



CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT

R-26

333 West Ocean Blvd • Long Beach, California 90802

February 14, 2006

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Refer to Hearing Officer Appeal to Denial of Business License by Pallas Athena Enterprise, Inc., DBA Shangrilah Bistro and Tea Garden (formerly Fleur De Lis), 335 Nieto Avenue. (District 3)

DISCUSSION

On January 9, 2006, the Department of Financial Management denied the business license application of Pallas Athena Enterprise, Inc., DBA Shangrilah Bistro and Tea Garden (formerly Fleur De Lis), 335 Nieto Avenue, at the recommendation of the Planning and Building Department and the Fire Department on the basis of not submitting plans and obtaining permits and inspections for canopy structures, electrical service, and a hood system (see Attachment A). Thereafter, on January 30, 2006, the business informed the City that they never received notice of the denial. As a result, the City provided additional notice of the denial that same day and were given an additional ten days to appeal. The business has appealed this decision in a letter dated February 2, 2006 (see Attachment B).

The Long Beach Municipal Code (LBMC) prescribes that the applicant can appeal the denial of a business license application to the City Council within ten days of the denial. Whenever it is provided that a hearing shall be heard by the City Council, the City Council may, at its discretion, either conduct the hearing itself or appoint a hearing officer to conduct the hearing.

This matter was reviewed by Deputy City Attorney Cristyl Meyers on February 6, 2006.

TIMING CONSIDERATIONS

LBMC requires that the hearing be set at its next regular meeting or within ten days of receiving the appeal.

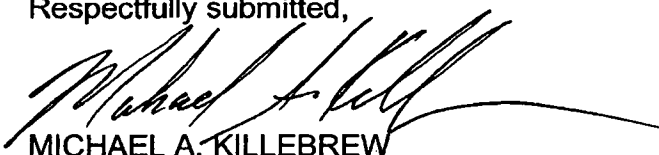
FISCAL IMPACT

There is no fiscal impact associated with this item.

SUGGESTED ACTION:

Approve recommendation.

Respectfully submitted,



MICHAEL A. KILLEBREW
DIRECTOR OF FINANCIAL MANAGEMENT

APPROVED:



GERALD R. MILLER
CITY MANAGER

MAK:PW-H:JAG:bcv

ATTACHMENTS