



BUSINESS LICENSE COMMISSION

COUNTY OF LOS ANGELES

374 KENNETH HAHN HALL OF ADMINISTRATION
500 WEST TEMPLE STREET
LOS ANGELES, CA 90012
(213) 974-7691



June 2, 2010 MEETING

374 HALL OF ADMINISTRATION

MINUTES

Commissioners Present

Steven Afriat, President
Renée Campbell, Vice President
Diana Wood, Secretary
Sara Vasquez, Commissioner
James Barger, Commissioner

Commission Services Staff

Rhonda Rangel
Garen Khachian

County Representatives

Barbara Goul, County Counsel
Brandi Moore, County Counsel
Cristina Hernandez, Treasurer and Tax Collector
John Babbitt, Sheriff's Department
Carmen Sainz, Regional Planning
Ariel Palomares, Public Works
Clement Shoola, Public Health

Guests

Sophia Washington, Kennedy Court Reporter
Javier Lomeli
Osbaldo Morales
Reverend Fred Pierson
Cynthia Puertas, Attorney

MEMBERS

STEVEN AFRIAT

PRESIDENT

RENÉE CAMPBELL

VICE-PRESIDENT

DIANA WOOD

SECRETARY

JAMES BARGER

COMMISSIONER

SARA VASQUEZ

COMMISSIONER

A full list of guests on file in Commission office.

CALL TO ORDER

Commissioner Barger called the meeting to order at 9:10 a.m.

MINUTES

ACTION TAKEN: MINUTES of May 26, 2010 – Approved.

Motion: Commissioner Barger, seconded by Commissioner Vasquez

Vote: Unanimously carried

PUBLIC HEARING

Progress Report by Treasurer and Tax Collector on Recommendation to Deny Public Eating Business License ID#136341 continued from 3/31/10

Miriam Castro
Tacos Morales
17026 E. Cypress Street, #B
Covina, CA 91722-3100 (Fifth District)

Cristina Hernandez, Treasurer and Tax Collectors' Office, reported that the application is being recommended for denial by the Department of Regional Planning, Land Development Division. Carmen Sainz, Department of Regional Planning, reported the above mentioned location was previously a retail business requiring a limited number of parking spaces. A public eating establishment requires a larger number of parking spaces for its clientele. A site plan and inspection is required for Regional Planning approval. Ms. Sainz stated two issues to be resolved; the business needs to be legally established as a restaurant, and the use of adequate parking. The applicant has been in contact with the department, but has not provided the needed documents to the Department.

ACTION TAKEN: The Commission continued the above-mentioned item to June 16, 2010.

Motion: Commissioner Barger, seconded by Secretary Wood

Vote: Unanimously carried

Hearing on Recommendation to Deny Public Eating Business License ID#114061 continued from 3/17/10 and 4/21/10

Javier Lomeli
Millan's Ranchito Mexican Restaurant
7410 Santa Fe Avenue
Huntington Park, CA 90255 (First District)

Cristina Hernandez, Treasurer and Tax Collectors' Office, reported that the Sheriff's Department recommended that this renewal application be denied. Lt. Babbitt testified the restaurant was previously a family restaurant. He informed the Commission there were numerous complaints from the neighbors that the after hours operation of the restaurant was a nuisance. Lt. Babbitt reported three shooting incidents that occurred in 2009 involving customers frequenting the restaurant between the hours of 3:00 a.m. to 5:00 a.m. On 11//22/09 at 3:43 a.m. two people were shot while leaving the restaurant. On 10/9/09 there was an arrest made in the Millan's parking lot for possession of loaded firearm in a public place at 3:24 a.m. On 4/14/09 a man was shot in the Millan's parking lot at 3:32 a.m.

Vice-President Campbell joined the meeting at 9:16 a.m.

Cynthia Puertas, attorney for Mr. Lomeli, represented that Millan's has been a community establishment since the 1950's. The owner would like to work with the Sheriff's department to address Lt. Babbitt's concerns. Ms. Puertas and Lt. Babbitt acknowledged that the restaurant is located in a gang area. There has been no reported criminal activity in the restaurant.

Lt. Babbitt informed the Commission that the Sheriff's Department would like to see the hours of the restaurant restricted. Mr. Lomeli informed the Commission the hours of operation currently are from 10:00 a.m. to 2:00 a.m. seven days a week. Mr. Henry Velasquez, Business Manager informed the Commission the maximum capacity of the restaurant is 60 to 70 people. At most, the restaurant has 45 people and with the voluntary reduction of hours of operation to 2:00 a.m. the establishment employs only one security guard.

President Afriat joined the meeting at 10:02 a.m.

Public Comment

Members of public spoke in support of the bar. (Copy on File).

ACTION TAKEN: The Commission overturned the recommendation to deny the Public Eating Business License ID# 114061 with the following conditions:

- Hours of operation Monday through Thursday 10:00 a.m. to 12 a.m. Last call for alcoholic beverage Monday through Thursday 11:30 p.m.
- Hours of Operation Friday through Sunday 10:00 a.m. to 2:00 a.m. Last call for alcoholic beverage Friday through Sunday 1:30 a.m.
- Security guard on premises from 7:00 p.m. to closing and must not leave the premises until everyone has exited the area including clearing of the parking lot.
- Surveillance cameras to be installed outside of the bar in the parking lot area.
- Everyone should evacuate the premises at 12:00 a.m. Monday through Thursday and 2:00 a.m. on Friday through Sunday
- Nine month review by the Business License Commission following the issuance of license

Motion: Commissioner Vasquez, seconded by Vice-President Campbell

Abstention: President Afriat

Vote: Duly carried

Hearing on Recommendation to Deny Peddler-Commercial Motor Vehicle Business License ID#137044

James Victor Radzik
1125 Gravellia Street
Altadena, CA 91001 (Fifth District)

Cristina Hernandez, Treasurer and Tax Collectors' Office, reported that the Public Health Department recommended that this Peddler-Commercial Motor Vehicle Business License be denied. Clement Shoola, Department of Public Health, reported he contacted Mr. Radzik and informed the applicant he needs to apply for a new license. Mr. Shoola stated that Mr. Radzik said that he purchased the license from the renter.

Mr. Radzik did not appear at the hearing.

ACTION TAKEN: The Commission upheld the recommendation to deny Business License ID #137044.

Motion: Commissioner Barger, Commissioner Vasquez

Vote: Unanimously carried

Hearing on Application for Dance, Entertainment/W Dance & Public Eating Business License ID# 137378

Reverend Fred Pierson
Malibu Phoenix Retreat
26860 Mellus Drive
Malibu, CA 90265 (Third District)

Cristina Hernandez, Treasurer and Tax Collectors' Office, reported that the application is for Entertainment/W Dance and Public Eating Business has received approval from the following agencies; Fire, Health, Sheriff and Treasurer and Tax Collector. Building and Safety approval is still pending. Mr. Ariel Palomares, Department of Public Works, Building and Safety informed the Commission the inspector from the department was unable to inspect the property. An appointment has been re-scheduled to inspect the property on June 7, 2009.

Carmen Sainz, Department of Regional Planning, Land Use Regulation Division stated the department would like to impose certain conditions in the event the license is approved. Ms. Sainz reported the applicant has to provide a Clean Hands Waiver Request (temporary conditional use permit) when he submits the application for a Conditional Use Permit.

President Afriat informed Mr. Pierson in the event Regional Planning imposes stricter conditions with the Clean Hands Wavier Request, as the applicant he must abide by the restrictions set by the Department.

ACTION TAKEN: The Commission approved the aforementioned license with the following conditions:

- Scheduled list of planned events provided to the Regional Planning Department and Business License Commission of 6/12/10, 7/10/10, 8/7/10, 9/5/10, 9/25/10, 10/10/10 and 11/27/10 are the only allowable events under this license. No scheduling beyond what already been scheduled is allowed.
- With the exception of barbeques provided by licensed caterer, there will be no open fire allowed at the site.
- All music shall cease no later than 10:00 p.m. Sunday through Thursday and 11:00 p.m. Friday through Saturday and alcohol serving shall stop one hour prior to the end of the music.
- The scheduled events can only be maintained around the pool area and band stand located between the pool and parking area.
- The project shall comply with the County parking requirements.
- Applicant shall submit a site plan depicting all existing structures, delineation of the boundaries of the events, parking, band stand, pool, oak trees, etc. to determine what other entitlements are required such as parking permit & Oak Tree permit to the satisfaction of the Regional Planning Department, in addition to submitting an application for Clean Hands Wavier and Conditional Use Permit for the alcohol & banquet uses and re-designation of the SERA within 60 days of this approval.
- The approval of this license does not preclude the County form its enforcement authority under Title 22 Provision.
- The license is subject to full inspection and approval of Department of Public Works, Building and Safety.
- The Commission will review this action within 60 to 75 days of this hearing date and review progress
- Waiver of the code requirement that there be a stage and dressing room on the site.
- Public should not have access to any of the existing structures on the surrounding parcels.

Motion: President Afriat, seconded by Secretary Wood

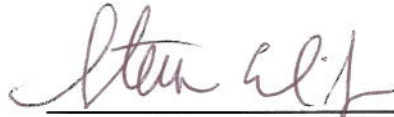
Vote: Unanimously carried

COMMISSIONERS' COMMENTS

There were none.

ADJOURNMENT

The Commission adjourned at 11:45 a.m.

A handwritten signature in cursive script, appearing to read "Steven Afriat", written in dark ink.

Steven Afriat, President