

CITY OF LONG BEACH

DEPARTMENT OF FINANCIAL MANAGEMENT

H-2

333 West Ocean Blvd • Long Beach, California 90802

February 1, 2011

HONORABLE MAYOR AND CITY COUNCIL
City of Long Beach
California

RECOMMENDATION:

Receive the supporting documentation into the record, conclude the hearing and grant a One-Year Short-Term Permit with conditions on the application of Lodge Development LLC., DBA Buster's Beach House, 168 N. Marina Drive, for Entertainment with Dancing by Patrons. (District 3)

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 permit application is complete and truthful; the applicant 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 public peace, welfare and safety will not be impaired. If this is so, the application shall be approved, a short-term entertainment 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.

City departments have conducted their investigations in accordance with the LBMC. Attached for your review are the departmental investigative reports, the business ownership and permit history, and the entertainment permit application.

The following summarizes departmental findings:

- The Police Department recommends that the permit for entertainment with dancing by patrons be approved subject to conditions.
- 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 with dancing by patrons be approved as a One-Year Short-Term Entertainment Permit 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 since 1970.

This matter was reviewed by Deputy City Attorney Amy Burton on January 6, 2011.

TIMING CONSIDERATIONS

The hearing date of February 1, 2011, 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 \$15 (Development Services), Police Investigation \$1,159 (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 \$977 (Financial Management Department).

SUGGESTED ACTION:

Approve recommendation.

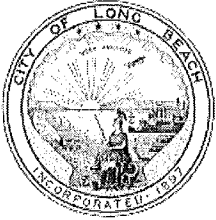
Respectfully submitted,


WILLIAM YEOMANS
INTERIM DIRECTOR OF FINANCIAL MANAGEMENT

ES: AMK
K:\Exec\Council Letters\Business Relations\02-01-11 ccl - Lodge Development dba Busters BH.doc

APPROVED:


PATRICK H. WEST
CITY MANAGER



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 Lodge Development LLC., DBA Buster's Beach House 168 N. Marina Drive Application for Entertainment with Dancing

In regards to the above named permit application for Entertainment with Dancing, the Department of Financial Management recommends **approval subject to the following conditions:**

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. *{Issued per previous permit dated 11/11/97; see condition #2}*
- 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. *{Issued per previous permit dated 11/11/97; see condition #1}*
- 3) Entertainment activities indicated on page #7 of your entertainment application shall be restricted to no later than **12:00 a.m.** Sunday through Thursday nights and **1:00 a.m.** Friday and Saturday nights. *{New}*
- 4) Entertainment is permitted until 1:00 a.m on holidays that fall on a Sunday through Thursday. *{New}*
- 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 **10:00 p.m., whichever comes first.** Private functions not open to the public are exempt from this condition. *{New}*
- 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. *{New}*

- 7) Due to the proximity of neighboring businesses and residences, all door(s) and windows shall be kept closed at all times during any musical 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. *{New}*
- 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. *{New}*
- 9) 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 (50) fifty 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 towards the calculation of required security staffing levels.

Security guards must be identifiable as Buster's Beach House 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 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. *{New}*

- 10) 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) *{New}*
- 11) 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." *{New}*
- 12) 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. *{New}*
- 13) 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. *{New}*
- 14) 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. *{Issued per previous permit dated 11/11/97; see condition #4}*
 - 15) 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. *{New}*
 - 16) The permittee must provide all promoters hired to conduct entertainment activities with a copy of the approved permit, which shall include a copy of the approved conditions of operation. *{New}*
 - 17) Buster's Beach House, 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 promoter contracts, including names, addresses and phone numbers, on file at all times, and must be available for inspection at anytime. *{New}*
 - 18) 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. *{New}*
 - 19) 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. *{Issued per previous permit dated 11/11/97; see condition #5}*
 - 20) 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. *{New}*

RECOMMENDED CONDITIONS OF OPERATION

APPLICATION FOR ENTERTAINMENT WITH DANCING — LODGE DEVELOPMENT LLC., DBA BUSTER'S BEACH HOUSE
168 N. MARINA DRIVE

PAGE 4

- 21) The permittee must submit an application for the renewal of the entertainment with dancing permit not later than October 2011 or four (4) months prior to the One-Year Short-Term permit expiration date. {New}

ES:ak



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 Lodge Development LLC., DBA Buster's Beach House. 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

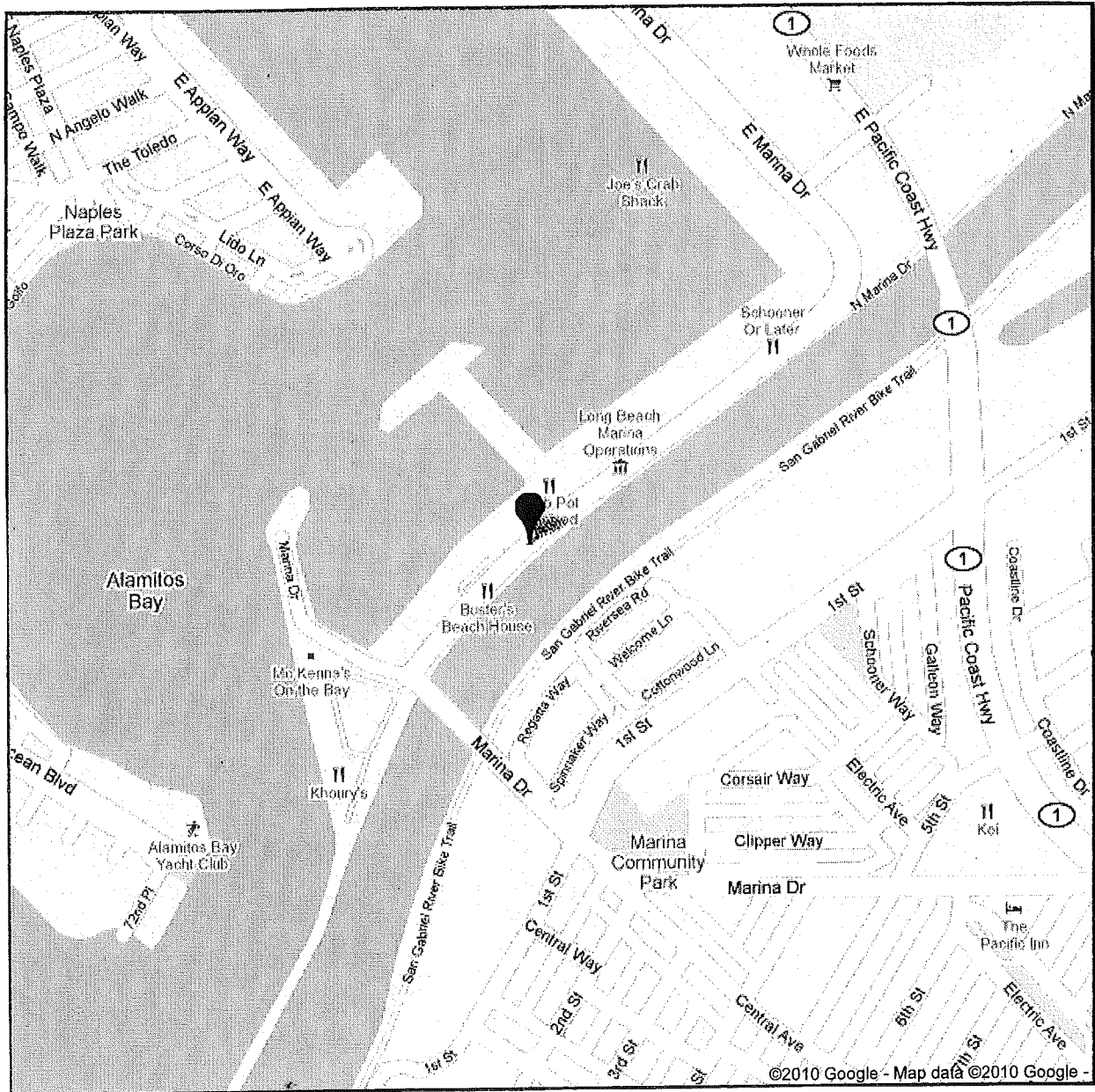
BUSINESS RELATIONS BUREAU

FIVE YEAR HISTORY OF BUSINESS ESTABLISHMENT 168 N. Marina Drive

Lodge Development LLC DBA: Buster's Beach House Lic# 21029690 08/10 – Pending	Entertainment With Dancing
Lodge Development LLC DBA: Buster's Beach House Lic# 21028620 08/10 – Pending	Restaurant With Alcohol
Aloha Restaurants Inc DBA: Buster's Beach House & Long Board Bar Lic# 98020990 08/98 – 08/10	Entertainment With Dancing
Aloha Restaurants Inc DBA: Buster's Beach House & Long Board Bar Lic# 97015530 04/97 – 03/11	Restaurant With Alcohol

Buster's Beach House

168 N Marina Dr.





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

www.longbeach.gov
 (562) 570-6211

OWNER/ENTITY NAME (e.g., Sole Owner, Corporation, LLP, LLC, Partnership) Lodge Development LLC		DRIVER'S LICENSE NO.	STATE	SOCIAL SECURITY NO.	HOME OCCUPATION <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
BUSINESS NAME (D.B.A.) Busters Beach House		TYPE OF BUSINESS (Be specific) Full Service Restaurant			ENTERTAINMENT/DANCING <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
BUSINESS ADDRESS 168 N. Marina Drive		CITY Long Beach	STATE CA	ZIP 90803	AREA CODE/TELEPHONE (562) 598-9431
BILLING ADDRESS (if different) 168 N. Marina Drive		CITY Long Beach	STATE CA	ZIP 90803	AREA CODE/TELEPHONE (562) 598-9431
RESIDENCE ADDRESS (if different)		CITY	STATE	ZIP	AREA CODE/TELEPHONE
LIST OF PRINCIPAL OFFICERS, MEMBERS, PARTNERS AND RESIDENTIAL ADDRESSES (IF MORE, PLEASE ATTACH A LIST)					
Patrick Holleran					
Stephanie Holleran					
<input type="checkbox"/> New Business <input type="checkbox"/> Address Change <input type="checkbox"/> Ownership Change <input type="checkbox"/> Secondary License <input type="checkbox"/> Sole Owner <input type="checkbox"/> Partnership <input type="checkbox"/> Corporation <input type="checkbox"/> LLP <input checked="" type="checkbox"/> LLC					

START DATE June 29, 2010	NO. OF EMPLOYEES 40	NO. OF VEHICLES 8	FEDERAL TAX ID. NUMBER	SALES & USE TAX (SELLER'S PERMIT) NO.
DOES YOUR BUSINESS HAVE A CALIFORNIA STATE LICENSE? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		STATE LICENSE NO.	CLASSIFICATION(S)	RENEWAL DATE
HAVE YOU EVER HAD A BUSINESS LICENSE/PERMIT REVOKED OR SUSPENDED? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		LICENSE/PERMIT NO.	ISSUING AGENCY	CLASSIFICATION & DATE OF SUSPENSION/REVOCAION

Do you plan to sell or serve food? (Includes pre-packaged) If serving food, how many seats?: 120	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Will you offer massage, tanning, herbal therapy, escort or any other services that improve the health or well being of another?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N
Do you plan to sell or serve alcoholic beverages?	<input checked="" type="checkbox"/> Y <input type="checkbox"/> N	Will you engage in fund raising?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N
ABC License number: 47 489010 Type: DUP		Will you deal in coins, firearms, jewels or second-hand property?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N
Does your business have amusement machines, video games, vending machines, jukebox and/or pool tables? How many: _____ Type: _____ Owner: _____	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Property Owner's Name: Bankap Investments	Business sq. ft.: _____ Warehouse on site? <input type="checkbox"/> Y <input checked="" type="checkbox"/> N
Do you plan to sell tobacco products/paraphernalia?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Do you: <input type="checkbox"/> Own or <input type="checkbox"/> Rent/Lease your business property?	
Do you plan to operate a Smoking Lounge?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Will you manage or produce bio-hazardous materials or waste?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N
Will you deal with, use, store or transport Medical Marijuana?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N	Will you use, store, or transport chemicals (new or waste state)?	<input type="checkbox"/> Y <input checked="" type="checkbox"/> N
Will you have <input type="checkbox"/> Music <input type="checkbox"/> Dancing <input type="checkbox"/> Performers <input type="checkbox"/> Adult Entertainment?			

I understand that before I can operate my business in Long Beach, my establishment must comply with applicable City departmental laws and regulations completely and I must obtain a business license and all necessary Federal State and local permits or I will be in violation of L. B. M. C. Chapter 3.80. 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*.

Signature: *[Signature]* Date: **9/15/10** PRINT NAME/TITLE: **Patrick Holleran President**

Signature: _____ Date: _____ PRINT NAME/TITLE: _____

DO NOT WRITE BELOW THIS LINE

Inspection(s): <input type="checkbox"/> Bldg <input type="checkbox"/> Fire <input type="checkbox"/> Health <input type="checkbox"/> HazMat <input type="checkbox"/> PD <input type="checkbox"/> Other	Prev Use: (SAME) Exp. Date: _____
Basic Tax	Prev Lic: _____
Employees # _____ @ \$ _____ = _____	Exp Date: _____
Vehicles # _____ @ \$ _____ = _____	District: 20
Other # _____ @ \$ _____ = _____	CRT: 300507
PIA _____	SIC: 5813
PIA Employees # _____ @ \$ _____ = _____	Entered by: <i>[Signature]</i>
Regulatory ENT. Investigation	Date: 09/15/10
Misc. Fees TECH SVCS	BU 21029690
Sub Total	
Zoning	
Building Review	
Total \$ _____	

Zoning Review

Y N N/A

By: **PREAH**

Date: **9/15/10**

New construction Reuse

Zone: **PD-4 sub 2**

Comments: **same as existing use**

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: AK Date: 9/15/10
 Zoning Approval By: PRC 04 Date: 9/15/10
PD-4-Sub 1

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): Lodge Development LLC
 Business Name (DBA): Busters Beach House Business Phone: 562-598-9431
 Business Site Address: 168 N. Marina Dr Long Beach, CA 90803
 Date Business Proposes To Open: ~~Constant operation since 1969~~ 7/1/2010
 Days & Time Premises Are Open For Inspection: 7 days a week from 7:00am - 6:00pm
 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:

Restaurant/Bar

Contact Person(s) Name (authorized agent, manager, etc.): Patrick Holleran
 Contact Person(s) Phone Number: [REDACTED]

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): _____

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

Busters Beach House

Place and date of filing fictitious business name statement: _____

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

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:

Patrick Holleran, President, Lodge Development LLC
Brian Corrigan, General Council (310) 394-2829
201 Santa Monica Blvd. Santa Monica, CA

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

Patrick Holleran 168 N. Marina Dr. Long Beach, CA 90803

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:

City of Long Beach Busi Lic, State of CA ABC Lic Lic

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?

LLC formed 2 years ago, Busters
has been operating since 1969

Is the location: Owned? Rented/Leased?

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

Name:

BANCAP (562) 598-3351

Address:

192 N. Marina Dr.
Long Beach, CA 90803

IF APPLYING AS A PARTNERSHIP

Check One Box:

General Partnership

Limited Partnership

LLC (Limited Liability Co.)

Name of Partnership:

Lodge Development LLC

Percentage of Partnership

Name and residence addresses of *General Partners*:

Interest:

_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %

Names and residence addresses of ~~Limited Partners~~:

LLC Members:

Patrick Holleran

Interest:

Stephanie Holleran

_____	_____ %
_____	_____ %
_____	_____ %
_____	_____ %

Place and date of filing Articles or Certificate of Partnership or Limited Partnership:

Los Angeles, CA

6/2008

Please Note:

Attach certified copies of *Articles of Partnership or Limited Partnership*, or other written evidence of partnership status and all amendments thereto this application.

IF APPLYING AS A PARTNERSHIP

INFORMATION IS REQUESTED FOR POLICE DEPARTMENT IDENTIFICATION AND INVESTIGATION

PRINCIPAL PARTNER I

Name: Patrick Holleran Title: President
Residence Address: [REDACTED] Phone: [REDACTED]
Business Address: 168 N. Marina Dr. L.B. CA Phone: (562) 598-9741
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]

PRINCIPAL PARTNER II

Name: Stephanie Holleran Title: V.P.
Residence Address: [REDACTED] Phone: [REDACTED]
Business Address: 168 N. Marina Dr. L.B. CA Phone: (562) 598-9741
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]

PRINCIPAL PARTNER 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: _____

PRINCIPAL PARTNER 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: _____

Attach a list for additional partners

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

47 48 90 10

Restaurant

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: American Cuisine

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

3. Are non-alcoholic beverages sold?

YES NO

4. How many tables for seating? 36

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 _____ Jukebox(es)

9. Is there a license for the amusement machine(s) and/or jukebox(es)?

YES NO

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

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

Name: N/A

Address: _____

Telephone No. () _____

GENERAL OPERATING CONDITIONS (continued)

Complete Each Question

SECURITY

11. Will security officers be provided? YES NO

a. If yes, number of security officers: _____

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

a. If yes, describe type of security: _____

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

N/A

Day	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
Hours of							
Security							

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	7:00 AM	7:00 AM	7:00 AM	7:00 AM	7:00 AM	7:00 AM	7:00 AM
Close	1:00 AM	1:00 AM	1:00 AM	1:00 AM	1:30 AM	1:30 AM	1:00 AM

PROXIMITY OF BUSINESSES AND RESIDENCES

19. Are there surrounding businesses? YES NO

a. What type? Other Restaurants, Retail

20. Are there surrounding residences? YES NO

a. Approximately how close? May / Approximately 1 mile Away

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) _____

c. Days and hours parking facility will be available:

	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday	Sunday
From	<u>24 hrs</u> →						
To							

d. How many individual parking spaces (approximately)? 200

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? Y N
- Live music by more than two (2) performers? Y N
- Amplified music (live)? Y N
- Amplified music (recorded)? Y N
- Disc Jockey? *should be yes PA* Y N
- Karaoke? *should be yes PA* 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. 3 member band, Thursdays, Fridays, Saturdays and Sundays

Describe entertainment by performers: 3 member band

Dance Floor? Y N Stage? Y N

If yes, provide dimensions and type of material of dance floor. L 12'6" X W 9'6" = 118.75 sq ft.

If yes, provide dimensions and type of material of stage. L 20' W 8' H 12"

Describe floor material and surface type: Carpeted stage, Hardwood Dance floor

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	3 member Band	3 member Band	3 member Band	3 member band	3 member Band	3 member Band	3 member Band
Start Time	8:00 pm	8:00 pm	8:00 pm	8:00 pm	8:00 pm	8:00 pm	4:00 pm
End Time	1:00 AM	1:00 AM	1:00 AM	1:00 AM	1:00 AM	1:00 AM	1:00 AM

RELEASE FORM

The undersigned, on behalf of (owner('s)) Lodge Development LLC, 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:

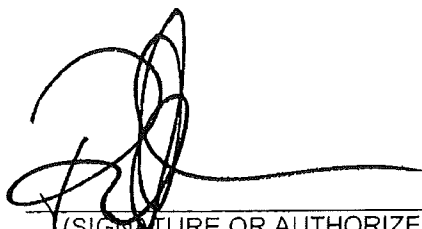
(DBA) Busters Beach House

to obtain the (entertainment type) Entertainment w/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.



(SIGNATURE OR AUTHORIZED AGENT)

President

(TITLE)

9/15/2010

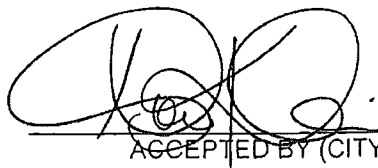
(DATE)



DRIVER'S LICENSE OR ID CARD NUMBER



STATE



ACCEPTED BY (CITY STAFF)

AAA

TITLE

09/15/10

DATE

STATE OF CALIFORNIA
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL
ALCOHOLIC BEVERAGE LICENSE

ON-SALE GENERAL EATING PLACE

VALID FROM

Jun 24, 2010

LODGE DEVELOPMENT LLC
168 N MARINA DR
LONG BEACH, CA 90803

EXPIRES

May 31, 2011

TYPE NUMBER DUP

47 489010

AREA CODE

1932 03

TRANSFER
47-328765

BUSINESS ADDRESS DBA: BUSTERS BEACH HOUSE AND LONG BOARD B,
(IF DIFFERENT)

CONDITIONS

OWNERS: LODGE DEVELOPMENT LLC



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 "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.

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

DISPLAY CONSPICUOUSLY AT PLACE OF BUSINESS FOR WHICH ISSUED

CALIFORNIA STATE BOARD OF EQUALIZATION

SELLER'S PERMIT



ACCOUNT NUMBER

6/1/2010 SR EA [REDACTED]

LODGE DEVELOPMENT LLC
168 N MARINA DR
LONG BEACH, CA 90803-4601

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 (2-06)

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
Secretary of State**



I, DEBRA BOWEN, Secretary of State of the State of California, hereby certify:

That the attached transcript of 1 page(s) has been compared with the record on file in this office, 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

OCT 17 2008

A handwritten signature in black ink that reads "Debra Bowen".

DEBRA BOWEN
Secretary of State



State of California Secretary of State

LLC-1

File # 200828410090

LIMITED LIABILITY COMPANY ARTICLES OF ORGANIZATION

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

OCT 06 2008

A \$70.00 filing fee must accompany this form.

IMPORTANT - Read instructions before completing this form.

This Space For Filing Use Only

ENTITY NAME (End the name with the words "Limited Liability Company," or the abbreviations "LLC" or "L.L.C." The words "Limited" and "Company" may be abbreviated to "Ltd." and "Co.," respectively.)

1. NAME OF LIMITED LIABILITY COMPANY

LODGE AT BELMONT SHORES, LLC

PURPOSE (The following statement is required by statute and should not be altered.)

2. THE PURPOSE OF THE LIMITED LIABILITY COMPANY IS TO ENGAGE IN ANY LAWFUL ACT OR ACTIVITY FOR WHICH A LIMITED LIABILITY COMPANY MAY BE ORGANIZED UNDER THE BEVERLY-KILLEA LIMITED LIABILITY COMPANY ACT.

INITIAL AGENT FOR SERVICE OF PROCESS (If the agent is an individual, the agent must reside in California and both items 3 and 4 must be completed. If the agent is a corporation, the agent must have on file with the California Secretary of State a certificate pursuant to Corporations Code section 1505 and item 3 must be completed (leave item 4 blank).)

3. NAME OF INITIAL AGENT FOR SERVICE OF PROCESS

BRIAN T. CORRIGAN, CORRIGAN & MORRIS LLP

4. IF AN INDIVIDUAL, ADDRESS OF INITIAL AGENT FOR SERVICE OF PROCESS IN CALIFORNIA CITY STATE ZIP CODE

201 SANTA MONICA BLVD. #475

SANTA MONICA CA

90401-2212

MANAGEMENT (Check only one)

5. THE LIMITED LIABILITY COMPANY WILL BE MANAGED BY:

[X] ONE MANAGER

[] MORE THAN ONE MANAGER

[] ALL LIMITED LIABILITY COMPANY MEMBER(S)

ADDITIONAL INFORMATION

6. ADDITIONAL INFORMATION SET FORTH ON THE ATTACHED PAGES, IF ANY, IS INCORPORATED HEREIN BY THIS REFERENCE AND MADE A PART OF THIS CERTIFICATE.

EXECUTION

7. I DECLARE I AM THE PERSON WHO EXECUTED THIS INSTRUMENT, WHICH EXECUTION IS MY ACT AND DEED.

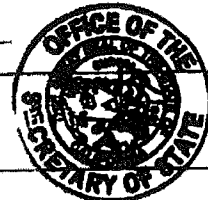
OCTOBER 1, 2008

DATE

SIGNATURE OF ORGANIZER

PATRICK M. HOLLERAN

TYPE OR PRINT NAME OF ORGANIZER





**State of California
Secretary of State**

I, DEBRA BOWEN, Secretary of State of the State of California, hereby certify:

That the attached transcript of 1 page(s) has been compared with the record on file in this office, 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

MAY 21 2009

Debra Bowen

DEBRA BOWEN
Secretary of State



State of California Secretary of State

LIMITED LIABILITY COMPANY CERTIFICATE OF AMENDMENT

A \$30.00 filing fee must accompany this form.

IMPORTANT - Read instructions before completing this form.

ENDORSED - FILED in the office of the Secretary of State of the State of California

MAY 1 9 2009

This Space For Filing Use Only

1. SECRETARY OF STATE FILE NUMBER 200828410090	2. NAME OF LIMITED LIABILITY COMPANY LODGE AT BELMONT SHORES, LLC
---	--

3. COMPLETE ONLY THE SECTIONS WHERE INFORMATION IS BEING CHANGED. ADDITIONAL PAGES MAY BE ATTACHED IF NECESSARY.

A. LIMITED LIABILITY COMPANY NAME (END THE NAME WITH THE WORDS "LIMITED LIABILITY COMPANY," "LTD. LIABILITY CO." OR THE ABBREVIATIONS "LLC" OR "L.L.C.")
LODGE DEVELOPMENT, LLC

B. THE LIMITED LIABILITY COMPANY WILL BE MANAGED BY (CHECK ONE):
 ONE MANAGER
 MORE THAN ONE MANAGER
 ALL LIMITED LIABILITY COMPANY MEMBER(S)

C. AMENDMENT TO TEXT OF THE ARTICLES OF ORGANIZATION:


D. OTHER MATTERS TO BE INCLUDED IN THIS CERTIFICATE MAY BE SET FORTH ON SEPARATE ATTACHED PAGES AND ARE MADE A PART OF THIS CERTIFICATE. OTHER MATTERS MAY INCLUDE A CHANGE IN THE LATEST DATE ON WHICH THE LIMITED LIABILITY COMPANY IS TO DISSOLVE OR ANY CHANGE IN THE EVENTS THAT WILL CAUSE THE DISSOLUTION.

4. FUTURE EFFECTIVE DATE, IF ANY:

MONTH	DAY	YEAR
-------	-----	------


5. NUMBER OF PAGES ATTACHED, IF ANY:

6. I HEREBY DECLARED THAT I AM THE PERSON WHO EXECUTED THIS INSTRUMENT, WHICH EXECUTION IS MY ACT AND DEED.


 SIGNATURE OF AUTHORIZED PERSON
 APRIL 7, 2009
 DATE
 PATRICK M. HOLLERAN, Managing Member
 TYPE OR PRINT NAME AND TITLE OF AUTHORIZED PERSON

7. RETURN TO:

NAME	BRIAN T. CORRIGAN
FIRM	CORRIGAN & MORRIS LLP
ADDRESS	201 SANTA MONICA BOULEVARD, SUITE 475
CITY/STATE	SANTA MONICA, CALIFORNIA
ZIP CODE	90401-2212





Accepted By: AM Date: 9/15/10
 Zoning Approval By: PRE OK Date: 9/15/10
PD-4-Sub I

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): Lodge Development LLC
 Business Name (DBA): Busters Beach House Business Phone: 562-598-9431
 Business Site Address: 168 N. Marina Dr. Long Beach, CA 90803
 Date Business Proposes To Open: Constant operation since 1989 7/1/2010
 Days & Time Premises Are Open For Inspection: 7 days a week from 7:00am - 6:00pm
 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:

Restaurant/Bar

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

Contact Person(s) Phone Number: [REDACTED]

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

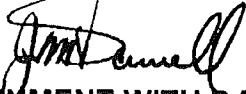
Conditions or Basis for Denial: _____

By: [Signature] Title: POLICE CHIEF Date: 11-22-10



Date: November 24, 2010

To: Erik Sund, Bureau Manager, Business Relations Bureau

From: Jim McDonnell, Chief of Police 

Subject: **APPLICATION FOR ENTERTAINMENT WITH DANCING AT BUSTER'S BEACH HOUSE – 168 NORTH MARINA DRIVE**

In response to your request for a recommendation regarding the above named permit application for Entertainment with Dancing, the Police Department recommends **approval**, subject to the following twenty (20) standard conditions:

Buster's Beach House, previously the "Jolly Roger," is located in the Alamitos Bay Marina and serves American cuisine for breakfast, lunch, and dinner. The establishment has been in operation for 35 years. The previous business had a valid entertainment permit and has had the same band performing for the last 32 years. The business was recently purchased by Patrick and Stephanie Holleran. However, the management and type of entertainment will not change. Based upon the Police Department's investigation and the East Division Patrol Commander's recommendation, the Long Beach Police Department does not believe the issuance of an Entertainment Permit with 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) 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.
- 4) Entertainment activities indicated on page #7 of your entertainment application shall be restricted to, between the hours of **10:00 AM** and **1:00 AM** each day of the week.
- 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 **11 p.m., whichever comes first**. Private functions not open to the public are exempt from this condition.

ENTERTAINMENT WITH DANCING AT BUSTER'S BEACH HOUSE
168 NORTH MARINA DRIVE
Page 2

- 6) This Entertainment Permit is accessory to the primary business, which is a restaurant. The premises must possess working refrigeration, cooking equipment, utensils, menus, and enough food to make substantial meals. You must offer substantial sales of meals, during the normal meal hours that you are open. Fast food, snacks and hors d'oeuvres shall not constitute a substantial meal. Normal meal hours are: Breakfast 6:00 a.m. – 9:00 a.m., Lunch 11:00 a.m. – 2:00 p.m., and dinner 6:00 p.m. – 9:00 p.m.

If you do not open by 6:00 p.m., you shall offer complete and substantial meals the entire time you are open for business, or for a minimum of three hours. In the event the primary business ceases operations or you fail to comply with this condition, your entertainment permit becomes null and void.

- 7) The use of speakers to provide amplified sound on the patio shall be prohibited at all times. This restriction shall not apply to a self contained unit, such as a portable radio, so long as the speaker size does not exceed six (6) inches, and the sound cannot be heard more than 50 feet from the patio.
- 8) 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.
- 9) 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.
- 10) The permittee shall employ his/her own discretion in determining the level of security necessary to prevent violations of law and any other disturbances arising out of or in connection with business operations. Should the permittee's operations give rise to a substantial increase in complaints/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.

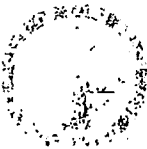
ENTERTAINMENT WITH DANCING AT BUSTER'S BEACH HOUSE
168 NORTH MARINA DRIVE
Page 3

- 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. This should be done by use of security guards and/or signage indicating, words to the effect of, "Please respect our neighbors."
- 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 shall be responsible for installing and maintaining 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. These cameras shall record video 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
- 15) 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.
- 16) 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.
- 17) The permittee must provide all promoters hired to conduct entertainment activities with a copy of the approved permit, which shall include a copy of the approved conditions of operation.
- 18) Buster's Beach House, its promoters, or agents, shall not distribute any advertising matter 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 promoter contracts, including names, addresses and phone numbers, on file at all times, and must be available for inspection at anytime.

ENTERTAINMENT WITH DANCING AT BUSTER'S BEACH HOUSE
168 NORTH MARINA DRIVE
Page 4

- 19) 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.
- 20) 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.

JM:CNA:cna
AppvlCondBustersBeachHouse



Accepted By: gm Date: 9/15/10
 Zoning Approval By: PEE OW Date: 9/15/10
PD-4-Sub 1

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): Lodge Development LLC
 Business Name (DBA): Busters Beach House Business Phone: 562-598-9431
 Business Site Address: 168 N. Marina Dr Long Beach, CA 90803
 Date Business Proposes To Open: Constant operation since 1989 7/1/2010
 Days & Time Premises Are Open For Inspection: 7 days a week from 7:00am - 6:00pm
 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:

Restaurant/Bar

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

Contact Person(s) Phone Number: [REDACTED]

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): 10/21/10 By: [Signature]

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: _____



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: 9/9/2010

Name of Business (DBA): Busters Beach House

Name of Business Owner: Lodge Development LLC

Business Address: 168 N. Marina Dr.
Long Beach, CA 90803

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

President

Phone #

[Redacted]

FAX #



Accepted By: GM Date: 9/15/10
 Zoning Approval By: PRE W Date: 9/15/10
PD-4-Sub 1

APPLICATION FOR ENTERTAINMENT PERMIT

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

Applicant's Name (Legal Ownership Structure): Lodge Development LLC
 Business Name (DBA): Busters Beach House Business Phone: 562-598-9431
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 Days & Time Premises Are Open For Inspection: 7 days a week from 7:00am - 6:00pm
 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:

Restaurant/Bar

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

Contact Person(s) Phone Number: [REDACTED]

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: 9-23-10
 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): 9-23-10 By: DXW


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: October 5, 2010
To: Erik Sund, Manager of Business Relations Bureau
From: Derek Burnham, Current Planning Officer 
Subject: REVIEW OF ENTERTAINMENT LICENSE REQUEST

Site Address: 168 North Marina Drive
Long Beach, CA 90803

Applicant: Lodge Development LLC, DBA Buster Beach House

Zoning District: PD-4 (Long Beach Marina Planned Development District)

Proposed Use: Entertainment with Dancing

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

A review of the permit history for 168 North Marina Drive indicates, that one Conditional Use Permit Exemption was approved for alcohol sales (Case No. 01-41), but no CUPs or AUPs were found for the subject property.

The subject property is located within the Long Beach Marina Planned Development District (PD-4). Within the PD-4 District, dancing by patrons is permitted as an accessory use for a restaurant. Based on the floor plans submitted for the previous application and the current application, there have been no significant changes made to the floor plan. No additional parking is required.

The Planning Bureau recommends that the entertainment permit with dancing for "Buster Beach House" be approved.

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