applicant's Name (Legal Ownership Structure): LBC Beverages, Inc
 Business Name (DBA): Clay's Irish Pub Business Phone: 562 437 1P36
 Business Site Address: 803 E. Broadway Long Beach CA
 Date Business Proposes To Open: open 90802
 Days & Time Premises Are Open For Inspection: open

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:

FOOD, DRINK, LIVE ENTERTAINMENT OR JUKE BOX

Contact Person(s) Name (authorized agent, manager, etc.): MARK DANA / JAZMINE GREEN

Contact Person(s) Phone Number: 562 212 1600

Type of Organization:

- 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: cap Date: 8-17-09



Date: August 27, 2009
To: Erik Sund, Bureau Manager, Business Relations Bureau
From: Anthony W. Batts, Chief of Police *AWB*
Subject: **APPLICATION FOR ENTERTAINMENT WITHOUT DANCING AT CLANCY'S – 803 EAST BROADWAY**

In response to your request for a recommendation regarding the above named permit application for Entertainment without Dancing, the Police Department recommends **approval**, subject to the following seventeen (17) conditions of operation:

Clancy's is located on the northwest corner of Broadway and Alamitos Avenue. The establishment serves domestic food and is open for breakfast, lunch, and dinner. Due to non-compliance related to conditions of operation, Clancy's has been operating on one-year short-term entertainment permits for the past two years. On May 21, 2009, Clancy's applied for a new Entertainment without Dancing Permit, allowing live amplified music, a disc jockey, and karaoke. Based on the Police Department's investigation, and the South Division Patrol Commander's recommendation, the Long Beach Police Department does not believe the issuance of an Entertainment Permit without Dancing will have an adverse impact on Patrol Division resources.

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) The permittee shall develop and maintain a plan to address neighborhood concerns, related to the operation of Clancy's. (i.e. newsletter, meetings, etc.)
- 3) Entertainment activities indicated on page #7 of your entertainment application shall be restricted to no later than 12 midnight Sunday through Thursday nights, and 2:00 a.m. on Friday and Saturday nights. Outdoor amplified entertainment is prohibited.
- 4) 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.

APPLICATION FOR ENTERTAINMENT WITHOUT DANCING AT CLANCY'S
803 EAST BROADWAY

Page 2

- 5) Clancy's 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.
- 6) Patrons under twenty-one years of age shall not be permitted to enter, nor to remain, on the premises after the restaurant (food services) portion of the establishment has closed, or **10 p.m., whichever comes first.** Private functions not open to the public are exempt from this condition.
- 7) Noise emanating from the permittee's premises shall not be audible 50 feet or more from the exterior of the premises. The permittee shall be responsible for determining how to best meet this requirement, either by keeping doors and windows shut, limiting hours of entertainment or by offering non-amplified entertainment.
- 8) During any entertainment activity listed on page #7 of the application, the permittee shall be responsible for maintaining an adequate security staff to supervise patrons inside the establishment and the parking lot. For crowds up to fifty people, the permittee shall provide a minimum of one security guard. For crowds over fifty people, the permittee shall provide a minimum of one additional security guard per fifty people. Security guards must be identifiable as "Clancy's 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 staff, or employee uniformed licensed security guards, as directed by the Chief of Police.
- 9) 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.
- 10) The permittee shall take reasonable measures to prohibit and prevent the loitering of persons immediately outside any of the entrance/exit doors and the parking lot, at all times open for business. This should be done by use of security guards and/or signage indicating, words to the effect of, "Please respect our neighbors."
- 11) The permittee shall not allow employees to discard trash or beer bottles into the outside dumpster between the hours of 10 p.m. and 7 a.m.
- 12) 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.

APPLICATION FOR ENTERTAINMENT WITHOUT DANCING AT CLANCY'S
803 EAST BROADWAY

Page 3

- 13) Current occupancy loads shall be posted at all times, and the permittee shall have an effective system to keep count of the number of occupants present at any given time and provide that information to public safety personnel upon request. (LBMC section 18.48.320)
- 14) This Entertainment Permit is accessory to the primary business, which is a restaurant. In the event the primary business ceases operations on a permanent basis, meaning meals are no longer offered at the location, then the entertainment permit becomes null and void.
- 15) The permittee shall not hire promoters with the intent to advertise/promote or hold any entertainment activities consistent with nightclub entertainment.
- 16) Clancy's, or its agents, shall not distribute any advertising matter, such as signs, posters, or promotional cards, in or upon any public property, or in or on any vehicle in any such place in the City of Long Beach. 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. The permittee shall keep all agent contracts, including names, addresses, and phone numbers, on file at all times, and be available for inspection at anytime.
- 17) The permittee shall maintain full compliance with all applicable laws, ABC laws, ordinances and stated conditions. In the event of a conflict with the requirements of this permit, the more stringent regulation shall apply.

AWB:CNA:cna
AppvlCondClancy's



Accepted By: [Signature] Date: 5-21-09
 Zoning Approval By: [Signature] Date: 5-21-09

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): LBC Beverages, Inc
 Business Name (DBA): Clay's Irish Pub Business Phone: 562 437 1836
 Business Site Address: 803 E. Broadway Long Beach CA
 Date Business Proposes To Open: open 90802
 Days & Time Premises Are Open For Inspection: open

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:

FOOD, DRINK, LIVE ENTERTAINMENT or juke box

Contact Person(s) Name (authorized agent, manager, etc.): MARK DANA / JAZMIN GREEN
 Contact Person(s) Phone Number: 562 212 1600

Type of Organization:

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

OFFICE USE ONLY

Building Fire Health (Check Inspecting Department) Date Received: 7/16/09

- 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): 9/16/09 By: WENDY GOETZ

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: _____

214



CITY OF LONG BEACH

DEPARTMENT OF HEALTH AND HUMAN SERVICES

100 W BROADWAY STE 400 ! LONG BEACH, CA 90802 ! 562-570-6513 FAX 562-570-6930

ENVIRONMENTAL HEALTH
NOISE OFFICE

DEPARTMENT OF HEALTH AND HUMAN SERVICES ENTERTAINMENT PERMIT APPLICATION REQUIREMENTS

Date: 5/26/09

Name of Business (DBA): CLANCY'S IRISH PUB

Name of Business Owner: LBC BEVERAGES, INC

Business Address: 803 E BROADWAY LB 90802

Dear New Business Owners:

The Entertainment establishment must abide by the Long Beach Municipal Code Noise Ordinance, Chapter 8.80.

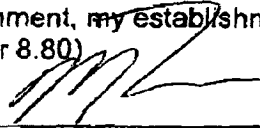
You must make sure that the noise generating inside your business is not impacting adjacent residences.

If loud music is to be played as part of the entertainment permit, you must also post a sign in the customer area in a conspicuous location that states:

Warning: Sound Levels Within May Cause Permanent Hearing Impairment.

I understand that in order to provide Entertainment, my establishment must comply with the Long Beach Noise Ordinance (LBMC Chapter 8.80)

Owner or Authorized Agent Signature(s)


MARK DANA

Title Pres

Phone # 562 212 1600

FAX # 439 6036



Accepted By: JR Stein Date: 3-21-09
 Zoning Approval By: PK Date: 3-21-09

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): LBC Beverages, Inc
 Business Name (DBA): CLAY'S IRISH PUB Business Phone: 562 437 1836
 Business Site Address: 805 E. BROADWAY LONG BEACH CA
 Date Business Proposes To Open: open 90802
 Days & Time Premises Are Open For Inspection: open

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:

FOOD, DRINK, LIVE ENTERTAINMENT OR JUKE BOX

Contact Person(s) Name (authorized agent, manager, etc.): MARK DANA / JAZMINE GREEN

Contact Person(s) Phone Number: 562 212 1600

Type of Organization:

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

OFFICE USE ONLY

Building Fire Health (Check Inspecting Department) Date Received: 5-21-09

Building/Location meets Department Requirements for the proposed use.

Building/Location meets Department Requirements for the proposed use subject to the following conditions:

EXISTING

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: _____



Date: July 7, 2009
To: Erik Sund, Manager of Business Relations Bureau
From: Derek Burnham, Current Planning Officer *DB*
Subject: REVIEW OF ENTERTAINMENT LICENSE REQUEST

Site Address: 803 E. Broadway
Long Beach, CA 90802

Applicant: LBC Beverages, Inc., DBA Clancy's

Zoning District: PD-30 (Downtown Planned Development District)

Proposed Use: Entertainment without Dancing

The Current Planning Division of the Department of Development Services has the following comments:

No CUPs or AUPs were found for the subject site; however, a CUP Exemption (Case No. 05-72) was approved for alcohol sales at an existing restaurant.

The applicant is seeking to obtain a permit for entertainment without dancing. An entertainment permit without dancing is allowed as an accessory use to a restaurant in the PD-30 zone. No extra parking is required.

Planning Bureau recommends that the entertainment permit without dancing for "Clancy's" be approved.

If you have any questions regarding this response, please call Jorge Ramirez, Planner, at (562) 570-6952.