

CITY OF LONG BEACH H-3

DEPARTMENT OF FINANCIAL MANAGEMENT

333 West Ocean Blvd • Long Beach, California 90802

July 1, 2014

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Receive the supporting documentation into the record, conclude the hearing and grant an Entertainment permit with conditions on the application of Aegis Business Investments, LLC, DBA The Station, 4115 Viking Way, for entertainment without dancing by patrons. (District 5)

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 shall approve the issuance of the entertainment permit if they find that: the issuance of the permit at the proposed location is consistent with federal, state and local laws, rules, and regulations; it will not constitute an undue burden on the neighborhood; the applicant(s) or responsible persons have not been convicted of any misdemeanor involving moral turpitude or felony offense within the past five years; and, neither the applicant(s) or any responsible persons have a history of committing significant violations of the City code and have not provided false or misleading information on their application.

The City Council has the authority to approve the following options: 1) grant the Permit, with or without conditions; or 2) deny the Permit on the application. Once the Permit is granted, pursuant to LBMC 5.72.120.5, the Permit will be subject to an administrative review by the Department of Financial Management every two years. This review process will consist of a multi-department analysis to determine compliance and identify if issues exist. This provision does not affect the City's ability to modify, revoke or suspend a permit at any time.

City departments have conducted their investigations in accordance with the LBMC. Attached for your review are the departmental investigative reports, history, entertainment permit application and floor plan. To review all supportive documents, as well as the documents included in this report, you may visit www.longbeach.gov/finance/business_relations/entertainment.asp.

The following summarizes departmental findings:

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

July 1, 2014

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- The Fire Department finds that the building/location meets department requirements for the proposed use.
- 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 finds that the building/location meets department requirements for the proposed use.

The Department of Financial Management, Business Relations Bureau, has reviewed all submitted department documents and correspondence and, after a thorough investigative process, recommends that the permit for entertainment without dancing by patrons be approved subject to conditions (attached).

In the event that any of the recommended conditions are in conflict with other permits or licenses, the permittee shall adhere to the strictest of the applicable conditions. This location has been licensed as a restaurant with alcohol since April 1995.

This matter was reviewed by Deputy City Attorney Amy R. Webber on June 9, 2014.

TIMING CONSIDERATIONS

The hearing date of July 1, 2014, 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 \$22 and Zoning Review \$16 (Development Services), Police Investigation \$1,240 (Police Department), and Mailing List \$90 (Financial Management Department).

The following fees will be collected if the application is approved: Business License \$337.30 and Regulatory \$1,025 (Financial Management Department).

SUGGESTED ACTION:

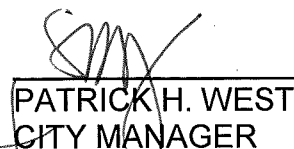
Approve recommendation.

Respectfully submitted,



JOHN GROSS
DIRECTOR OF FINANCIAL MANAGEMENT

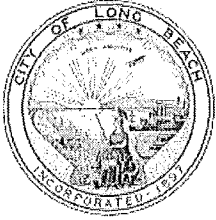
APPROVED:



PATRICK H. WEST
CITY MANAGER

JG/smc
K:\EXEC\COUNCIL LETTERS\BUSINESS RELATIONS\HEARING LETTERS\07-01-14 ccl - THE STATION - ENTERTAINMENT WITHOUT DANCING.DOC

ATTACHMENTS



CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT
BUSINESS RELATIONS BUREAU

333 WEST OCEAN BOULEVARD 7TH FLOOR • LONG BEACH, CA 90802 • (562) 570-6211

Recommended Conditions of Operation Aegis Business Investments, LLC, DBA The Station 4115 Viking Way Application for Entertainment Without dancing

The Department of Financial Management recommends **approval** of the Permit subject to the following conditions:

I. STANDARD 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) The establishment shall remain in compliance with all applicable sections of the Long Beach Noise Ordinance (LMBC Chapter 8.80).
- 4) Due to the proximity of neighboring businesses and residences, all door(s) and windows shall be kept closed at all times during any entertainment, except in cases of emergency and to permit deliveries. Said door(s) is not to consist solely of a screen or ventilated security door. **Sound shall not be audible beyond fifty feet (50') from the exterior of the premises in any direction.** Outdoor amplified entertainment is prohibited.
- 5) The permittee shall not allow employees to discard trash or beer bottles into the outside dumpster between the hours of 10:00 P.M. and 7:00 A.M.
- 6) Deliveries to and from the premises shall be limited to the hours of 8:00 A.M. to 10:00 P.M.
- 7) The permittee shall provide a minimum of one (1) licensed security guard during all times that the entertainment activities are being conducted for crowds up to fifty (50) people. For crowds over fifty (50) people, the permittee shall provide a minimum of one (1) additional security guard per fifty (50) people. Patrons awaiting entry in a defined queue shall be counted toward the calculation of required security staffing levels

The attire of each security guard shall clearly indicate the guard's affiliation with the establishment by means of a pin, shirt, or other visible form of identification. Should the permittee's operations give rise to a substantial increase in complaint/calls for police service, or trash left in the parking lot, the permittee shall increase security staff, implement the use of electronic metal detection equipment, increase outside lighting, or make other changes to the premises or operation as the Chief of Police determines are necessary to protect the safety of the public.

- 8) 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 while open for business. This should be done by use of security guards and signage indicating words to the effect of, "Please respect our neighbors" or something similar.
- 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 front of the establishment, the parking lot or the immediate area.
- 10) The permittee agrees to reimburse the City for all costs associated with excessive police services, as determined by the Chief of Police, required as the result of any incident or nuisance arising out of or in connection with the permittee's operations.
- 11) The permittee shall install and maintain a video surveillance system that monitors no less than the front and rear of the business with full view of the public right-of-ways and any parking lot under the control of the permittee. The video system must be capable of delineating on playback the activity and physical features of persona and areas within the premises. Recordings shall be retained for a minimum of 30 days and be accessible via the Internet by the Long Beach Police Department. A Public Internet Protocol (IP) address and user name/password is also required to allow the Long Beach Police Department to view live and recorded video from these cameras over the internet. All video security cameras shall be installed to the satisfaction of the Chief of Police, Director of Technology Services, and Director of Development Services. At the discretion of the Chief of Police, the permittee may be required to add additional video cameras.
- 12) 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).
- 13) 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.
- 14) 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.

- 15) The permittee must provide all promoters, independent contractors, and dancers, hired to conduct entertainment activities with a copy of the approved permit, which shall include a copy of the approved conditions of operation. The permittee shall not hire promoters with the intent to advertise/promote or hold any entertainment activities consistent with nightclub entertainment.
- 16) The business, its promoters, or 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. 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 and promoter's contracts, including names, addresses and phone numbers, on file at all times, and must be available for inspection at anytime.
- 17) If the permittee utilizes an independent third party event promoter to provide entertainment related services resulting in any public safety call for service, the City reserves the right to remove and/or restrict the use of independent third party promoters.
- 18) 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.
- 19) The permittee, shall, within ninety (90) days of an approved entertainment permit, submit proof of attending the LEAD program offered by the Department of Alcoholic Beverage Control. In the event that the LEAD program class is not offered within this ninety-day period, the permittee shall attend the next available class. Proof of completion shall be submitted to the Long Beach Police Department Vice Investigations Section.

II. ADDITIONAL CONDITIONS OF OPERATION

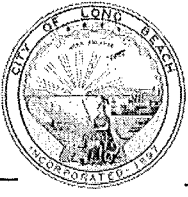
- 1) Entertainment activities indicated on page 9 of your entertainment application **shall be restricted to no later than 11:00 P.M. Sunday through Thursday, and no later than 1:00 A.M. Friday and Saturday.**
- 2) No dancing shall be allowed on the premises at any time.
- 3) Patrons under twenty-one (21) years of age shall not be permitted to enter nor to remain on the premises after the restaurant (food service) portion of the establishment has closed, or **10:00PM, whichever comes first.** Private functions not open to the public are exempt from this condition.
- 4) This Entertainment Permit is accessory to the primary business, which is a restaurant. The authorization to provide entertainment on-site is subject to the use remaining as a restaurant, meaning a bona fide eating place serving actual and substantial meals.

"Meals" means the usual assortment of foods commonly ordered at various hours of the day; the service of such food only as sandwiches or salads shall not be deemed compliant with this requirement. Meals must consist of food prepared on the premises. Hours of sales of alcohol shall be limited to the hours when meals are available.

The premises must be equipped and maintained in good faith. The premises must possess working refrigeration, cooking equipment, utensils, menus, and enough food to make substantial meals.

In the event the primary business ceases operations, fails to operate as a bona fide eating place, fails to serve actual and substantial meals or otherwise fails to comply with this condition, the Entertainment Permit becomes null and void.

- 5) Noise emanating from the permittee's premises shall not be audible beyond fifty feet (50') from the property line of the premises. The permittee shall be responsible for determining how to best meet this requirement either by keeping doors and windows closed, limiting hours of entertainment, or by offering non-amplified entertainment.
- 6) Interior lighting shall be sufficient to make easily discernible the appearance and conduct of all persons and patrons inside the business.



CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT

333 West Ocean Boulevard • Long Beach, CA 90802 • (562) 570-6211 • Fax (562) 570-5099

BUSINESS RELATIONS BUREAU

FIVE YEAR HISTORY OF BUSINESS ESTABLISHMENT 4115 Viking Way

Aegis Business Investments, LLC.
DBA: The Station
Lic#21409360
03/14 – Pending

Entertainment Without Dancing

Aegis Business Investments, LLC.
DBA: The Station
Lic#21326090
08/13 – Current

Restaurant with Alcohol

Aegis Business Investments, LLC.
DBA: The Station
Lic#21326100
08/13 – Current

Arcade

Reggio Corp.
DBA: Cirivello's Sports Stop and Restaurant
Lic#21217270
05/12 – 02/14

Restaurant with Alcohol

Reggio Corp.
DBA: Cirivello's Sports Stop and Restaurant
Lic#21217820
05/12 – 02/14

Entertainment without dancing

Reggio Corp.
DBA: Cirivello's Sports Stop and Restaurant
Lic#21217280
05/12 – 02/14

Arcade

Reggio Corp.
DBA: Cirivello's Restaurant
Lic#95015380
04/95 – 04/13

Restaurant with Alcohol

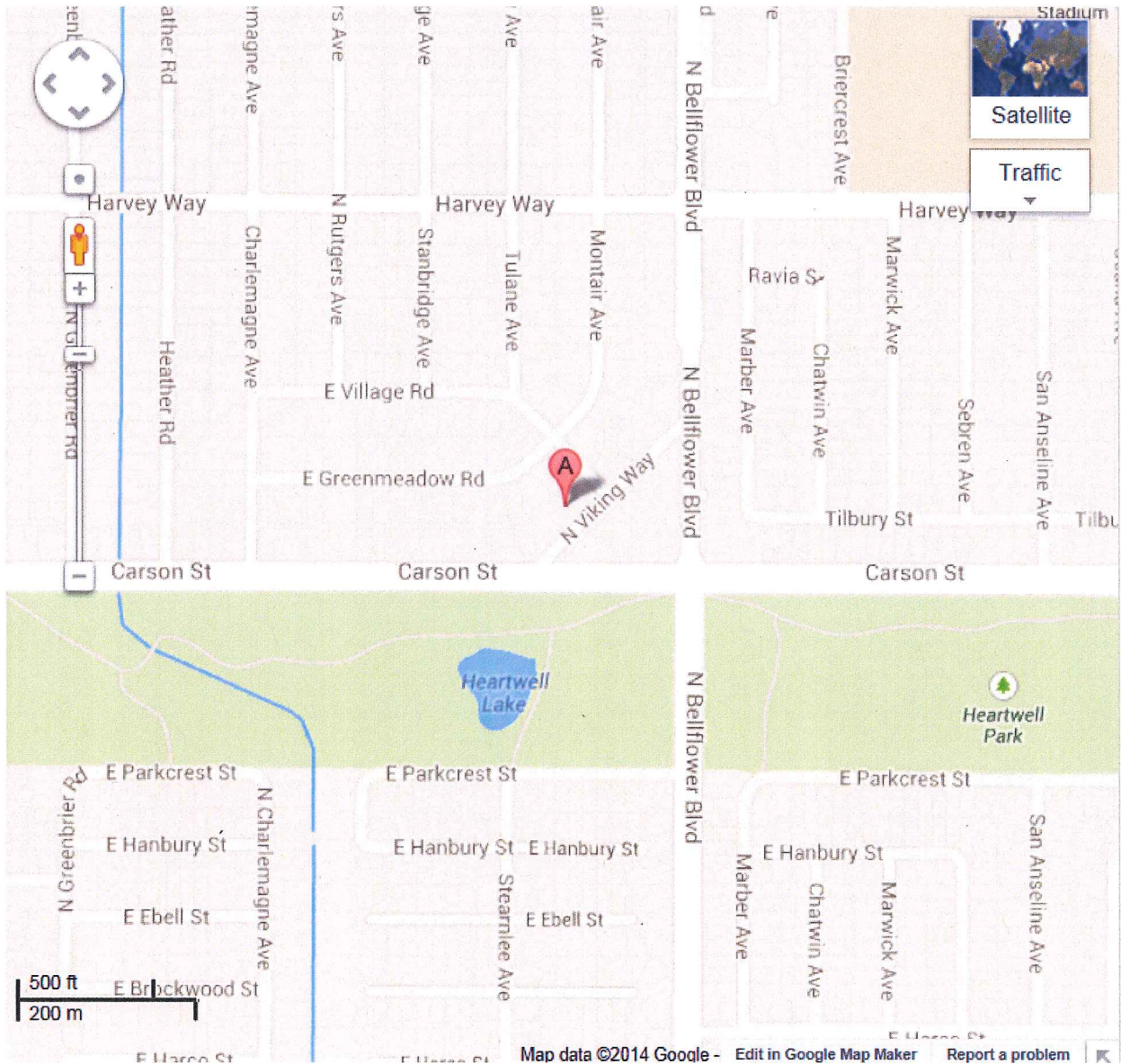
Reggio Corp.
DBA: Cirivello's Restaurant
Lic#95015180
04/95 - 08/13

Entertainment without dancing

Reggio Corp.
DBA: Cirivello's Restaurant
Lic#95015370
04/95 – 03/13

Arcade

Aegis Business Investments, LLC.
Db: The Station
4155 Viking Way





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

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): Aegis Business Investments LLC

Business Name (DBA): The Station / ~~Stivettos~~ Business Phone: (562) 421-0222

Business Site Address: 4115 N. Viking Way Long Beach CA 90808

Date Business Proposes To Open: currently open

Days & Time Premises Are Open For Inspection: _____

Proposed Use(s):

Entertainment/Restaurant With Dancing Without Dancing Other (explain) _____

Entertainment/Tavern With Dancing Without Dancing

Entertainment/Retail Social Club Pool/Billiard Hall

Explain briefly the proposed use of the rooms within the building:

Contact Person(s) Name (authorized agent, manager, etc.): _____

Contact Person(s) Phone Number: _____

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 basis for denial Police Department finds basis for denial

Police Department finds no 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): _____

Fictitious business names(s) or dba(s) used: Cirivellos

Place and date of filing fictitious business name statement: 3-18-14 Legal Zoom

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:

Ryan Ransom [Redacted]

Gene Rotondo [Redacted]

Bryan Travis [Redacted]

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

Ryan Ransom [Redacted]

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? Approximately 1 year

Is the location: Owned? Rented/Leased?

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

Name: Parkview Village LLC : ATTN: Ben EFRAM

Address: 5433 Village Dr Ste 200

Long Beach CA 90808

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: _____

Corporation Number: _____

Date and Place of Incorporation: _____

Location Headquarters: _____

Federal Tax ID Number: _____

Seller's Permit Number: _____

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
BRIAN TRAVIS	MANAGING MEM	[REDACTED]	[REDACTED]
COURTNEY SORIANO	MEMBER	[REDACTED]	[REDACTED]
			()
			()

Numbers of shares issued by Corporation: 100%

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:

IF APPLYING AS A CORPORATION

INFORMATION IS REQUESTED FOR POLICE DEPARTMENT IDENTIFICATION AND INVESTIGATION

CORPORATE OFFICER I

Name: Brian TRAVIS Title: MANAGING Member
Residence Address: [REDACTED] Phone: [REDACTED]
Business Address: 4115 N. Viking Way 92649 Phone: 562-421-0222
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 <input checked="" type="checkbox"/>	<u>47-433110</u>	<u>RESTAURANT</u>
On sale beer and wine <input checked="" type="checkbox"/>	<u>47-433110</u>	<u>RESTAURANT</u>
On sale distilled spirits <input checked="" type="checkbox"/>	<u>47-433110</u>	<u>RESTAURANT</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: PIZZA, Burgers, Salads, Sandwiches etc

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

3. Are non-alcoholic beverages sold? YES NO

4. How many tables for seating? _____

5. Are other types of businesses conducted on the premises? YES NO

a. If yes, list type(s): Amusements Games

6. Are pool tables provided? YES NO

a. If yes, indicate number: 2

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: 16 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): 006900

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

Name: BRIAN TRAVIS

Address: [REDACTED]

Telephone No. [REDACTED]

GENERAL OPERATING CONDITIONS (continued)

Complete Each Question

SECURITY

11. Will security officers be provided? YES NO
 a. If yes, number of security officers: 2
12. Is any other type of security provided? YES NO
 a. If yes, describe type of security: MANAGEMENT

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

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Hours of					9 pm	9 pm	
Security					2:30am	2:30am	

13. Will a private security firm be used? YES NO
 a. If yes, provide the following information of the contracted security firm:
- Name: MPECRA Security City Business License No.: PP016757/P127074
8741 ATLANTA AVE.
 Address: STE 113 Telephone No.: (774) 404-6666
Huntington Beach 92646

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 Sometimes
 a. If yes, fee schedule: Depends on ENTERTAINMENT - MOST TIMES
NO charge
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	closed	11:30 AM	11:30 AM	11:30 AM	11:30 AM	9:00 AM	9:00 AM
Close	closed	11:30 pm	11:30 pm	11:30 pm	2:00 AM	2:00 AM	2: AM

except
holidays

PROXIMITY OF BUSINESSES AND RESIDENCES

19. Are there surrounding businesses? YES NO

a. What type? Food/Beverage/Retail/Service

20. Are there surrounding residences? YES NO

a. Approximately how close? 55 yards

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) open to ALL

NO PARKING CONTRACT OR DEED RESTRICTIONS

c. Days and hours parking facility will be available:

	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
From	open	AT	ALL	Times	except	FOR	
To		over	nite	PARKING			

d. How many individual parking spaces (approximately)? 65 + 13 more after 5pm

END OF GENERAL OPERATING CONDITIONS SECTION – PLEASE CONTINUE TO NEXT SECTION

RELEASE FORM

The undersigned, on behalf of (applicant) Gene Rotundo, 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) ~~Quivetta's~~ The STATION to obtain the entertainment permit.

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.

[Redacted Signature] Agent/Consultant 3-18-14
(SIGNATURE OR AUTHORIZED AGENT) (TITLE) (DATE)

[Redacted License Number] [Redacted State]
DRIVER'S LICENSE OR ID CARD NUMBER STATE

ACCEPTED BY (CITY STAFF) TITLE DATE

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

If yes, briefly describe the entertainment activity. Comedy, Line DANCING, TRIVIA, VARIETY Shows, promo performers, CASINO Night (charity)

Describe entertainment by performers: Comedy Acts, 90 90 DANCERS, DANCE INSTRUCTORS

Dance Floor? Y N

Stage? Y N

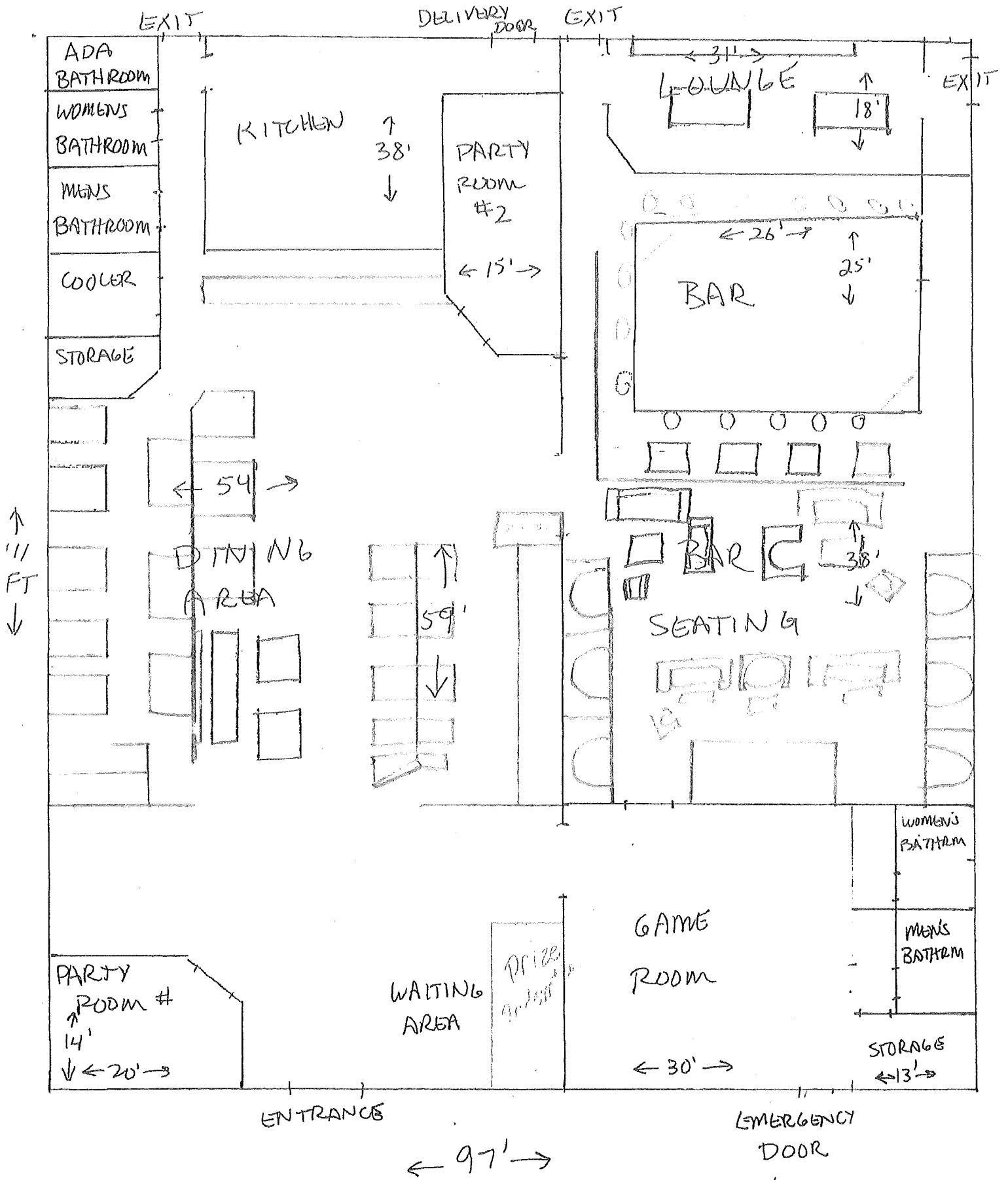
If yes, provide dimensions and type of material of dance floor. L 30' X W 20' = 600 sq ft.

If yes, provide dimensions and type of material of stage. L 18' W 9' H 3"

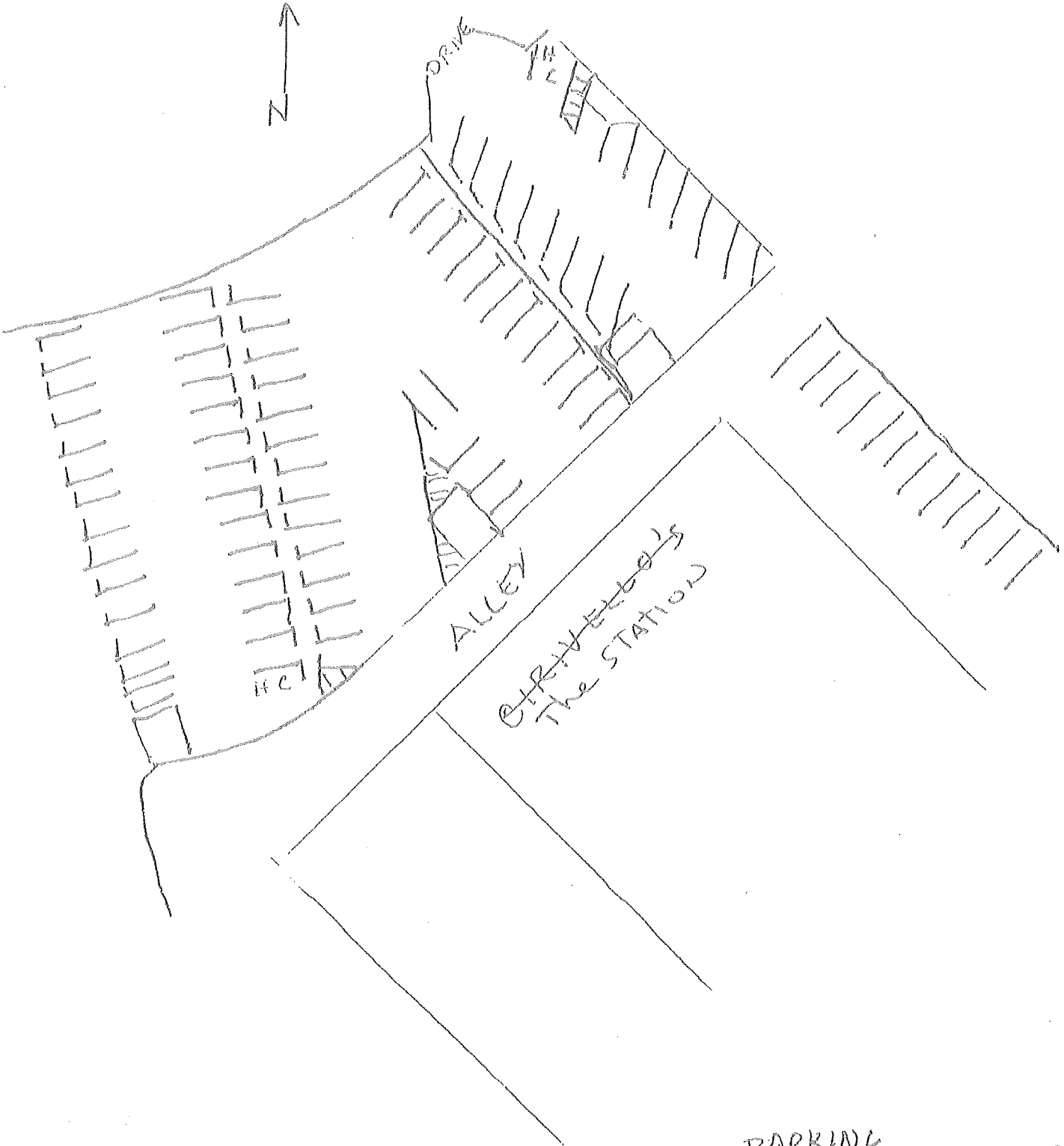
Describe floor material and surface type: WOOD + METAL + Composite

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	ALL when open Mostly closed	ALL	ALL	ALL	ALL	ALL	ALL
Start Time	5pm	5pm	5pm	5pm	5pm	Noon	Noon
End Time	11pm	12pm	11pm	11pm	1 AM	1 AM	Midnight



1348



PARKING
CIRIVELLO'S † ADJACENT
SOURCE: GOOGLE SATELLITE

STATE OF CALIFORNIA
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
ALCOHOLIC BEVERAGE LICENSE

ON-SALE GENERAL EATING PLACE

VALID FROM

Nov 21, 2013

ALCANTAR, TRACY DEAN
4115 N VIKING WAY
LONG BEACH, CA 90808

EXPIRES

Oct 31, 2014

TYPE NUMBER DUP

47 534655

AREA CODE

1932 03

BUSINESS ADDRESS DBA: STATION THE
(IF DIFFERENT)

PER From:
47-433110

CONDITIONS

OWNERS: ALCANTAR, TRACY DEAN
TRAVIS, BRIAN SCOTT

7



IMPORTANT INFORMATION

EFFECTIVE PERIOD: This license is effective only for the operating period shown above. A new license will be sent 4 to 6 weeks after the expiration date on your license if payment is timely. Your license status will remain in good standing for 60 days after the expiration date if the renewal payment was received timely. To check the status of your license, visit <http://www.abc.ca.gov/datport/LQSMENU.html>.

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.

RENEWAL PAYMENTS: Renewal payments can be made in person by visiting your local office or sent by mail to ABC Headquarters, 3927 Lennane Drive, Suite 100, Sacramento, CA 95834. If you do not have your renewal notice, your license number and the reason for payment (ex. "renewal") must be clearly indicated on the check. You can contact your local ABC office for your renewal fee amount.

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

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

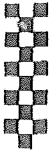
CONDITIONS: A copy of all applicable conditions must be kept on premises.

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 "AND XX OTHERS". 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. You can find the contact information for each district office at <http://www.abc.ca.gov/distmap.html>.

NOTE: CONTACT YOUR LOCAL ABC OFFICE IF YOUR LICENSED PREMISES WILL BE TEMPORARILY CLOSED FOR MORE THAN 15 DAYS OR WILL BE PERMANENTLY CLOSED.



BEFORE THE
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
OF THE STATE OF CALIFORNIA

IN THE MATTER OF THE APPLICATION OF

TRACY DEAN ALCANTAR, BRIAN SCOTT TRAVIS
STATION THE
4115 N VIKING WAY
LONG BEACH, CA 90808

} FILE 47-534655

} REG.

} PETITION FOR CONDITIONAL
} LICENSE

For Issuance of an On-Sale General Eating Place - License

Under the Alcoholic Beverage Control Act

WHEREAS, petitioner(s) were originally issued the above-referenced license on April 28, 1994 and said license was issued conditionally; and,

WHEREAS, the above referenced conditions were imposed due to the close proximity of the premises to residences, a fact which constituted grounds for denial of the license under rule 61.4, Title 4, California Code of Regulations; and,

WHEREAS, the factors which originally constituted the imposition of the conditions have not changed; and,

WHEREAS, removal or substantial modification of the conditions would be contrary to public welfare and morals;

WHEREAS, applicant(s) is/are desirous of issuance of a conditional license,

NOW, THEREFORE, the undersigned petitioner(s) do/does hereby petition for a conditional license as follows, to-wit:

- 1 Sales and service of alcoholic beverages shall be permitted only between the hours of 9:00 a.m. to 12:00 midnight Sunday through Thursday and 9:00 a.m. to 2:00 a.m. Friday and Saturday.
- 2 The quarterly gross sales of alcoholic beverages shall not exceed the quarterly gross sales of food during the same period. The licensee shall at all times maintain records which reflect separately the gross sale of food and the gross sales of alcoholic beverages of the licensed business. Said records shall be kept no less frequently than on a quarterly basis and shall be made available to the Department on demand.

BT TDA
Initials

- 3 The sale of alcoholic beverages for consumption off the premises is strictly prohibited.
- 4 Entertainment provided shall not be audible beyond the area under the control of the licensee(s) as defined on the ABC-257 dated 10/16/13 and ABC-253 dated 10/16/13.
- 5 The rear doors on the north side and the side door on the east side shall be kept closed at all times during the operation of the premises except in cases of emergency. The rear door on the north side adjacent to the kitchen shall be equipped with an automatic locking device and shall be closed at all times, and shall not be used as a means of access by patrons to and from the licensed premises. Temporary use of the door adjacent to the kitchen for the initial opening and closing of the business daily, delivery of supplies, or removal of trash between 8:00 a.m. to 11:00 p.m. does not constitute a violation.
- 6 No alcoholic beverages shall be consumed on any property adjacent to the licensed premises under the control of the licensee(s) as depicted on the ABC-257 dated 10/16/13 and ABC-253 dated 10/16/13.
- 7 The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control, as depicted on the ABC-257 dated 10/16/13 and ABC-253 dated 10/16/13.
- 8 The rear parking lot on the north side of the premises shall be equipped with lighting of sufficient power to illuminate and make easily discernible the appearance and conduct of all persons on or about the parking lot. Additionally, the position of such lighting shall not disturb the normal privacy and use of any neighboring residences.
- 9 Between the hours of 11:00 p.m. and 30 minutes after the closing of the premises Sunday through Thursday and 11:00 p.m. to 2:30 a.m. Friday and Saturday, the petitioner(s) shall provide one (1) security guard(s) in the parking lot and shall maintain order therein and prevent any activity which would interfere with the quiet enjoyment of their property by nearby residents.

Said security guard mentioned above shall be a private patron operator as define in the Business and Professions Code, Section 7521, Subsection (b), who is duly licensed by the State of California pursuant to the Private Investigator's Act, Business and Professions Code Section 7521, et se, or at least one of said private patron operator's duly registered employees. Said security guard(s) shall wear a uniform which distinguished him/her from other premises employees.
- 10 The rear parking lot to the north of the premises shall have a gate across the entrance. This gate shall remain locked from 8:00 p.m. until 6:00 a.m. the following morning each day of the week.
- 11 There shall be no sales, service or consumption of alcoholic beverages in the arcade area located in the south side of the premises.

BT (TDA)

47-534655

TRACY DEAN ALCANTAR, BRIAN SCOTT TRAVIS

Page 3

- 12 Sales, service and consumption of distilled spirits shall only be permitted in billiards area of the premises (1st floor and mezzanine) per ABC-257 dated 10/16/13.
- 13 There shall be no dancing allowed on the premises.

This petition for conditional license is made pursuant to the provisions of Sections 23800 through 23805 of the Business and Professions Code and will be carried forward in any transfer at the applicant-premises.

Petitioner(s) agree(s) to retain a copy of this petition on the premises at all times and will be prepared to produce it immediately upon the request of any peace officer.

The petitioner(s) understand(s) that any violation of the foregoing condition(s) shall be grounds for the suspension or revocation of the license(s).

DATED THIS 27th DAY OF NOVEMBER, 2013.


Applicant/Petitioner


Applicant/Petitioner



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

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): Aegis Business Investments LLC
 Business Name (DBA): The Station / ETTRETTAS Business Phone: (562) 421-0222
 Business Site Address: 4115 N. Viking Way Long Beach CA 90808
 Date Business Proposes To Open: currently open
 Days & Time Premises Are Open For Inspection: _____

Proposed Use(s):

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

Explain briefly the proposed use of the rooms within the building:

Contact Person(s) Name (authorized agent, manager, etc.): _____

Contact Person(s) Phone Number: _____

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 basis for denial Police Department finds basis for denial
 Police Department finds no basis for denial with conditions
 Conditions or Basis for Denial: SEE ATTACHMENT

By: [Signature] Title: CHIEF OF POLICE Date: 5-14-14



Date: May 19, 2014
To: Jason MacDonald, Bureau Manager, Business Relations Bureau
From: Jim McDonnell, Chief of Police 
Subject: **APPLICATION FOR ENTERTAINMENT WITH DANCING PERMIT AT THE STATION – 4115 NORTH VIKING WAY**

In response to your request for a recommendation regarding the above named permit application for an Entertainment with Dancing Permit, the Police Department recommends **approval** of an **Entertainment without Dancing Permit** for Aegis Business Investments, LLC, dba The Station, at 4115 North Viking Way, subject to the conditions outlined below. The Station's current Alcoholic Beverage Control License operating restrictions prohibit dancing on the premises.

The Station is located on the west side of Viking Way north of Carson Street, and serves Italian cuisine for lunch and dinner. The previous establishment, Cirivellos, operated at this location from 1984 until September 2013 when it changed ownership. Cirivellos operated with a valid Entertainment without Dancing Permit from 1995 until the ownership changed. The owners, Tracy Alcantar and Brian Travis, currently hold a Type 47 (On-Sale General Eating Place) Alcoholic Beverage Control license, and a Temporary Entertainment Permit, which was issued on April 7, 2014. On March 18, 2014, The Station applied for a new Entertainment with Dancing Permit requesting dancing by patrons and performers, live music by more than two performers, live and recorded amplified music, a disc jockey, and karaoke.

Based upon the crime analysis, Vice Section's investigation, and the East Division Patrol Commander's recommendation, the Long Beach Police Department has determined the public peace, safety, and welfare would not be adversely impacted by the issuance of this permit provided the appropriate conditions are imposed and observed by the applicant. The Police Department recommends approval of an Entertainment without Dancing Permit.

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 21.15.110 LBMC shall be conducted on the permitted premises.

- 3) Entertainment activities indicated on page #9 of your entertainment application shall be restricted to no later than **11:00 P.M. Sunday through Thursday, and no later than 1:00 A.M. Friday and Saturday.**
- 4) No dancing shall be allowed on the premises at any time.
- 5) Patrons under twenty-one (21) 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 PM, whichever occurs first.** Private functions not open to the public are exempt from this condition.
- 6) This Entertainment Permit is accessory to the primary business, which is a restaurant. The authorization to provide entertainment on-site is subject to the use remaining as a restaurant, meaning a bona fide eating place serving actual and substantial meals.

"Meals" means the usual assortment of foods commonly ordered at various hours of the day; the service of such food only as sandwiches or salads shall not be deemed compliant with this requirement. Meals must consist of food prepared on the premises. Hours of sales of alcohol shall be limited to the hours when meals are available.

The premises must be equipped and maintained in good faith. The premises must possess working refrigeration, cooking equipment, utensils, menus, and enough food to make substantial meals.

In the event the primary business ceases operations, fails to operate as a bona fide eating place, fails to serve actual and substantial meals or otherwise fails to comply with this condition, the Entertainment Permit becomes null and void.

- 7) Noise emanating from the permittee's premises shall not be audible beyond fifty feet (50') from the property line of the premises. The permittee shall be responsible for determining how to best meet this requirement, either by keeping doors and windows closed, limiting hours of entertainment, or by offering non-amplified entertainment.
- 8) 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.
- 9) Interior lighting shall be sufficient to make easily discernible the appearance and conduct of all persons and patrons inside the business.

- 10) The permittee shall provide a minimum of one (1) licensed security guard during all times that the entertainment activities are being conducted for crowds up to fifty (50) people. For crowds over fifty (50) people, the permittee shall provide a minimum of one (1) additional security guard per fifty (50) people. Patrons awaiting entry in a defined queue shall be counted toward the calculation of required security staffing levels.

The attire of each security guard shall clearly indicate the guard's affiliation with the establishment by means of a pin, shirt, or other visible form of identification. Should the permittee's operations give rise to a substantial increase in complaint/calls for police service, or trash left in the parking lot, the permittee shall increase security staff, implement the use of electronic metal detection equipment, increase outside lighting, or make other changes to the premises or operation as the Chief of Police determines are necessary to protect the safety of the public.

- 11) 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.
- 12) 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 while open for business. This should be done by use of security guards and signage indicating words to the effect of, "Please respect our neighbors" or something similar.
- 13) 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.
- 14) The permittee agrees to reimburse the City for all costs associated with excessive police services, as determined by the Chief of Police, required as the result of any incident or nuisance arising out of or in connection with the permittee's operations.
- 15) The permittee shall install and maintain a video surveillance system that monitors no less than the front and rear of the business with full view of the public right-of-ways and any parking lot under the control of the permittee. The video system must be capable of delineating on playback the activity and physical features of persons and areas within the premises. Recordings shall be retained for a minimum of 30 days and be accessible via the Internet by the Long Beach Police Department. A Public Internet Protocol (IP) address and user name/password is also required to allow the Long Beach Police Department to view live and recorded video from these cameras over the internet. All video security

cameras shall be installed to the satisfaction of the Chief of Police, Director of Technology Services, and Director of Development Services. At the discretion of the Chief of Police, the permittee may be required to add additional video cameras.

- 16) 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.
- 17) 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.
- 18) The permittee must provide all promoters, independent contractors, and dancers, hired to conduct entertainment activities with a copy of the approved permit, which shall include a copy of the approved conditions of operation.
- 19) The business, its promoters, or 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. 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 and promoter's contracts, including names, addresses and phone numbers, on file at all times, and must be available for inspection at anytime.
- 20) 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.
- 21) The permittee shall, within ninety (90) days of an approved entertainment permit, submit proof of attending the LEAD program offered by the Department of Alcoholic Beverage Control. In the event that the LEAD program class is not offered within this ninety-day period, the permittee shall attend the next available class. Proof of completion shall be submitted to the Long Beach Police Department Vice Investigations Section.

5/2/14

4/2/14 Current one



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

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): Aegis Business Investments LLC
 Business Name (DBA): The Station / Emvibes Business Phone: (562) 421-0222
 Business Site Address: 4115 N. Viking Way Long Beach CA 90808
 Date Business Proposes To Open: currently open
 Days & Time Premises Are Open For Inspection: _____

Proposed Use(s):

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

Explain briefly the proposed use of the rooms within the building:

Contact Person(s) Name (authorized agent, manager, etc.): _____

Contact Person(s) Phone Number: _____

Type of Organization:

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

OFFICE USE ONLY	
<input type="checkbox"/> Building <input checked="" type="checkbox"/> Fire <input type="checkbox"/> Health (Check Inspecting Department)	Date Received: _____
<input checked="" type="checkbox"/> Building/Location meets Department Requirements for the proposed use.	
<input type="checkbox"/> Building/Location meets Department Requirements for the proposed use subject to the following conditions: _____	
<input type="checkbox"/> Building/Location does not meet Department requirements for the proposed use.	
Inspection Completed On (date): <u>4/8/14</u>	By: <u>[Signature]</u>
POLICE DEPARTMENT	
<input type="checkbox"/> Police Department finds no basis for denial	<input type="checkbox"/> Police Department finds basis for denial
<input type="checkbox"/> Police Department finds no basis for denial with conditions	
Conditions or Basis for Denial: _____	
By: _____	Title: _____ Date: _____



CITY OF LONG BEACH

DEPARTMENT OF HEALTH AND HUMAN SERVICES

100 W BROADWAY STE 400 | LONG BEACH, CA 90802 | 562-570-8513 FAX 562-570-6930

ENVIRONMENTAL HEALTH
NOISE OFFICE

DEPARTMENT OF HEALTH AND HUMAN SERVICES ENTERTAINMENT PERMIT APPLICATION REQUIREMENTS

Date: 5-18-14

Name of Business (DBA): STATION

Name of Business Owner: AEGIS BUSINESS INVESTMENTS LLC

Business Address: 4115 N. VIKING WAY
Long Beach, CA 90808

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) 

Title OWNER

Phone # 

FAX # _____



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

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): Aegis Business Investments LLC

Business Name (DBA): Cirivellos Business Phone: (562) 421-0222

Business Site Address: 4115 N. Viking Way Long Beach 90808

Date Business Proposes To Open: currently open

Days & Time Premises Are Open For Inspection: 11:30am - 5:00pm Tuesday - Friday

Proposed Use(s):

Entertainment/Restaurant With Dancing Without Dancing Other (explain) _____

Entertainment/Tavern With Dancing Without Dancing

Entertainment/Retail Social Club Pool/Billiard Hall

Explain briefly the proposed use of the rooms within the building:

Contact Person(s) Name (authorized agent, manager, etc.): _____

Contact Person(s) Phone Number: _____

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: 4-3-14

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): 6-9-14 By: DXW

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: _____

By: _____ Title: _____ Date: _____



Date: May 19, 2014
To: Dennis Strachota, Manager of Business Relations Bureau
From: Jeff Winklepleck, Planning Administrator *JW*
Subject: REVIEW OF ENTERTAINMENT LICENSE REQUEST

Site Address: 4115 Viking Way
Long Beach, Ca 90808

Applicant: Aegis Business Investments, LLC
DBA The Station

Zoning District: CCP (Community Pedestrian-Oriented District)

Proposed Use: Entertainment with Dancing

The Planning Bureau of the Department of Development Services has the following comments:

A review of the permit history for 4115 Viking Way, indicates there have been no CUPs or AUPs approved for the subject property.

The applicant is seeking to obtain a permit for entertainment with dancing. An entertainment permit with dancing is allowed as an accessory use to a restaurant and or bar. Based on the submitted floor plan no extra parking is required.

Planning Bureau recommends that the entertainment permit with dancing for "The Station" be approved.

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

From: reneebe@charter.net [mailto:reneebe@charter.net]
Sent: Monday, June 16, 2014 4:15 PM
To: LBBIZ
Subject: public notice/Aegis Business Investments/permit for entertainment

City Council:

I have a concern about the possibility of an issuance of a permit for live entertainment located at 4115 Viking Way Long Beach 90808. This is a neighborhood with houses and apartments located very close to the venue. Not only will there be parking issues but noise issues as well if this permit is granted. The permit will be great for the business but so wrong for the people who call this area their home. This is just not the right place for a music venue. Please consider voting NO for the request for the permit...we will all thank you! Renee Belville