



**AGENDA
CODE ENFORCEMENT COMMISSION
June 4, 2009**

**Regular Meeting 4:00 P.M.
Permit Center, Hearing Room
175 N. Garfield Avenue, Pasadena**

**CODE ENFORCEMENT COMMISSION PANEL #3
Peter Wong, Panel Chair
Dr. Myra Martin Booker
Martin Zitter**

STAFF

**Roderick A. Olguin, Building and Neighborhood Revitalization Manager
Jon Pollard, Code Compliance Manager
Tom Pederson, Police Lieutenant, Pasadena Police Department
Frank Rhemrev, Assistant City Attorney
Carolyn Williams, Assistant City Attorney
Josette Pastrana, Recording Secretary**

Any submitted materials will be made available for public review at the Permit Center, 175 North Garfield Avenue, between 8:00 a.m. to 5:00 p.m. Monday through Thursday and 8:00 a.m. to 12:00 p.m. Friday. Please contact the Neighborhood Services Division at (626) 744-4633 for specific time and date of availability.

Code Enforcement Commission regular meetings are held on the first Thursday of each month.

In compliance with the Americans with Disabilities Act of 1990, listening assistive devices are available from the City Clerk's Office with a 24-hour advance notice. Please call (626) 744-4633 or (626) 744-4785 to request use of a listening device at least one week in advance of the meeting.

*Code Enforcement Commission agendas are also available on the internet:
<http://cityofpasadena.net/planning/meetings/cecomm/homeceec.asp>*

**AGENDA
CODE ENFORCEMENT COMMISSION
June 4, 2009**

**Regular Public Meeting 4:00 P.M.
City of Pasadena Permit Center
Hearing Room
175 N. Garfield Avenue
Pasadena, California 91101**

- 1. CALL TO ORDER**
- 2. ROLL CALL**
- 3. PUBLIC COMMENT ON MATTERS NOT ON THE AGENDA**

Please limit comments to three minutes for each speaker.

4. PUBLIC HEARING: REGULAR CASES

A. Super Liquor – 125 E. Orange Grove Blvd. – Council District # 3

Violation(s): Violation of the Pasadena Municipal Code Section 8.18.060

Section 8.18.060 – Performance Standards

- A. Deemed approved activities must comply with the following performance standards:
1. It shall not result in adverse effects to the health, welfare, peace, or safety of persons visiting, residing, working, or conducting business in the surrounding area;
 2. It shall not jeopardize or endanger the public health, welfare, or safety of persons visiting, residing, working, or conducting business in the surrounding area;
 3. It shall not adversely affect the livability or appropriate development of abutting properties and the surrounding neighborhood as a result of inadequate maintenance, prohibited activities, and/or operating characteristics;
 4. It shall not result in nuisance activities, including but not limited to disturbance of the peace, illegal drug activity, public drunkenness, public consumption of alcoholic beverages, harassment of passers-by, gambling, prostitution, sale of stolen goods, public urination, theft, assault, battery, vandalism, littering, loitering, graffiti, illegal parking, loud noises (especially in the late night or early morning hours,) traffic violations, curfew violations, lewd conduct, or police detentions and arrests;
 5. It shall not result in violations to any applicable provision of any other city, state, or federal regulation, ordinance or statute.

Deemed Approved Administrator: Rod Olguin

Staff's Recommendation: It is recommended that the Commission orders the addition and imposition of the following conditions to ensure conformity with the performance standards and hereby directs Kum Man Jhae and Kun Chin Jhae to take the following corrective actions **within thirty (30) calendar days** from the mailing date of the Order of the Code Enforcement Commission:

1. The sale or stocking of wine products with an alcohol content greater than 14.9% are prohibited.
2. The sale or stocking of fortified beer and/or malt beverages with an alcohol content greater than 5.7% are prohibited.
3. The sale or stocking of single containers of beer, malt beverages, and wine coolers in sizes of 12 oz. or less is prohibited, but may be sold in manufacturer pre-packaged multi-unit quantities.
4. The licensee is prohibited from packing merchandise in anything other than clear plastic bags. It shall be at the City's discretion to modify this requirement as local ordinance dictates.
5. No alcoholic beverages shall be consumed on any property adjacent to the licensed premises under the control of the licensee(s) as depicted on the ABC-257 and ABC 253 dated (Pursuant to Condition a).
6. Loitering is prohibited on or around these premises or this area under the control of the licensee(s) as depicted on ABC-257 dated March 13, 2009 (Pursuant to Condition a).
7. Signs advertising types of alcoholic beverages for sale at the subject site shall not be visible from anywhere off the site.
8. Alcohol sales shall be for off-site consumption only.
9. Management shall patrol the business premises and the surrounding vicinity, including the north side of Orange Grove Boulevard adjacent to the property, during all hours of business operation for a distance of 50 feet in each direction from the subject site to ensure that no littering, loitering, or consumption of alcohol occurs. It shall be the responsibility of the business owner / operators of the business to remove such litter from the public right-of-way, and make prompt notification to the Pasadena Police Department of instance of loitering or the public consumption of alcohol. Such patrol of the premises and surrounding vicinity shall occur a minimum of three times daily including one-time each before the hours of 11:00 a.m., 4:00 p.m., and 9:00 p.m. of each business day.
10. The site and surrounding area shall be maintained free of graffiti. Any graffiti that occurs on the site shall be removed within 48 hours.
11. The parking area shall be sufficiently lit to discourage loitering, disturbances of the peace, illegal drug activity, public consumption of alcohol, public drunkenness, public urination, gambling and/or late night activity that is prohibited by law. Such lighting shall be at an amount of not less than two

footcandle nor more than three footcandle.

12. Three signs shall be posted on the premises prohibiting loitering and the consumption of alcohol on site. Such signs shall be a minimum of 24 inches wide and 18 inches tall with letters not less than two inches high.
13. No pay telephone shall be maintained on the exterior of the premises.
15. There shall be no coin operated games or video machines maintained on the premises at any time.
16. The ownership or management shall comply with all decisions, orders, or directives of the Department of Alcoholic Beverage Control.
17. The ownership or management shall obtain all required planning approval and building permits for items, signs, lighting fixtures or other appurtenances required as a result of this recommended corrective action.

5. OLD BUSINESS (See attached table for old business referred to City Prosecutor's Office.)

A. Case No. CTP2007-02709 – 976 Glen Oaks Blvd. – Council District # 6

Violations: Various Municipal Code violations specifically pertaining to the accumulation of dirt, litter, junk and debris visible from a street, sidewalk, alley or neighboring property, or verified through other lawful means.

Senior Code Compliance Officer: Mariela Escos

Panel Decision (Commissioners Booker, Kitsinian, Rowland): The Commission ordered Ralph Harding and Barbara Rondinone to take the following corrective action(s) within thirty (30) calendar days from the mailing date of the Order of the Code Enforcement Commission:

1. Remove all outdoor storage of junk and debris and thereafter maintain the property in a manner and condition consistent with the Pasadena Municipal Code.
2. Upon meeting the aforementioned Municipal Code requirement, contact Senior Code Compliance Officer Mariela Escos at (626) 744-4641, to schedule a re-inspection of the property.

Compliance Date: May 14, 2009

Status: The property owner filed and submitted a request for an appeal on May 13, 2009. The Administrator of Building and Neighborhood Services has approved the request for an appeal. An appeal hearing for a full panel of the Code Enforcement Commission will be scheduled within the next sixty (60) days from the date the letter regarding the request for an appeal was received.

B. Case No. CTP2008-03521 – 1735 Summit Avenue – Council District # 1

Violations: Various Municipal Code violations such as parking of commercial vehicle in a residential district; non-compliance of oversized vehicle parking requirements; and parking of inoperable vehicle on residential site.

Code Compliance Officer: Tony Escamilla

Panel Decision (Commissioners Lambajian, Wong, and Zitter): The Commission ordered JT and Grace Robinson to take the following corrective actions within ten (10) calendar days from the mailing date of the Order of the Code Enforcement Commission:

1. Remove the commercial vehicle from the residential driveway.
2. Upon removal of the vehicle, JT and Grace Robinson contact Code Compliance Officer Tony Escamilla at (626) 744-7893, to schedule a re-inspection of the property.

Compliance Date: March 25, 2009

Status: Due to noncompliance of the Order of the Code Enforcement Commission, this case was referred to the City Prosecutor's Office on May 18, 2009.

C. Case No. CTP2008-00367 – 1015 N. Hudson Ave. – Council District # 5

Violations: Municipal Code violations. Construction without the required building permit. Enclosure of patio cover attached to garage and construction/addition of a bathroom within garage structure without required planning approval and building permits.

Code Compliance Officer: Sharon Gray

Panel Decision (Commissioners Lambajian, Wong and Zitter): The Commission ordered Onecimo "Ricardo" Granados and/or Luz M. Velez to take the following corrective actions within thirty (30) calendar days (unless otherwise noted) from the mailing date of the Order of the Code Enforcement Commission:

1. Submit a completed building permit application and pay all required fees for the building permits and obtain all land-use approval and building permits required to retain the enclosed patio structure and bathroom; or
2. Return the enclosed patio structure to its original configuration (unenclosed) and remove all components of the bathroom from within the garage;
3. Meet all permit requirements of the Pasadena Municipal Code and complete all modifications required to bring the enclosed patio structure and bathroom within the garage into compliance within 60 calendar days from the mailing date of the Order of the Code Enforcement Commission;

4. Contact Code Compliance Officer Sharon Gray at (626) 744-3974 to schedule a re-inspection of the property upon meeting all zoning, code and building permit requirements, and after receiving a final inspection by one of the City's Building Inspectors.

Compliance Date: March 25, 2009 (30 days) and April 24, 2009 (60 days).

Status: The property owner is in the process of obtaining the proper permits. The plans have been received and approved.

B. Milts Liquor – 400 E. Orange Grove Avenue – Council District # 5

Violation: Violation of the Pasadena Municipal Code Section 8.18.060 – Performance Standards. Operation of a public nuisance.

Deemed Approved Administrator: Rod Olguin

Panel Decision (Commissioners Lambajian, Wong and Zitter): The Commission ordered the addition and imposition of conditions to ensure conformity with the performance standards and hereby directed R & P Khinda, Inc. and its President, Parshotan S. Kamboj to take corrective actions within thirty (30) calendar days from the mailing date of the Order of the Code Enforcement Commission (dated February 23, 2009).

Compliance Date: March 25, 2009

Status: Regularly scheduled inspection continues to assure compliance. This case will be removed from Old Business.

6. APPROVAL OF MINUTES

Approval of minutes of the Special Meeting of April 16, 2009.

7. REPORTS AND COMMENTS FROM COMMITTEES

8. REPORTS AND COMMENTS FROM STAFF

A. Monthly InterCon Report

Per Bill Kimura, Environmental Health Program Manager in the Public Health Department, InterCon reported two (2) dog report incidents for the period March and April 2009 (see attached report).

9. REPORTS AND COMMENTS FROM COMMISSION

10. ADJOURNMENT

POSTING STATEMENT: I HEREBY CERTIFY that this Agenda, in its entirety was posted on the Council Chamber Bulletin Board S249, and the bulletin board in the rotunda area at City Hall, 100 North Garfield Avenue on the 26th day of May 2009, by 4:00 p.m. The agenda will also be posted on the bulletin board outside the front entrance of the Hale Building, 175 N. Garfield Avenue, an electronic copy sent to the Central Library for posting and the agenda may be viewed at the City's website at: <http://www.ci.pasadena.ca.us/planning/meetings/notices.asp>. Any items on this agenda will be made available at the Permit Center located at 175 N. Garfield Avenue during normal business hours.



Jon Pollard, Code Compliance Manager



Josette Pastrana, Recording Secretary

Old Business
List of Cases Referred to City Prosecutor's Office
As of April 2009

<u>Case Number</u>	<u>Property Owner / Property Address</u>	<u>Hearing Date</u>	<u>Violation</u>	<u>Hearing Commission</u>	<u>Disposition</u>
Case No. A07- 009316	Marco and Hada Tapia 565 Lincoln Ave.	02/07/08	Public Nuisance Dog	N. Lambjian, P. Wong, M. Zitter	Arrest Warrant issued on 11/14/08. Outstanding.
CTP2005-00991	Rudolf Alexander Eleff / 762 Eaton Drive	9/7/2006	Accumulation of dirt, litter, junk, salvage materials, lumber or other debris visible from a street, sidewalk, alley or neighboring property, or verified through other lawful means.	G. Hughes, M. Zitter	Preparing paperwork for receivership. Ongoing.

INTERCON BARKING DOG REPORT FOR MARCH & APRIL 2009

April 11, 2009

800 Elmira Street

Complainant called InterCon at 02:25 AM regarding a barking dog at above address. The officer heard a small dog barking about every ten minutes. The Officer reported the incident.

April 21, 2009

800 Elmira Street

Complainant called InterCon at 11:25 PM regarding a barking dog at above address. Officer arrived at location at 12:10 AM. Officer stayed until 12:21 AM and observed no barking dog in the area.