

September 2, 2020

Mr. Brad D. Beach
Supervising Agent In Charge
Department of Alcoholic Beverage Control
3950 Paramount Boulevard, Suite No. 250
Lakewood, California 90712

Re: Application of Peter Dennis Sverkos for an inter-county premise to premise transfer of an Alcoholic Beverage Control License, at 2034-2040 East 4th Street.

Dear Mr. Beach:

Please be advised that the Long Beach City Council, at its meeting held Tuesday, September 1, 2020 approved the request to file a protest regarding the subject application based on the fact that licensing the premises would be contrary to City of Long Beach zoning ordinances, since a Conditional Use Permit (CUP) is required.

The City Council also approved the City Manager to withdraw the protest if the City's Planning Commission approves a Conditional Use Permit Exception (CUPEX) and if no appeal is made during the 10-day appeal period for the CUPEX. It is anticipated that the CUPEX will be acted upon by the Planning Commission, and once the appeal period has elapsed, a letter will be transmitted to ABC withdrawing the City's protest.

Enclosed is a copy of the City Council documentation and a certified excerpt of the minutes for your file. The City of Long Beach thanks you for your assistance in this matter.

Respectfully submitted,



MONIQUE DE LA GARZA
CITY CLERK

Prepared by:
Pablo Rubio

Attachment

cc: Jeannine Pearce, Councilmember, Second District
Mayor
City Prosecutor
Police Department (2) Chief & Vice
Referral File
FAX forwarded to ABC, (562) 982-1396

September 1, 2020

C-12

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Receive and file the application of Peter Dennis Sverkos for an inter-county premise to premise Transfer of an Alcoholic Beverage Control (ABC) license at 2034-2040 East 4th Street; submit a Public Notice of Protest to ABC; and, direct the City Manager to withdraw the protest if a Conditional Use Permit Exemption (CUPEX) is granted. (District 2)

DISCUSSION

It is City Council policy to review applications for ABC licenses to determine if a basis for protest against the issuance of the license exists. The attached application lists the possible bases for protest.

TIMING CONSIDERATIONS

The Department of Alcoholic Beverage Control received the above application on July 9, 2020. The applicant is still in the planning stages and has not yet received a CUPEX. Provided the Planning Commission approves the CUPEX, the recommendation includes a request to direct the City Manager to withdraw the Public Notice of Protest. City Council action is requested on September 1, 2020, to respond to the Department of Alcoholic Beverage Control at the first opportunity, after the September 1, 2020 due date.

FISCAL IMPACT

There is no fiscal impact associated with this recommendation.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



ROBERT G. LUNA
CHIEF OF POLICE

ATTACHMENTS

APPROVED:



THOMAS B. MODICA
CITY MANAGER

HONORABLE MAYOR AND CITY COUNCIL
September 1, 2020

Council District: 2
Applicant: Peter Dennis Sverkos
DBA: Unknown
Address: 2034-2040 East 4th Street
Type of Application: An inter-county premises to premises transfer of an On-Sale General Bona Fide Eating Place license.
Bases for possible protest: Residences within 100 feet.
School within 600 feet.
Over concentration.

PUBLIC CONVENIENCE DETERMINATION: A determination of public convenience and necessity **is not** required for this application.

Census Tract: 5768.01
Boundaries: 7th Street to the North
Appleton Street/3rd Street to the South
Molino Avenue to the East
Cherry Avenue to the West
Number of licenses allowed: 4
Number of licenses existing: 14
Police Reporting District: 434
Boundaries: 4th Street to the North
Broadway to the South
Lindero Avenue/Carroll Park East to the East
Cherry Avenue to the West

Reported crimes in this district for ABC purposes are 67. Crime in a reporting district must be at least 108 to qualify for a high crime protest.

Type of business: A restaurant
Last day to request conditions and protest: September 1, 2020



Date: September 1, 2020
To: File
From: Jennifer Arzola, Detective, Vice Investigations Section
Subject: **PETER DENNIS SVERKOS - 2034-2040 EAST 4TH STREET**

CALLS FOR SERVICE/ARRESTS AND INVESTIGATIONS (01/16/19-01/16/20)

None.

ABC INSPECTIONS (past three years)

Not applicable.

RESIDENCES WITHIN 100 FEET

2017 Florida Street	Single Family Residence
2027 Florida Street	Multi-Unit Family Residence
2035 Florida Street	Single Family Residence
2039 Florida Street	Single Family Residence
2045 Florida Street	Multi-Unit Family Residence

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

501 Junipero Avenue	Luther Burbank Elementary School
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**AN EXCERPT FROM THE MINUTES OF
THE LONG BEACH CITY COUNCIL MEETING
HELD TUESDAY, SEPTEMBER 1, 2020**

CONSENT CALENDAR: (05:07 PM)

12. (20-0828) Recommendation to receive and file the application of Peter Dennis Sverkos for an inter-county premise to premise Transfer of an Alcoholic Beverage Control (ABC) License at 2034-2040 East 4th Street; submit a Public Notice of Protest to ABC; and, direct City Manager to withdraw the protest if a Conditional Use Permit Exemption (CUPEX) is granted. (District 2)

Suggested Action: Approve recommendation.

Motion: Approve Consent Calendar Items 1 - 14.
Moved by Councilwoman Mungo, seconded by Councilmember Uranga.

Vote: Approve Consent Calendar Items 1 - 14.(Carried 9-0)
Yes: Councilwoman Zendejas, Councilmember Pearce, Councilwoman Price, Councilman Supernaw, Councilwoman Mungo, Vice Mayor Andrews, Councilmember Uranga, Councilman Austin, and Councilmember Richardson.

CERTIFIED AS A TRUE AND CORRECT COPY



CITY CLERK OF THE CITY OF LONG BEACH

DATE: September 2, 2020

By: Pablo Rubio, Sr. City Clerk Analyst

Pablo Rubio

From: Fax2Mail Powered by OpenText <reports@reply.fax2mail.com>
Sent: Wednesday, September 2, 2020 6:42 PM
To: Pablo Rubio
Subject: ABC License Letter - Peter Dennis Sverkos, 2034-2040 East 4th Street

-EXTERNAL-

MAIL2FAX DETAILED DELIVERY REPORT

Attention	DLA Admin
Job Number	1537919710
Sent By User	F2M/30565075606
Entered Fax2Mail System	09/02 18:18
Report Generated	09/02 18:42
Subject	ABC License Letter - Peter Dennis Sverkos, 2034-2040 East 4th Street
Page Count	6 (including cover sheet)

SUMMARY

Sent: 0	Errors: 1	Cancelled: 0
Total: 1		

Destination	Status	Date	Time	Num. Retries
5629821396	ERR	09/02	18:41	3