page 1 of 6

#### APPLICATION FOR DETERMINATION OF "PUBLIC CONVENIENCE OR NECESSITY" ALCOHOL SALES

Pursuant to Section 23958 and 23858.4 California Business and Professions Code

#### TO BE SUBMITTED TO CITY CLERK'S OFFICE ROOM 395, CITY HALL

COUNCIL FILE NO. 13-1717

#### BACKGROUND INFORMATION

TIME LIMIT FILE:

As part of the application, the applicant must submit the names and addresses of property owners of all property adjacent (including across the street/alley) to the subject property on gummed labels. Applicant must also submit the following information: 1) notarized signature, 2) a site plan prepared by a map maker (see Planning Department for map maker's list), 3) one 4 by 6-inch picture of the property from each side of the site, and 4) a copy of all previous building permits for the site (Room 101, 201 North Figueroa Street). When you meet with ABC to get the crime and license concentration information for your site, you must bring back the ABC information (on the ABC form) to the City Clerk.

Project Name	CVS Pharmacy
Address	5837 S. Central Avenue, Los Angeles, CA 90001
Type of Business	Pharmacy and Retail Store
Applicant	Garfield Beach CVS. L.L.C. Name One CVS Drive, Woonsocket, RI 02895 Address (401) 765-1500 Phone Number/Fax Number
Property Owner	Slauson Central LLC C/O Regency Centers Name 915 Wilshire Blvd., Suite 2200, Los Angeles, CA 90017 Address 213-553-2277 Phone Number/Fax Number
Representative	Christian Charbonnet w/ Armstrong Development Name 1375 Exposistion Blvd., 101, Sacramento, CA 95815 Address (916) 643-9610, Phone Number/Fax Number

#### A. PROJECT DETAILS

THE FOLLOWING QUESTIONS ARE TO BE ANSWERED BY ALL APPLICANTS:

- Has the City previously approved a conditional use permit for alcoholic beverage sales at this site? Yes X No If Yes, what is the City case number(s) ZA 2008-4789(CUB)
   .;
- Have you recently filed for a new conditional use permit? Yes \_\_\_\_\_ No. \_X\_\_\_. If Yes, provide the City case number(s) \_\_\_\_\_\_.
- 3. Has a previous ABC license been issued? Yes \_\_\_\_\_ No \_x \_\_\_. If Yes, when and what type of license.

- Type of Alcohol Sales Requested (on- or off-site, beer and wine, full alcohol, etc.): Type 21 License, Off-Site, Full alcohol
- 5. Size of Business: 14,576
- 6. % of floor space devoted to alcoholic beverages: less than 4%
- 7. Hours of Operation:
  - a. What are the proposed hours of operation and which days of the week will the establishment be open? 24 hours 7 days a week
  - b. What are the proposed hours of alcohol sales? 6 AM 2 AM
- 8. Parking:
  - a. Is parking available on the site? (If so, how many spaces?) \_\_\_\_\_
  - - c. Where? N/A
    - d. How many off-site spaces? N/A
- 9. Has the owner or lessee of the subject property been suspended from the sale of alcoholic beverages on the subject property or fined by the Alcoholic Beverage Control Department (ABC) in the last 365 days and if so, for what reasons? Provide ABC case number and a copy of final ABC action.
  No
- 10. Will video game machines or pool or billiard tables be available for use on the subject property and if so, how many?
- 11. Will you have signs visible on the outside which advertise the availability of alcohol? No
- 12. How many employees will you have on the site at any given time? 4-12
- 13. Will all employees who sell alcohol attend the local State ABC training class on how to properly sell alcohol? Yes
- 14. What security measures will be taken including:
  - a. Posting of rules and regulations on the premises to prevent such problems as gambling, loitering, theft, vandalism and truancy.
  - b. Will security guards be provided and if so, when and how many?

Store will have security cameras and CVS has a highly refined Loss Prevention

Program. Security Guard will be onsite during operating hours.

15. Will there be minimum age requirements for patrons? If so, how will this be enforced?

No

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16. Are there any other alcoholic beverage outlets within a 600-foot radius of the site? Provide names and address of such business and type of business.

El Navegante Restaurant 5900 S Central Avenue

17. Are there any schools (public or private and including nursery schools) churches or parks within 1,000 feet of your proposed business? Where? (Give Address)

None

18. Will the exterior of the site be fenced and locked when not in use?

No

- 19. Will the exterior of the site be illuminated with security lighting bright enough to see patrons from the street? Yes
- B. THE FOLLOWING QUESTIONS ARE TO BE ANSWERED WHERE ONLY THE <u>OFF-SITE</u> SALE OF ALCOHOLIC BEVERAGES IS SOUGHT:
  - Will the gross sale of alcohol exceed the gross sale of food items on a quarterly basis? No
  - 2. Will cups, glasses or other similar containers be sold which might be used for the consumption of liquor on the premises? No
  - Will beer and wine coolers be sold in single cans or will wine be sold in containers less than 1 liter (750 ml)? <u>No</u>
  - 4. Will "fortified" wine (greater than 16% alcohol) be sold? No
- C. THE FOLLOWING QUESTIONS ARE TO BE ANSWERED WHERE ONLY THE <u>ON-SITE</u> SALE OF ALCOHOLIC BEVERAGES IS SOUGHT:
  - 1. What is the occupancy load as determined by the Fire Department (number of patrons)?
  - What is the proposed seating in all areas?
  - Is there to be entertainment such as a piano bar, juke box, dancing, live entertainment, movies, etc.? (Specify?)
  - 4. If a cocktail lounge is to be maintained incidental to a restaurant, the required floor plans must show details of the cocktail lounge and the separation between the dining and lounge facilities.
  - 5. Food Service
    - a. Will alcohol be sold without a food order? \_\_\_\_\_
    - b. Will there be a kitchen on the site as defined in the Los Angeles Municipal Code?
  - 6. Will discount alcoholic drinks or a "Happy Hour" be offered at any time?

Provide a copy of the proposed menu if food is to be served.

#### D. PUBLIC CONVENIENCE AND NECESSITY EVALUATION

The City of Los Angeles is very concerned if a new request to sell alcohol is subject to one of the conditions below. There is a strong likelihood that the City <u>will deny</u> your "public convenience or necessity" application if one of the above listed conditions apply to your site. (It is <u>strongly</u> suggested that you contact your Council Office and discuss your project. If the Council Office does not oppose your project, you should then check with your local area police vice unit as well as the Planning Department Public Counter at (213) 482-7077 for the determination of whether the proposed site is within a Specific Plan area, and the Community Redevelopment Agency (CRA) project staff at (213) 977-1682 or 977-1665, to determine if your site is in a CRA Project Area. If any of the five conditions listed below apply to your site, you should carefully consider if you want to file for a Public Convenience or Necessity finding.

- 1. The proposed site is in an area with a long-term level of undue concentration of alcoholic beverage outlets.
- The geographic area is the target of special law enforcement activity, i.e., police task force is working on reducing vice in the area, or eliminating juvenile crime (such as cruising or graffiti) or gang activity.
- 3. The proposed site is in close proximity to sensitive uses, including schools, parks, churches, youth activities, homeless shelters, mental health or alcohol or drug treatment centers.
- 4. The geographic area has elevated levels of alcohol-related crimes, including but not limited to: public intoxication, driving under the influence, assault, vandalism, prostitution, drug violations, loitering.
- 5. The proposed site is located in a Specific Plan or Community Redevelopment Agency Project area which specifically includes a policy to control future alcoholic beverage sales.
- E. If the project site is not subject to one of the above criteria, your project will be evaluated by the City Council with consideration given to the following possible benefits and detriments to the community:
  - 1. Possible Benefits

Would the business:

- a. Employ local residents (how many)
- b. Generate taxes (provide estimate)
- c. Provide unique goods and services (which ones)
- d. Result in an aesthetic upgrade to the neighborhood (in what exact way)
- e. Contribute to the long term economic development (how)
- f. Provide a beneficial cultural/entertainment outlet (specify)

#### 2. Possible Detrimental Impacts

Is the immediate area in which the license is sought subject to: (Check with your local Police Department area "Senior Lead Officer")

- a. Excessive calls to the Police Department
- b. Police resources being already strained
- c. High rates of alcoholism, homelessness, etc.
- d. Large "youth" (under 21) population
- 3. With regard to the operation of the proposed business explain:
  - The method of business operation: (large volume of alcohol to food sales, "late" hours (after midnight), high % unskilled (no ABC training class) staff, high % of underage (under 21) staff, etc.)
  - b. Would the business duplicate a nearby business already in existence?

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c. Other non-alcohol sales business options available so alcohol does not have to be sold, e.g., more specialty products, broader range of items like fresh meats or fruits and vegetables, etc.

The City Council will evaluate these factors and make a decision on the overall merits of your request. Therefore, you should answer below as to why you believe any of these above listed beneficial or detrimental conditions apply to your project and provide any documented proof to support your belief:\*\*

See attached	
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\*\* You may add additional pages to your response if needed. Please utilize numbering system of this form to assist in the review of the responses.

#### F. APPLICANT'S AFFIDAVIT

Under penalty of perjury the following declarations are made:

- a. The undersigned is the owner or lessee if entire site is leased, or authorized agent of the owner with power of attorney or officers of a corporation (submit proof).
- b. The information presented is true and correct to the best of my knowledge.

Applicant/signature Signature of property owner if tenant or lessee is filling I awas Clark, Vice President application \*\*\*\*\*

#### ALL-PURPOSE ACKNOWLEDGMENT

State of California

12/17

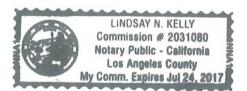
os Angeles County of before me, Lindsay N. Kelly, Notary Public, (Insert Name of Notary Public and Title) 17.2013 On )ecember Laura lark \_\_\_\_, who proved to me on the basis of personally appeared

satisfactory evidence to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf on which the person(s) acted, executed the instrument.

I certify under PENALTY OF PERJURY under the laws of the State of California that the foregoing paragraph is true and correct.

WITNESS my hand and official seal.

Signature (Seal)



The Planning Department has a list of private map makers who will prepare the names and addresses for you. This list is available at the public counter, 201 North Figueroa Street, 4th Floor, or 6262 Van Nuys Boulevard, Van Nuys. Alternatively, you may obtain a list of such adjoining owners from the City Clerk's Office (Room 730, 201 North Figueroa Street) or from a title company and prepare the labels yourself.

#### **REGENCY REALTY GROUP, INC. OFFICERS AS OF MARCH 2013**

	Martin E. Stein, Jr.	Chairman and Chief Executive Officer
	Brian M. Smith	President and Chief Operating Officer
	Lisa Palmer	Executive Vice President and Chief Financial
		Officer
	Dan M. Chandler	Managing Director
	John S. Delatour	Managing Director
	James D. Thompson	Managing Director
	Barry Argalas	Senior Vice President
	Norman A. Hofheimer, Jr.	Senior Vice President
	Barbara C. Johnston	Senior Vice President, General Counsel and
		Secretary
	Michael R. Kinsella	Senior Vice President
	Peter J. Knoedler	Senior Vice President
	Patrick P. Krejs	Senior Vice President and Assistant Secretary
	J. Christian Leavitt	Senior Vice President, Treasurer and Assistant
		Secretary
	Snowden M. Leftwich	Senior Vice President
	Michael Mas	Senior Vice President
	Kathy D. Miller	Senior Vice President and Assistant Secretary
	John H. Pharr	Senior Vice President
	Scott R. Prigge	Senior Vice President
	H. Craig Ramey	Senior Vice President
	Alan Roth	Senior Vice President
	Gregg R. Sadowsky	Senior Vice President
	Douglas W. Shaffer	Senior Vice President
	Theodore C. Simmons	Senior Vice President
	Matthew J. Booth	Vice President
	Wm. Stuart Brackenridge	Vice President
	Anne Brettingen	Vice President
	Laura E. Clark	Vice President
	Patrick N. Conway	Vice President
	David D. Corini	Vice President
	William J. Damrath	Vice President
	Terah L. Devereaux	Vice President
	Thomas K. Fleming	Vice President
	John P. Hayes	Vice President
	John R. Hricko	Vice President
	Patrick M. Johnson	Vice President
	Dale S. Johnston	Vice President
	Whitney Kantor	Vice President
	Ernest F. Kennedy	Vice President
	Andre Kolezsar	Vice President
	Paul C. Maxwell	Vice President
	John T. Mehigan	Vice President
	Shauna R. Neel	Vice President
	Ryan M. Nickelson	Vice President
77	1-6747 26	

Title

Name

Name Title Vice President Howard E. Overton Brad Parks Vice President and Assistant Secretary Thomas C. Paul Vice President Vice President and Assistant Secretary Celia R. Paulk Vice President Mark A. Peternell Joshua J. Spooner Vice President Don E. Stedham Vice President Richard W. Sutphin Vice President Nicholas A. Wibbenmeyer Vice President Christopher A. Widmayer Vice President Scott L. Wilson Vice President Ernst Bell **Assistant Secretary** Stephanie Waidner Assistant Secretary

#### **REGENCY REALTY GROUP, INC.**

#### Secretary's Certificate Relating to Slauson Central, LLC

The undersigned, Celia R. Paulk, the duly appointed Vice President and Assistant Secretary of Regency Realty Group, Inc. ("Regency"), hereby certifies as follows:

1. Regency is the Manager of Slauson Central, LLC, a Delaware limited liability company ("Slauson").

#### Slauson Central, LLC

2. Attached hereto as <u>Exhibit A</u> is a true, complete and correct copy of Slauson's Certificate of Formation certified by the Secretary of State of Delaware and the same remains in full force and effect.

3. Attached hereto as <u>Exhibit B</u> is a true, complete and correct copy of Slauson's Limited Liability Company Agreement and such Agreement has not been amended, rescinded or modified and remains in full force and effect.

4. Attached hereto as <u>Exhibit C</u> is a true, complete and correct copy of Slauson's evidence of good standing in Delaware dated as of a recent date.

#### **Regency Realty Group, Inc.**

5. Attached hereto as <u>Exhibit D</u> is a true, complete and correct copy of the Articles of Incorporation of Regency certified by the Secretary of State of Florida and the same remains in full force and effect.

6. Attached hereto as  $\underline{\text{Exhibit E}}$  is a true, complete and correct copy of the Bylaws of Regency and such Bylaws have not been amended, rescinded or modified and remain in full force and effect.

7. Attached hereto as  $\underline{\text{Exhibit F}}$  is a true, complete and correct copy of Regency's evidence of good standing in Florida dated as of a recent date.

#### Approvals

8. Attached hereto as <u>Exhibit G</u> is a true, complete and correct copy of resolutions duly adopted by the Board of Directors of Regency and such resolutions have not been amended, rescinded or modified and remain in full force and effect.

#### Incumbency

9. The individuals listed on <u>Exhibit H</u> attached hereto have been duly elected to the offices of Regency set forth beside their respective names, have been duly qualified for, and as of the date hereof are holding the offices set forth opposite their respective names, and the signatures set forth opposite their respective names are their genuine signatures.

IN WITNESS WHEREOF, I have signed this Secretary's Certificate and set the seal of the Corporation as of May <u>10</u>, 2013.

Celia R. Paulk

Celia R. Paulk Vice President and Assistant Secretary



#### DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL NUMBER OF LICENSES AUTHORIZED BY CENSUS TRACT

COUNTY	CENSUS TRACT	POPULATION	ON SALE	OFF SALE
LOS ANGELES	2381.00	4,626	4	3
LOS ANGELES	2382.00	5,267	4	3
LOS ANGELES	2383.10	4,821	4	3
LOS ANGELES	2383.20	3,787	3	2
LOS ANGELES	2384.00	4,497	4	2
LOS ANGELES	2392.01	3,562	3	2
LOS ANGELES	2392.02	4,724	4	3
LOS ANGELES	2393.10	3,996	3	2
LOS ANGELES	2393.20	3,444	3	2
LOS ANGELES	2393.30	2,879	2	1
LOS ANGELES	2395.01	3,454	3	2
LOS ANGELES	2395.02	3,372	3	2
			3	2
LOS ANGELES	2396.01	3,755	3	2
LOS ANGELES	2396.02	3,313		
LOS ANGELES	2397.01	4,261	4	2
LOS ANGELES	2397.02	3,927	3	2
LOS ANGELES	2398.01	3,412	3	2
LOS ANGELES	2398.02	4,902	4	3
LOS ANGELES	2400.10	3,673	3	2
LOS ANGELES	2400.20	5,055	4	3
LOS ANGELES	2402.00	5,252	4	3
LOS ANGELES	2403.00	5,691	5	3
LOS ANGELES	2404.01	5,383	5	3
LOS ANGELES	2404.02	3,854	3	2
LOS ANGELES	2405.00	5,655	5	3
LOS ANGELES	2406.00	4,932	4	3
LOS ANGELES	2407.00	6,161	5	4
LOS ANGELES	2408.00	4,377	4	2
LOS ANGELES	2409.00	5,620	5	3
LOS ANGELES	2410.01	4,285	4	2
LOS ANGELES	2410.02	3,606	3	2
LOS ANGELES	2411.10	3,074	2	2
LOS ANGELES	2411.20	4,564	4	2
LOS ANGELES	2412.01	2,898	2	1
LOS ANGELES	2412.01	4,943	4	3
			•	
LOS ANGELES	2413.00	2,313	2 3	1
LOS ANGELES	2414.00	3,285		2
LOS ANGELES	2420.00	3,938	3	2
LOS ANGELES	2421.00	2,714	2	1
LOS ANGELES	2422.00	6,554	6	4
LOS ANGELES	2423.00	4,586	4	2
LOS ANGELES	2426.00	4,409	4	2
LOS ANGELES	2427.00	5,273	4	3
LOS ANGELES	2430.00	6,769	6	4
LOS ANGELES	2431.00	5,350	5	3
LOS ANGELES	2611.01	3,499	3	2
LOS ANGELES	2611.02	4,362	4	2
LOS ANGELES	2612.00	4,341	4	2
LOS ANGELES	2621.00	3,586	3	2
LOS ANGELES	2622.00	4,675	4	3
LOS ANGELES	2623.01	2,744	2	1
LOS ANGELES	2623.02	2,818	2	1
LOS ANGELES	2623.03	3,290	3	2
LOOTHOLLU	2020.00	3,233	3	2



#### California Department of Alcoholic Beverage Control For the County of LOS ANGELES - (By license type 21) and Census Tract = 2392.02

Report as of 12/2/2013

	License Number	Status	License Type	Orig. Iss. Date	Expir Date	Primary Owner and Premises Addr.	Business Name	Mailing Address	Geo Code
1)	<u>437216</u>	ACTIVE	21	4/13/2006	3/31/2014	KIM, TAE BYONG 6220 S SAN PEDRO ST LOS ANGELES, CA 90003 Census Tract: 2392.02	GAGE LIQUOR		1933
2)	<u>451461</u>	ACTIVE	21	6/4/2007	5/31/2014	HAN, JIN SOOK 5946-48 S MAIN ST LOS ANGELES, CA 90003-1201 Census Tract: 2392.02	TOWN DELI & LIQUOR		1933
3)	457423	ACTIVE	21	10/16/2007	9/30/2014	HAMAD, SHAWKAT 6101 S AVALON BLVD LOS ANGELES, CA 90003-1632 Census Tract: 2392.02	SHAWNS MARKET		1933
4)	466717	ACTIVE	21	6/18/2008	5/31/2014	LIONSWAY GROUP INC 6200 S SAN PEDRO ST LOS ANGELES, CA 90003-1637 Census Tract: 2392.02	ROYALTY MARKET		1933

- - - End of Report - - -

For a definition of codes, view our glossary.



#### California Department of Alcoholic Beverage Control For the County of <u>LOS ANGELES - (Retail Licenses)</u> <u>and Census Tract = 5328</u>

Report as of 12/3/2013

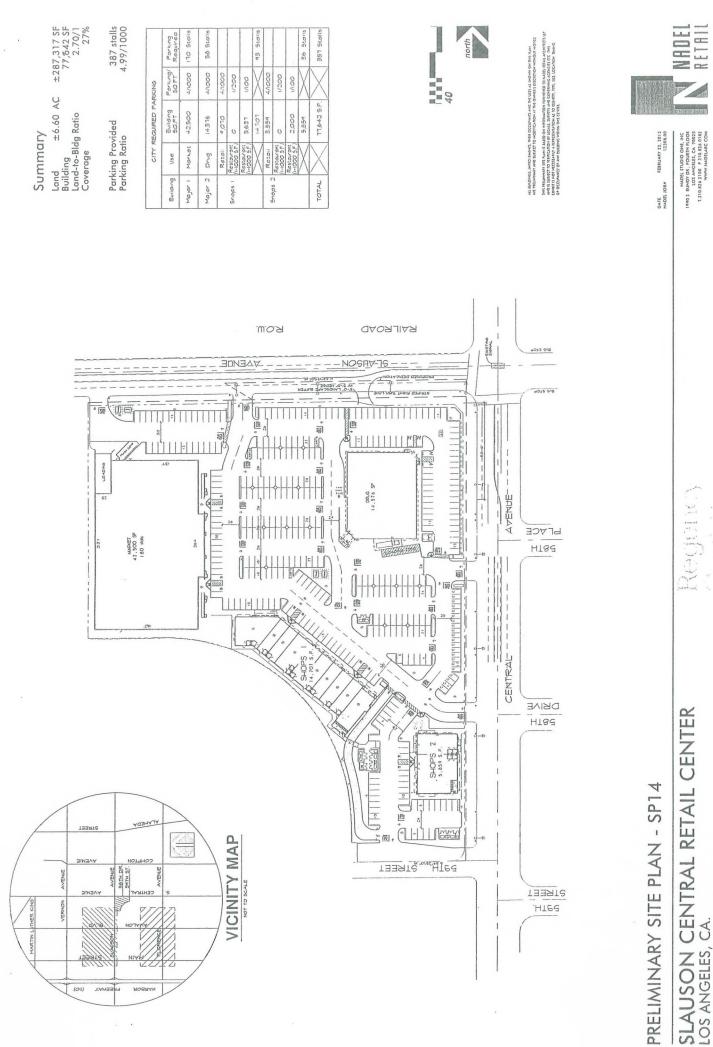
	License Number	Status	License Type	Orig. Iss. Date	Expir Date	Primary Owner and Premises Addr.	Business Name	Mailing Address	Geo Code
1)	160666	ACTIVE	20	9/27/1984	6/30/2014		LA JALPENSE MEAT MARKET		1900
2)	312943	ACTIVE	21	1/16/1996	10/31/2014		BIG SAVER FOODS 5	4260 CHARTER ST VERNON, CA 90058	1933
3)	435200	ACTIVE	41	5/22/2006	4/30/2014	BRAVO, GRACIELA MATEOS 5900 S CENTRAL AVE LOS ANGELES, CA 90001 Census Tract: 5328.00	EL NAVEGANTE RESTAURANT Win 600		1900
4)	<u>450370</u>	ACTIVE	40	4/13/2007	3/31/2014	MADRID, DILCIA ESTHER 1319 E 58TH PL LOS ANGELES, CA 90001-1205 Census Tract: 5328.00	JUDITH RESTAURANT		1933
5)	<u>480716</u>	ACTIVE	42	10/20/2009	9/30/2014	MULET, SUSANA CARIDAD 5865 COMPTON AVE LOS ANGELES, CA 90001-1344	SPORTS BAR	1451 E 58TH DR LOS ANGELES, CA 90001- 1203	1900

\*

					Census Tract: 5328.00		
6	i) <u>5</u>	<u>505131</u>	ACTIVE	12/13/2010 9:54:32 AM		COLUMBIA LIQUOR	1900

--- End of Report ---

For a definition of codes, view our glossary.





View of new shopping center with CVS Pharmacy building under construction on the left



East side of the CVS Pharmacy building taken from driveway off Central Avenue



Street frontage along Slauson Avenue in front of the new CVS Pharmacy building



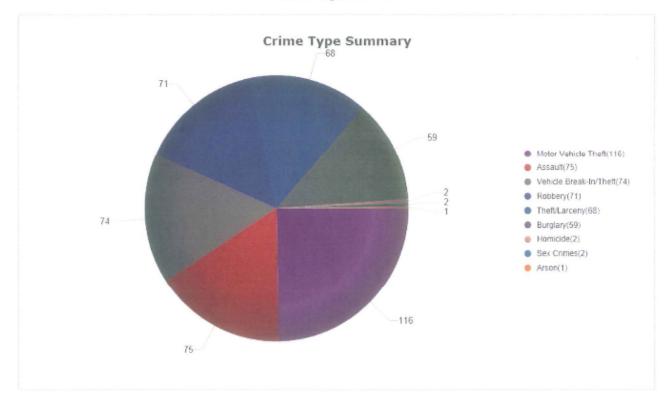
Main entrance to the CVS Pharmacy store viewed from the corner of Slauson & Central

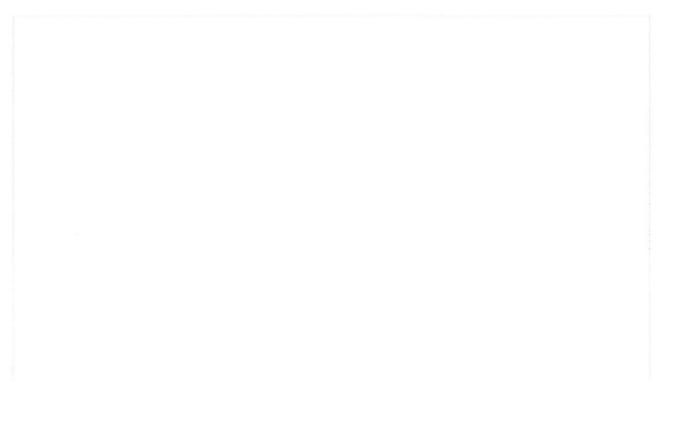
🥶 CrimeMapping.com 📙 Set Bookmark 🖂 Send 📟 Link 📰 Detailed Report

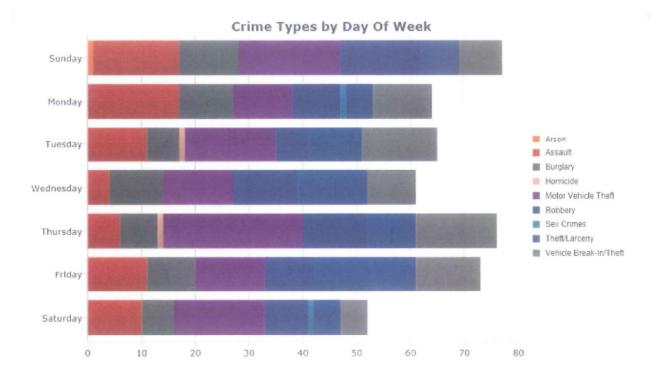
### Trend Report for 6/6/2013 - 12/2/2013 468 crimes found.

Within a 1 mile radius of 5837 S Central Ave, Los Angeles, CA, 90001

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\*

ADJACENT PROPERTY OWNERS SITE: 5837 S CENTRAL APN: 6007 003 900,901,902,903 DATA SOURCE:FIDELITY NATL TITLE ASSESSOR ROLE UPDATED TO 12/13

REPRESENTATIVE: ARMSTRONG EVELOPMENT PROP INC 1375 EXPOSITION BLVD #101 SACRAMENTO CA 95815

ATTN JOSH EISENHUT, LEED AP

2. STANLEY KRAMER TR 1760 E SLAUSON AVE VERNON CA 90058-3827

5. WHITMAN MARK CO TR 3019 DONA SUSANA DR STUDIO CITY CA 91604-4353

8. Gerta Slates 2240 CHELAN PL HOLLYWOOD CA 90068-2622

11. SOLANO INVESTMENTS LLC 5800 S CENTRAL AVE LOS ANGELES CA 90011-4736

14. Stanley Kramer 201 E ROOSEVELT RD LONG BEACH CA 90807-2609

16. STANLEY KRAMER J TR 1760 E SLAUSON AVE VERNON CA 90058-3827

19. Willie & Joann Hall 5894 S CENTRAL AVE LOS ANGELES CA 90001-1149 PREPARED ON: 12/4/2013 BY:CATHY MCDERMOTT OWNERSHIP LISTING SERVICE 951 699 8064

REPRESENTATIVE: TAIT & ASSOCIATES 701 N PARKCENTER DR SANTA ANA CA 92705

#### ATTN GREG FICK

3. BOOK COVER INC 935 E 59TH ST LOS ANGELES CA 90001-1007

6. GISELLE PROP INC PO BOX 1380 LOS ANGELES CA 90078-1380

9. TEEJAY PROPERTIES INC PO BOX 512157 LOS ANGELES CA 90051-0157

12. AMERICAN CENTRAL PLAZA LLC PO BOX 15777 LOS ANGELES CA 90015-0777

15. Shahmun Mehdian 10805 PARAMOUNT BLVD #A DOWNEY CA 90241-3308

17. EFRAIN RINCON 1315 S MONTEBELLO BLVD MONTEBELLO CA 90640-6449

20. Sandra Green 1926 W 131ST ST COMPTON CA 90222-1628 APPLICANT: GARFIELD BEACH CVS LLC ONE CVS DRIVE WOONSOCKET RI 02895

1. OWNER SLAUSON CENTRAL LLC C/O REGENCY CENTERS 915 WILSHIRE BLVD #2200 LOS ANGELES CA 90017 ATTN JOHN NAHAS

4. NEWARK GROUP IND INC 935 E 59TH ST LOS ANGELES CA 90001-1007

7. Harry Nadel 141 S LINDEN DR #302 BEVERLY HILLS CA 90212-2225

10. Lacmta 1 GATEWAY PLAZA LOS ANGELES CA 90012

13. J & B ENTERPRISES 5941 S CENTRAL AVE LOS ANGELES CA 90001-1128

15. Shahmun Mehdian PO BOX 352130 LOS ANGELES CA 90035-0257

18 George Castano 20929 ANZA AVE TORRANCE CA 90503-4212



# 77th Street Area Profile COMPSTAT





L D d a C A	A C A C A C A	AREA COMMAN Rank: Date of F Date Ass LAPD Ap
2.		AREA COMN COMN: Rank: Date d Date / LAPD
(Ca)		
	Carlo -	(Con

**NDING OFFICER:** Rank:

pointment Date: signed Area:

3 Robert N. Arcos CAPT-III December 2, 2012 September 9, 2012 September 12, 1988

COMMANDING OFFICER: LAPD Appointment Date: Date of Rank: Date Assigned Area: PATROL DIVISION Rank:

Lillian L. Carranza CAPT-I October 21, 2012 September 8, 2013 August 14, 1989

YTD % 2012 Change YTD 2013

VIOLENT CRIMES	11/10/13 TO	10/13/13 TO	%	10/13/13 TO	09/15/13 TO	%	YTD	ΥTD	%	YTD	YTD	%
	12/07/13	11/09/13	Change	11/09/13	10/12/13	Change	2013	2012	Change	2013	2011	Change
HOMICIDE	0	2	-100%	2	2	0%0	37	48	-23%	37	28	32%
RAPE	ю	9	-50%	9	3	100%	57	83	-31%	57	59	-3%
ROBBERY	68	75	-9%	75	80	-6%	923	1048	-12%	923	1178	-22%
AGGRAVATED ASSAULTS	64	45	42%	45	79	-43%	963	1107	-13%	963	1131	-15%
TOTAL VIOLENT	135	128	5%	128	164	-22%	1980	2286	-13%	1980	2396	-17%
PROPERTY CRIMES	11/10/13 TO	10/13/13 TO	%	10/13/13 TO	09/15/13 TO	%	ΥTD	YTD	%	YTD	YTD	%
	12/07/13	11/09/13	Change	11/09/13	10/12/13	Change	2013	2012	Change	2013	2011	Change
BURGLARY	84	91	-8%	91	94	-3%	1195	1172	2%	1195	1174	2%
MOTOR VEHICLE THEFT	96	104	-8%	104	118	-12%	1096	1036	6%	1096	1172	-6%
BTFV	104	118	-12%	118	125	-6%	1335	1302	3%	1335	1174	14%
PERSONAL /OTHER THEFT	82	105	-22%	105	111	-5%	1157	1329	-13%	1157	1274	-9%
TOTAL PROPERTY	366	418	-12%	418	448	-7%	4783	4839	-1%	4783	4794	%0
TOTAL PART I	501	546	-8%	546	612	-11%	6763	7125	-5%	6763	7190	-6%
Child/Spousal Abuse (Part I & II)*	42	51	-18%	51	60	-15%	694	763	-9%	694	717	-3%
SHOTS FIRED	19	15	27%	15	32	-53%	344	421	-18%	344	368	-7%
SHOOTING VICTIMS	17	6	89%	6	17	-47%	209	221	-5%	209	209	%0
		ARREST	STATIST	STATISTICS for week ending 12/07/13	ending 12/07	/13						
ARRESTS	11/10/13 TO	10/13/13 TO	%	10/13/13 TO	09/15/13 TO	%	YTD	YTD	%	YTD	YTD	%
	12/07/13	11/09/13	Change	11/09/13	10/12/13	Change	2013	2012	Change	2013	2011	Change
HOMICIDE	ю	4	-25%	4	5	-20%	33	43	-23%	33	30	10%
RAPE	0	2	-100%	2	2	%0	6	22	-59%	6	25	-64%
ROBBERY	22	22	%0	22	16	38%	260	321	-19%	260	398	-35%
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Statistics are based on the date the crime or arrest occurred.

N.C. - Not Calculable me Part II Child/Spousal Abuse Simple Assau

-21% -23%

290

-19%

-8% 12%

363 221 282

> -3% -5% 32%

> 39 25 76

> 39 76

25

-48% -7% -25%

50%

247

-16%

794

670 229 335 247 972

-7%

724

670 229 335 972

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22 18 40 19 80

48

-4%

48 27

46 19 23

AGGRAVATED ASSAULT\*\*

BURGLARY

LARCENY

MOTOR VEHICLE THEFT OTAL VIOLEN OTAL PART

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-30% -41% -19%

-8%

8270 2200 229

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1783 7608

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167 584

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1247 -22%

-12% -10%

8%

434

\*\*Statistics include domestic violence.

Operational Statement CVS/pharmacy 5837 South Central Ave., Los Angeles, CA 90001

#### **Overview & Project Description:**

Armstrong Development Properties, Inc. proposes to build a CVS/pharmacy retail store providing health and beauty aids, personal care items, gift items, beer, wine, distilled spirits, common household goods, vitamins, and retail pharmaceutical products available over-the-counter or by prescription from the in-store pharmacy. In addition to these products, the proposed store will also provide one-hour photo processing, as well as standard photo processing from standard negatives or digital photography. Other than photographic prints, products are not produced onsite, but a full range of products are available in-store, with an emphasis on convenience to the consumer.

Armstrong Development Properties, Inc., on behalf of CVS/pharmacy, is requesting a Letter of Public Convenience or Necessity in order to have the right to obtain a type 21 liquor license from the California Department of Alcoholic Beverage Control. This CVS/pharmacy will sell beer, wine and distilled spirits for off-site consumption only. Although alcoholic beverages are expected to comprise only a small percent of the store shelf-space, it is nevertheless necessary in order to provide CVS/pharmacy customers with a complete range of convenient products.

In addition to the everyday services that were previously mentioned that CVS/pharmacy will provide, this location may host a seasonal or annual flu clinic for the benefit of the local consumers, which may include an in-store display or sign to notify consumers of the date and time. If held, this activity would be inside the store. Besides the seasonal clinic, many CVS/pharmacy facilities also include a wellness center. This center, known as a "Minute Clinic", is staffed by a registered nurse practitioner who can diagnose and prescribe pharmaceuticals for minor ailments.

Initially the CVS/pharmacy will operate approximately from the hours of 7 a.m. to 10 p.m., seven days week; however, if the demand of the neighborhood warrants 24 hour operations CVS/pharmacy would like the ability to remain open as a service to the community. The typical CVS/pharmacy generally has between 25-30 employees on payroll. The typical number of employees staffed at a given time throughout the day may be between 4-12 depending on time of day, year and other factors. Most part-time employees will work between 20-25 hours per week and most full-time employees will work approximately 40 hours per week.

#### Public Convenience or Necessity:

First, it is important to emphasize that the Business & Professions Code § 23958.4 requires a positive finding of public convenience "*or*" necessity in order for an on-site ABC application to be approved. Thus, it is legally sufficient if CVS/pharmacy shows *either* public convenience *or* public necessity. It is *not* legally necessary to show both.

Second, it is only necessary to show public convenience or necessity where, as here, there is an "undue concentration" of licensees in the census tract. The term "undue concentration" (also referred to as "over concentration") is specifically defined in Business & Professions Code § 23958.4 as simply a ratio of *the number of licenses in a census tract* compared to *the average number of licenses in a County*, as a whole. It does *not* mean that a particular census tract necessarily has too many licenses for the needs or convenience of residents in that tract.

"Over concentration" also does not mean that the State, or anyone else, has previously looked at this census tract and determined that it has suffered any deleterious effects from the actual number of licenses existing; or that it will suffer if a new license is issued. It merely provides a guideline for making such a determination, in the form of determining whether, in a particular situation, the ABC license would serve the "public convenience or necessity."

Thus, in this case, the fact that the census tract in which CVS/pharmacy's site is located is statutorily "over concentrated" does not mean that selling a small amount of alcoholic beverages at a drug store will have adverse impacts. Rather, it simply means that the Police Department must find that either public convenience or public necessity will be served by the sale of Alcoholic Beverages at the site. Permitting the sale of Alcoholic Beverages at this site will satisfy this standard, and the ABC should grant CVS/pharmacy's application.

#### Security and Control:

CVS/pharmacy is committed to taking all feasible steps to address law enforcement concerns about the site. In addition, CVS/pharmacy has an extensive employee-training program and is a responsible retailer of alcoholic beverages. CVS/pharmacy is a large corporate retailer with a national presence. It certainly has and utilizes the resources necessary to be a responsible retailer of all types of goods and especially of alcoholic beverages.

CVS/pharmacy is committed to operating a retail store that allows for safe family oriented shopping. One of the ways this is achieved by placing large windows along the front of the building so that passing motorists and police have a direct view into the facility.

As part of the commitment to the safety of the community CVS/pharmacy will voluntarily agree to the following stipulations that may be required by the City of Los Angeles for an application for a Letter of Public Convenience or Necessity:

1. Colored digital video cameras shall be mounted in the interior and exterior of the premises in such a position as to be visible to patrons yet not accessible by reach. At least one camera will be placed to focus on cash register transactions to include both the employee and customer waiting area. Additionally, there will be at least one camera installed to focus on the aisle containing alcoholic beverages so that this section of the store can be properly monitored as all times. There will also be at least

one camera focused on the entrance that clearly shows an image of the color coded height tape installed on the inside of the door jamb.

- 2. A notice shall be placed therein that California state law prohibits the sale of alcoholic beverages to persons who are under the age of twenty-one (21) years and no such sales will be made.
- 3. Ensure no more than 33 percent of the square footage of the windows and clear doors of an off-sale premises shall bear advertising or signs of any sort, and all advertising and signage shall be placed and maintained in a manner that ensures that law enforcement personnel have a clear and unobstructed view of the interior of the premises, including the area in which the cash registers are maintained, from the exterior public sidewalk or entrance.
- 4. Post and maintain a professional quality sign stating "No loitering is allowed on or in front of these premises."
- 5. The possession of alcoholic beverages in open containers or the consumption of alcoholic beverages will be prohibited on the premises or any adjacent property under the control of CVS/pharmacy. CVS/pharmacy will post and maintain a professional quality sign stating "No open alcoholic beverage containers are allowed on these premises."
- 6. No malt beverages in containers of 40 oz. or less will be sold in units of less than a four pack.
- 7. The parking lot 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.
- 8. Any graffiti painted or marked upon the premises shall be removed or painted over within 72 hours of discovery thereof.
- 9. Litter shall be removed daily from the premises, including adjacent public sidewalks and all parking areas under the control of CVS/pharmacy.
- 10. CVS/pharmacy will adhere to any applicable Business and Professions Codes.

CVS/pharmacy recognizes the seriousness of loitering, delinquency, crime and underage drinking. Therefore, through over 40 years of experience CVS/pharmacy has developed stringent operational standards and training programs to teach techniques for the lawful selling of alcoholic beverages. CVS/pharmacy will require all employees selling alcoholic beverages to complete its training program and execute a semi-annual acknowledgement of its alcohol sales policies. In addition CVS/pharmacy is open to operating conditions that the police department considers necessary to ameliorate significant concerns that do exist.

Armstrong Development Properties, Inc. believes that a new retailer such as CVS/pharmacy would be a welcome use to this area and shopping center. Should Staff have any questions or concerns regarding this application, please do not hesitate to contact Armstrong Development Properties, Inc. at any time.

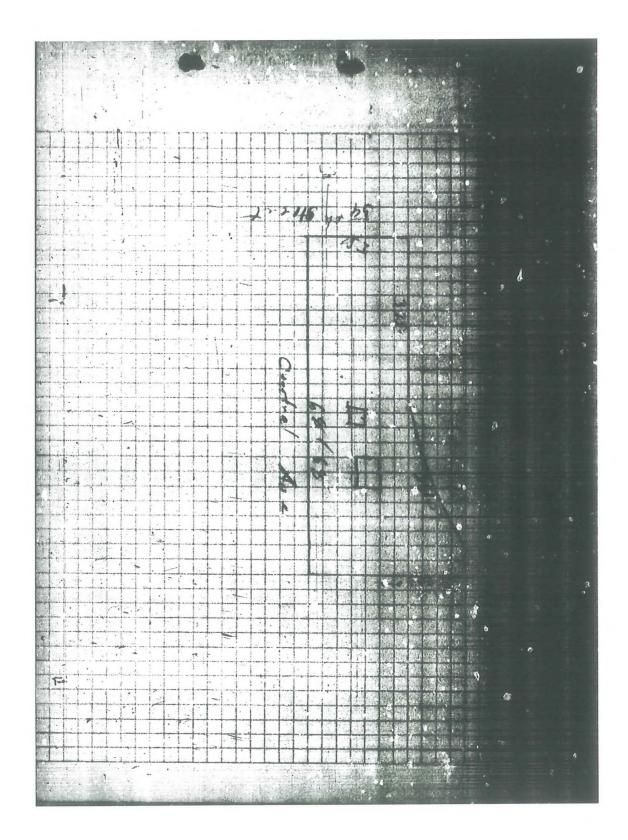
Sincerely,

Christian Charbonnet Armstrong Development ccharbonnet@agoc.com

## 45837 Central Ave CVS PCN

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REPRESENTATIVE: ARMSTRONG EVELOPMENT PROP INC 1375 EXPOSITION BLVD #101 SACRAMENTO CA 95815

ATTN JOSH EISENHUT, LEED AP

2. STANLEY KRAMER TR 1760 E SLAUSON AVE VERNON CA 90058-3827

5. WHITMAN MARK CO TR 3019 DONA SUSANA DR STUDIO CITY CA 91604-4353

8. Gerta Slates 2240 CHELAN PL HOLLYWOOD CA 90068-2622

11. SOLANO INVESTMENTS LLC 5800 S CENTRAL AVE LOS ANGELES CA 90011-4736

14.Stanley Kramer201 E ROOSEVELT RDLONG BEACH CA 90807-2609

16. STANLEY KRAMER J TR 1760 E SLAUSON AVE VERNON CA 90058-3827

19. Willie & Joann Hall 5894 S CENTRAL AVE LOS ANGELES CA 90001-1149 PREPARED ON: 12/4/2013 BY:CATHY MCDERMOTT OWNERSHIP LISTING SERVICE 951 699 8064

REPRESENTATIVE: TAIT & ASSOCIATES 701 N PARKCENTER DR SANTA ANA CA 92705

#### ATTN GREG FICK

3. BOOK COVER INC 935 E 59TH ST LOS ANGELES CA 90001-1007

6. GISELLE PROP INC PO BOX 1380 LOS ANGELES CA 90078-1380

9. TEEJAY PROPERTIES INC PO BOX 512157 LOS ANGELES CA 90051-0157

12. AMERICAN CENTRAL PLAZA LLC PO BOX 15777 LOS ANGELES CA 90015-0777

15. Shahmun Mehdian 10805 PARAMOUNT BLVD #A DOWNEY CA 90241-3308

17. EFRAIN RINCON 1315 S MONTEBELLO BLVD MONTEBELLO CA 90640-6449

20. Sandra Green 1926 W 131ST ST COMPTON CA 90222-1628 APPLICANT: GARFIELD BEACH CVS LLC ONE CVS DRIVE WOONSOCKET RI 02895

1. OWNER SLAUSON CENTRAL LLC C/O REGENCY CENTERS 915 WILSHIRE BLVD #2200 LOS ANGELES CA 90017 ATTN JOHN NAHAS

4. NEWARK GROUP IND INC 935 E 59TH ST LOS ANGELES CA 90001-1007

7. Harry Nadel 141 S LINDEN DR #302 BEVERLY HILLS CA 90212-2225

10. Lacmta 1 GATEWAY PLAZA LOS ANGELES CA 90012

13. J & B ENTERPRISES 5941 S CENTRAL AVE LOS ANGELES CA 90001-1128

15. Shahmun Mehdian PO BOX 352130 LOS ANGELES CA 90035-0257

18 George Castano 20929 ANZA AVE TORRANCE CA 90503-4212