

MOTION

14-0635 - 2A

I HEREBY MOVE that the Council in the matter of (Council File No. 14-0635):

DENY the application for a finding of "Public Convenience or Necessity" to issue a new liquor license for on-site consumption to the establishment located at 8910 South Western Avenue, Los Angeles, 90047, based upon the findings below.

FIND that the "Public Convenience or Necessity" WILL NOT be served by issuing a license for on-site consumption to the establishment located at 8910 South Western Avenue, Los Angeles, 90047, inasmuch as the proposed site is located in a district which experiences, according to the Los Angeles Police Department (LAPD), considerable crime activity, as well as significant gang-related activity, thus requiring LAPD to deploy officers to deal with a high volume of calls for service, and that LAPD opines that granting another ABC license at this location will adversely affect the welfare of the surrounding community; and

FIND that the "Public Convenience or Necessity" WILL NOT be served by issuing a license for on-site consumption to the establishment located at 8910 South Western Avenue, Los Angeles, 90047, inasmuch as the proposed site is located within 1,000 feet of sensitive uses, including an elementary school, churches, and community and recreation centers.

THE EVIDENCE in the record of the administrative proceedings which supports the findings includes, but is not limited to, the following:

i- In a letter to Councilmember Parks dated August 7, 2014, the LAPD, 77th Street Area, states that there is a significant rate of criminal activity in the area surrounding this location. LAPD opines that granting an ABC license in this case will adversely affect the welfare of the surrounding community because the granting of this license will exacerbate the crime rate in an area that has already experienced a high number of calls for service and already has a problem with gang-related activity in the area. For these reasons, the LAPD is opposed to the granting of this ABC license.

ii- According to the application for this license, there is a sensitive use (La Salle Elementary School) within 1,000 feet of the proposed site. In fact, there are other sensitive uses within 1,000 feet of the proposed site, including three churches (New Creation Christian Faith Center, Little St. John Missionary Baptist Church, and One Light International), a recreation center (St. Andrews Recreation Center), and a youth center (Al Wooten, Jr. Heritage Center) with an afterschool program that serves young children and families in the community.

INSTRUCT the City Clerk to transmit this determination to the State Department of Alcoholic Beverage Control as the required finding under Business and Professions Code Section 23958.4.

PRESENTED BY



BERNARD C. PARKS
Councilmember 8th District

SECONDED BY



AUG 08 2014

LOS ANGELES POLICE DEPARTMENT



CHARLIE BECK
Chief of Police

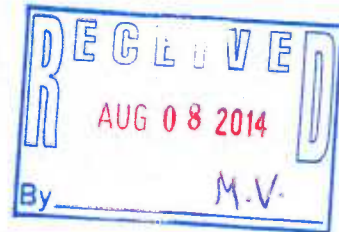
ERIC GARCETTI
Mayor

P. O. Box 30158
Los Angeles, CA 90030
Telephone: (213) 838-9810
TDD: (877) 275-5273
Ref #: 7.7

#2

August 7, 2014

Planning and Economic Development
Councilmember Bernard C. Parks
200 North Spring Street, #460
Los Angeles, CA 90012



Dear Sir/Maam:

This correspondence has been written to recommend disapproval for the application for determination of public convenience or necessity for the sale of alcoholic beverages for on-site consumption at a sports lounge located at 8910 South Western Avenue.

The area surrounding 8910 S Western Ave reflects considerable crime activity as well as calls for service from the Department. For the most recent 18-month period within this reporting district, a total of 1064 crimes occurred within the surrounding area, with the calls for service for the same time period total up to 3962 for the neighborhood. Additionally, there remains significant gang-related activity in the area due to established gangs and their members.

The approval of the sale of alcoholic beverages at the location will exacerbate the crime problem in the immediate area. Further, this will detract from the quality of life for the local community members due, in part, to the conditions created by such an establishment.

Should you have any questions regarding this correspondence, please contact the undersigned at 77th Street Community Station at (213) 485-4185.

Very truly yours,

CHARLIE BECK
Chief of Police

ROBERT N. ARCOS, Captain
Commanding Officer
77th Street Area

To ABC,

#2

The premises serves as a public convenience and has been operating since 1948 with a type 42 license. This location has not posed a negative impact for the community nor the local law enforcement and will try to continue by utilizing state licensed security guard companies.

Guards will be located at all entries and exits as well as at designated smoking and parking areas. Signs will be posted in and around our premises reminding patrons to respect the properties in the area. Our staff will be required to attend any and all training offered by ABC and the local Sheriff/Police Departments. Patrons will require identification to avoid minors (anyone under the age of 21) from entering premises as well as compliance of a type 42 license requirement.

Entertainment would be as follows: D.J., Karaoke, watching live sporting events as well as pool tables. We will provide a small menu which features some appetizers and finger foods.

We intend on maintaining a working relationship with our community and having an open door policy for complaints as well as customer suggestions.



Regards,

Oscar Cordova

Form B-95a

CITY OF LOS ANGELES

Certificate of Occupancy

NOTE: Any change of use or occupancy must be approved by the Department of Building and Safety.

Issued **March 14, 1958**

Address of Building **8910 South Western Avenue**

Permit No. and Year **LA 78102--57**

This certifies that so far as ascertained by or made known to the undersigned, the building at above address complies with the applicable requirements of the Municipal Code, as follows: Ch. 1, as to permitted uses; Ch. 9, Arts. 1, 3, 4, and 5; and with applicable requirements of State Building Act—for following occupancies:

**1-story, type V, 25' x 72' Restaurant (Beer)
G-2 Occupancy.**

THIS IS A REINSPECTED BUILDING



G. E. MORRIS,
Superintendent of Building

By R. R. SPITZER VI



**California Department of Alcoholic
Beverage Control**
License Query System Summary
as of 8/27/2013

2011
1 exist
*crime
282 avg
336
P.C.N.

License Information
License Number: 513723
Primary Owner: CORDOVA, OSCAR JAVIER
ABC Office of Application: 04 - LA/METRO
Business Name
Doing Business As: KARMA LOUNGE
Business Address
Address: 8910 S WESTERN AVE Census Tract: 2384.00
City: LOS ANGELES County: LOS ANGELES
State: CA Zip Code: 90047
Licensee Information
Licensee: CORDOVA, OSCAR JAVIER
Licensee: SURIANO, JAIME ALFREDO
License Types
1) License Type: 42 - ON-SALE BEER AND WINE - PUBLIC PREMISES
License Type Status: AUTO REVOKED
Status Date: 16-JAN-2013 Term: 12 Month(s)
Original Issue Date: 04-OCT-2011 Expiration Date: 30-SEP-2012 *
Master: Y Duplicate: 0 Fee Code: P40
License Type was Transferred On: 04-OCT-2011 FROM: 42-460193
Current Disciplinary Action
... No Active Disciplinary Action found ...
Disciplinary History
... No Disciplinary History found ...
Hold Information
... No Active Holds found ...
Escrow
... No Escrow found ...



FORM: Zoning and Use Clearance for Police Permit

LOS ANGELES POLICE COMMISSION - POLICE PERMITS
100 W. FIRST ST., #147
LOS ANGELES, CA 90012 (213) 996-1710

SEE INSTRUCTIONS (Police Permits, General). The Police Department cannot issue a permit for business activity which is not allowed at a location. This form must be signed off at an office of the Department of Building and Safety. This form is not complete until all required signatures are obtained (on this form), all questions are answered, and documents on required document list are submitted.

1. Enter type of police permit (1). Use one form for each permit type. (If applying for three permits, use three forms.)
2. Enter address (2).
3. Go to one of the following Building and Safety offices to have this form signed off.

DOWNTOWN: 201 N. Figueroa St. (First floor) 90012
 *SAN PEDRO: 638 S. Beacon St. (Room 276) 90731
 VAN NUYS: 6262 Van Nuys Bl. (Room 251) 91401

Counter Hours:
 Mon., Tues., Thur., Fri. 7:30-4:30
 Wed. 9:00-4:30
 *San Pedro office is closed between Noon and 1pm daily.

Your visit to the Department of Building and Safety is your chance to ask questions related to zoning.

Make sure that Building and Safety staff:

- SIGNS the form.
- DATES the form for the date it is signed off.
- STAMPS the form.

(1) Type of Police Permit	519 Cafe Entern	LADBS Use	Restaurant	ABC
(2) Address of Business	8910 S Western	LA CA	90047	
Between	89th	And	Western	Streets
Legal Description				
Lot	Bk	Tract	Dist. Map No.	

Zone C2-1VL Is Business Shown Is Not Is Not A Permitted Use by the Occupancy Record**

Business Shown Is A Permitted Use. Is Not

Comment: Restaurant with beer
 Signature: D. Smith
 Print Name: Dakera Smith
 Phone Number: (213) 202-5115
8/22/13

[Q] Conditions: 8/22/13
 City Planning

**APPLICANT NOTE—There may be additional Department of Building and Safety and/or Zoning requirements applicable to the business.

Conditional Use Permit Required No CUP Issued ZA No.

Had use been vacated greater than one year? Yes No
 Remarks: (Incidental Use, Auxiliary Use)

Common Errors:

- Form not signed, dated, stamped by Department of Building and Safety.
- Form is altered. No altered forms (white-out, cross-outs, etc.) will be accepted.
- Form not accompanied by complete copy of Conditional Use Permit with conditions, if one exists.
- Address does not match actual business location.
- Address on this form does not match the address on the other forms for the Police Permit.

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:

- a. 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?
- 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:**

This location has operated with an alcohol license since 1958
There have been no known violations of the ABC license. There has
been no known police activities at the location.

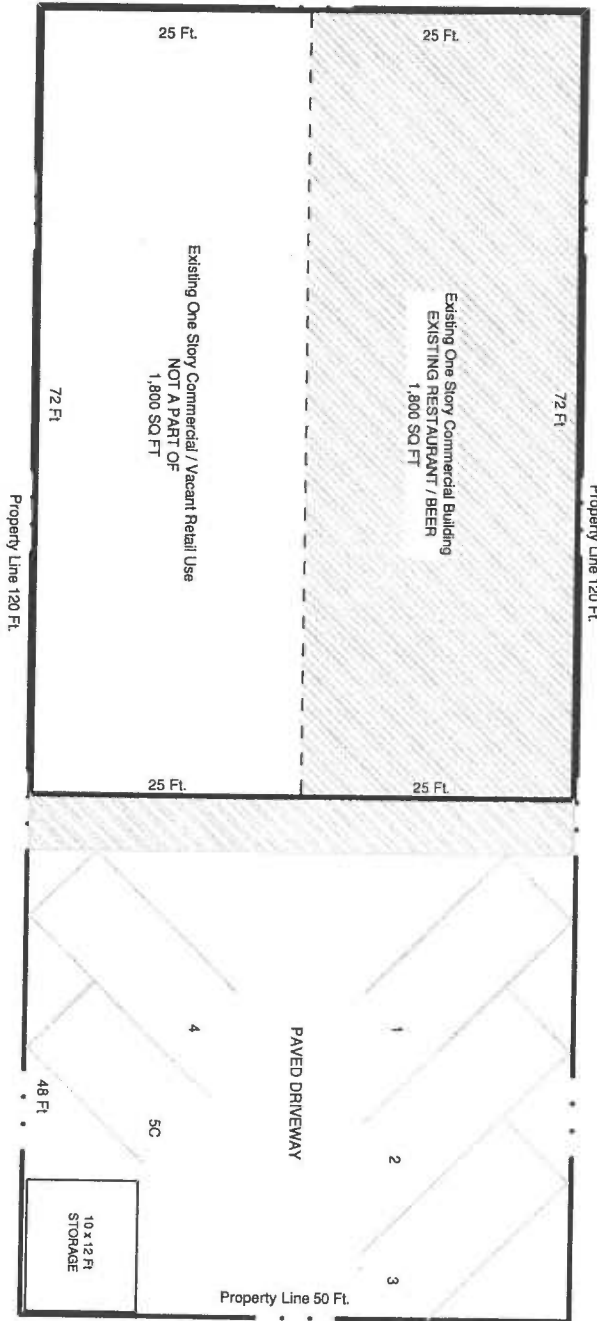
The current applicant has been in operation with a ABC license since
10/4/11, but the license expired 9/30/12 due to the dissolution of his
partnership with Javier Suriano. Due to the dissolution the ABC required
a Caldera finding as a matter of ABC rules and regulations, but no new
CUP was required.

Furthermore, this area needs the benefit of a local lounge to enjoy
a use enjoyed for the past numerous years.
Due to the continuance of the business and no negative police activity
and prior ABC license as well as no other similiar styled business
within close proximity, we believe PCN continues to exist.

Western Avenue

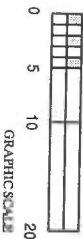
CONCRETE WALK

Property Line 50 Ft.



Legal Description:
 Lot No 3
 Block 9
 Tract No 6220

SITE DESCRIPTION	
LOT AREA	7,200 SQ. FT.
RESTAURANT	1,800 SQ. FT.
RETAIL USE	1,800 SQ. FT.
TOTAL BUILDING AREA	3,600 SQ. FT.
PARKING REQUIRED	
RESTAURANT	1,800 / 1,000 = 18 PARKING REQUIRED
RETAIL	1,800 / 500 = 3 PARKING REQUIRED
TOTAL	= 21 PARKINGS REQUIRED
PARKING PROVIDED	
	= 5 ON THE SITE



PROJECT:
Zoning Administrator Site Plan

Contact name: Kevin Franklin
 Client's Address: 6810 S Western Avenue Los Angeles, Ca
 Telephone Number: (213) 706-6987

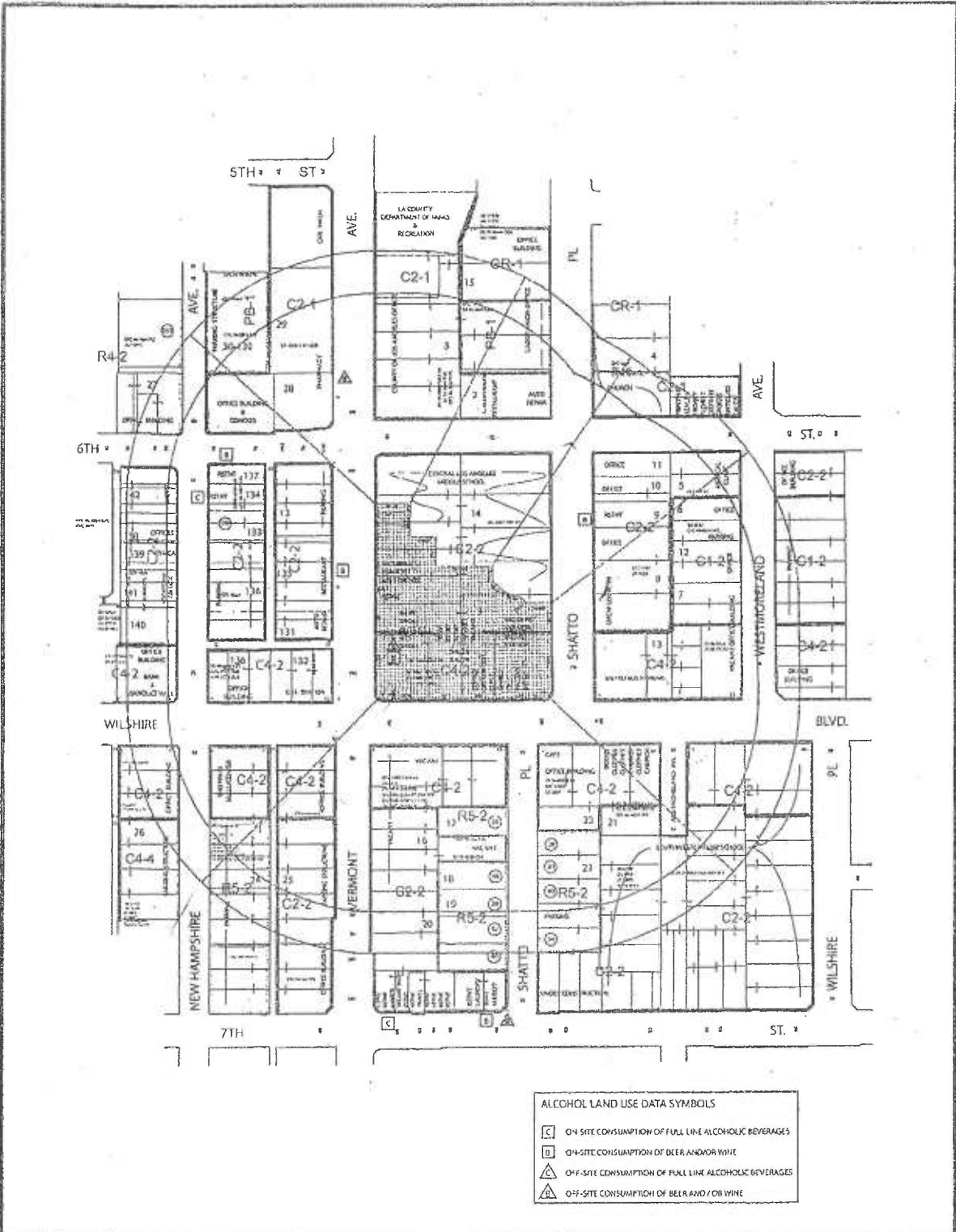
ESTRADA DESIGN

7650 MORELLA AVENUE NORTH HOLLYWOOD CALIFORNIA 91605
 PHONE (818) 765-4332 FAX (818) 765-3165 Email: Luis@estradaesign.net

DESCRIPTION
SITE PLAN
 SCALE 1/4" = 1'-0"

DATE: 4/30/2014
 SHEET:

A-1.2



ALCOHOL LAND USE DATA SYMBOLS	
	C-4 SITE CONSUMPTION OF FULL LINE ALCOHOLIC BEVERAGES
	C-4 SITE CONSUMPTION OF BEER AND/OR WINE
	O-F SITE CONSUMPTION OF FULL LINE ALCOHOLIC BEVERAGES
	O-F SITE CONSUMPTION OF BEER AND/OR WINE

CONDITIONAL USE-CUB

QMS Quality Mapping Service
 14549 Archwood St, Suite 301
 Van Nuys, California 91405
 Phone (818) 997-7949 • Fax (818) 997-0351
 qmscpd@qossyma.com

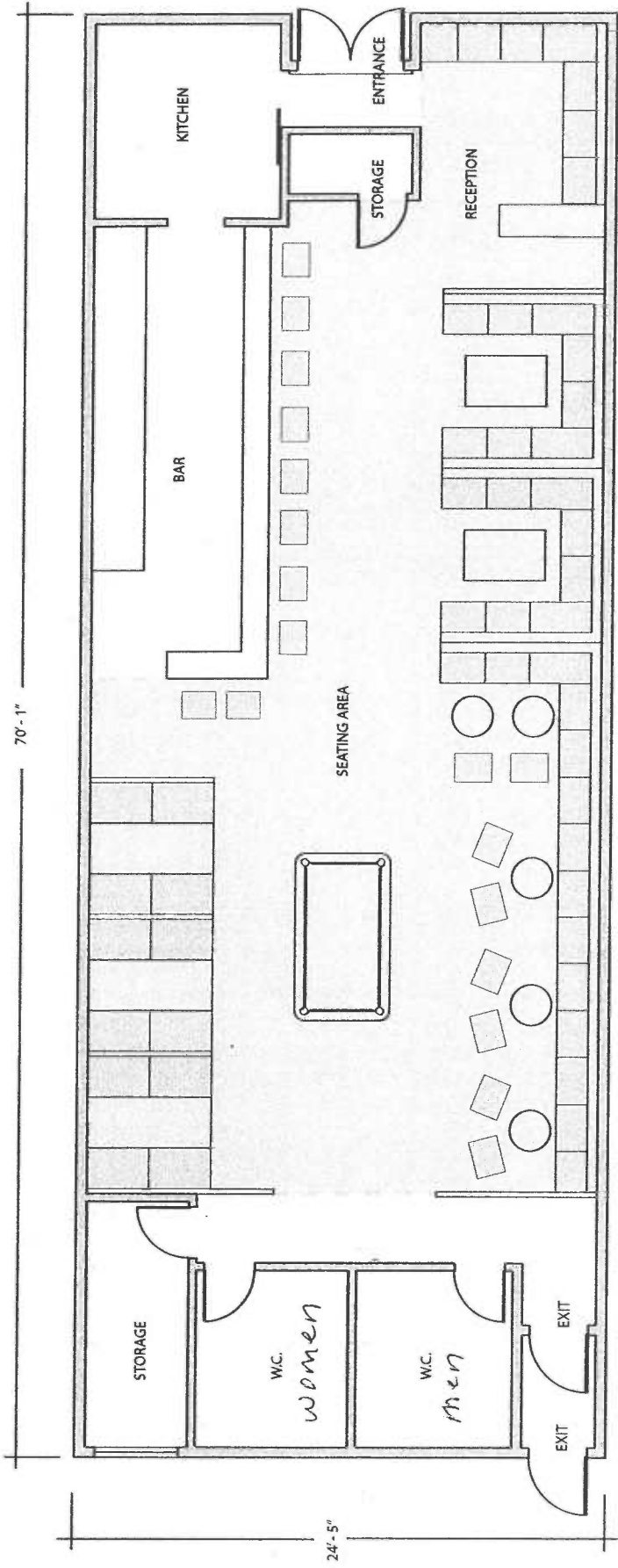
THOMAS BROTHERS Page: 834 Grid: A-2	A.P.N. 6077-009-(914-016)	SITE ADDRESS 3183 WILSHIRE BLVD.
LEGAL LOT: POR 4,5,12-14, LOTS 6-11 BLK 2 TRACT: SHATTO PLACE 6-85	CD: 10 CT: 2111 20 PA: 108-WILSHIRE USES: FIELD	CASE NO: SCALE: 1"=100' D.M.: 116B 197,132B197
CONTACT: ADOLPH ZIEMBA AIA	PHONE: 818-941-2695	NET AC: 3.03

DATE: 03-01-12
 Update: 08-28-12

(NORTH)

DRAWN BY:

QMS 12-035A



TOTAL AREA = 1746sf
 SEATING AREA = 1280sf

SEATING = 67

SEATING CHART

KARMA LOUNGE
 8910 S WESTERN AVENUE
 LOS ANGELES, CA
 90047