

ATTACHMENT E

**Memorandum - City of Pasadena
Police Department
July 24, 2008**

TO: File

FROM: Eric R. Mills, Commander
Strategic Services Division

RE: 96 & 98 E Colorado Bl., Hooters CUP Appeal

Summary

Hooters has applied for a CUP to change their license status to allow for full alcohol sales from a beer/wine sales permit currently in place. Through the appeal process, their application was denied at the Board of Zoning Appeals, they are now appealing to the full City Council. Attached are statistical reports that the Police Department believes supports the decision to deny the appeal.

Background

Determining the exact impact on police resources a particular business may have is somewhat difficult. The level of data necessary to make such a decision does not yet exist for the Pasadena Police Department. While the department does capture call for service data in significant detail, that detail is more directed at the caller and the circumstances of their particular need. Details of their reason for calling are not usually captured; however, clues for the reason for the call can be reviewed by looking at how those calls have been classified.

Using data captured from the State of California Alcohol Beverage Control (ABC) website, there are 320 alcohol licenses issued within the City of Pasadena. The address information on that database was cleaned to include one license per address, in buildings that used an address range. Spellings of abbreviations were amended to coincide with abbreviations used in the police department database, to insure the best possible number of exact matches.

The Police department has over 250 different call types, with only a small number of call types that are considered directly related to alcohol. There are many other call types that can be indirectly linked to alcohol related incidents; however, that link is an educated guess at best. When viewing all calls for service within the City from 1/1/2000 through 12/31/2007, the police department logged just under 1 million calls for service (993,708). To systematically wade through all of those calls for service, an indirect linking of certain call types is necessary. Attached is a list of call types that could be considered "alcohol related" for your reference. Those 31 call types alone do not automatically imply alcohol use, but that call type coupled with an exact match to a location that has been issued an

Alcohol Beverage Control (ABC) license seems to be the best compromise for estimating alcohol related incidents, absent more specific data.

Without considering alcohol related call types, queries revealed **31,742** exact matches of calls for service at a location listed as an ABC licensed business. These calls for service could really be an incident that happened near to or in front of a business, or even inside. The call history does not provide a means for determining further information, without pulling and reading the reports associated with a particular call. When comparing these raw statistics for levels of police response at primarily type 41 and 47 establishments, the ratio of calls at beer/wine/liquor establishments (Type 47) were **2.6** times more frequent than at beer/wine (Type 41) establishments for the same 2001 to 2007 time period. This represents roughly **3.2** percent of all calls for service within the city. Please see the attached document: ***ALL Calls for Service 2001 through 2007 City of Pasadena.***

By using the shortened “alcohol related” call type list and the same almost 1 million records, the resulting data set is reduced by 24,008 records to **7, 734** records. Again, these are alcohol related incidents **AND** exact address matches to an ABC licensed establishment. The queries revealed that a type 47 business had **2.6** times more calls for police services than a type 41 licensed business.

Even with a 68 percent reduction in call type data, the ratio of calls for a type 47 as compared to a type 41 remained the same at **2.6** times more responses by the police department regardless of the call type data set used. Please see the attached document: ***Alcohol Related Calls for Service 2001 through 2007 City of Pasadena.***

Further, the calls for service were mapped within the Old Pasadena area, to determine the distribution of calls for service within that area. **8,351** CFS were mapped to the old Pasadena Area, which is **27** percent of the city-wide total of 31,742. Within the Old Pasadena area the four grids that touch the intersection at Raymond and Colorado (407, 440,406,442) are responsible for **5,146** CFS or **61** percent of all CFS in the Old Pasadena area. Attached is a table of the police grids and a map that identifies those grids: **Old Pasadena Alcohol Overlay District (AD-1).**

Recommendation

Submitted for your consideration.

“Alcohol” Related Call Types
7/23/08

CALL TYPE	TRANSLATION
148	INTERFERING WITH OFFICER
166-4	VIOLATION OF COURT ORDER
23152	DRUNK DRIVING
242DV	BATTERY-DOMESTIC VIOLENCE
243A	BATTERY
243B	BATTERY ON POLICE OFFICER
245A	ASLT W DEADLY WEAPON
261	RAPE
273-5	SPOUSE BEATING
415BG	DISTURBANCE - BOY/GIRLFRIEND
415FAM	DISTURBANCE - FAMILY
415FYT	DISTURBANCE - FIGHT
415GRP	DISTURBANCE - GROUP
415J	DISTURBANCE - JUVENILE
415M	DISTURBANCE - MISCELLANEOUS
415MUS	DISTURBANCE - LOUD MUSIC
415T	DISTURBANCE - THREAT
537	DEFRAUDING AN INNKEEPER
594A	MALICIOUS MISCHIEF MISDEMEANOR
602	TRESPASS
647F	PUBLIC INTOXICATION ALCOHOL
901SC	INJURY COLLISION SPECIAL CIRCUMSTANCES (Alcohol/Drugs)
902SC	NON-INJURY COLLISION SPECIAL CIRCUMSTANCES (Alcohol/Drugs)
FALL	FALL ON CITY PROPERTY
FMISC	MISC FELONY
HSVIOL	MISC HEALTH-SAFETY CODE VIOLATIONS
MMISC	MISC MISDEMEANOR
ODOSE	OVERDOSE
PERDWN	PERSON DOWN
PFDAST	ASSIST FIRE DEPT
PMC	PASADENA MUNI CODE VIOLATION

ALL Calls for Service 2001 through 2007 City of Pasadena

License Type	Count of CFS	Translation
40	315	On-Sale Beer
41	5688	On-Sale Beer and Wine for Bona Fide Public Eating Place
42	239	On-Sale Beer and Wine for Public Premises
47	14835	On-Sale General for Bona Fide Public Eating Place
48	1247	On-Sale General for Public Premises
50	68	On-Sale General for Club
51	233	Club
52	21	Veterans' Club
57	18	Special On-Sale General
58	5141	Caterer's Permit
63	7	On-Sale Beer and Wine for Hospital
66	800	Controlled Access Cabinet Permit
68	1856	Portable Bar
69	78	Special On-Sale Beer & Wine Theater
75	248	On-Sale General Brew-Pub
77	948	Event Permit

The ratio of CFS for a type **41** license as compared to a type **47** license is **1 to 2.6**

Source:

302 Alcohol licenses per ABC website search.

993,708 CFS from 2001 through 2007, Pasadena PD. Data matched on exact address only.

31,742 CFS at all alcohol establishments, same time period.

“Alcohol” Related Calls for Service 2001 through 2007 City of Pasadena

License Type	Count of CFS	Translation
40	111	On-Sale Beer
41	1327	On-Sale Beer and Wine for Bona Fide Public Eating Place
42	41	On-Sale Beer and Wine for Public Premises
47	3505	On-Sale General for Bona Fide Public Eating Place
48	374	On-Sale General for Public Premises
50	9	On-Sale General for Club
51	58	Club
52	7	Veterans' Club
57	3	Special On-Sale General
58	1311	Caterer's Permit
63	1	On-Sale Beer and Wine for Hospital
66	226	Controlled Access Cabinet Permit
68	464	Portable Bar
69	12	Special On-Sale Beer & Wine Theater
75	52	On-Sale General Brew-Pub
77	233	Event Permit

The ratio of CFS for a type **41** license as compared to a type **47** license is **1 to 2.6**

Source:

302 Alcohol licenses per ABC website search.

993,708 CFS from 2001 through 2007, Pasadena PD. Data matched on exact address only.

31,742 CFS at all alcohol establishments, same time period.

7,734 “Alcohol” related CFS at all alcohol establishments, same time period.

**Old Pasadena Alcohol Overlay District (AD-1) Calls for Service (CFS)
By Police Grid 1/1/2007 through 12/31/2007**

GRID	CFS Count
407	2030
440	1396
406	1369
376	741
356	689
1442	535
318	372
442	351
321	166
369	145
424	128
354	126
338	126
370	62
1440	60
1439	59
441	27
323	19
408	12
Total	8413

Grid # 442 is the eighth highest grid in AD-1 for CFS to an ABC licensed location, where Hooters is located.



PASADENA PERMIT CENTER
www.cityofpasadena.net/permitcenter

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REQUEST FOR APPEAL

APPLICATION INFORMATION

Project Address: 96 – 98 East Colorado Boulevard

Case Type (MCUP, TTM, etc.) and Number: Environmental Determination for Conditional Use Permit #4924

Hearing Date: June 18, 2008 Appeal Deadline: June 30, 2008

APPELLANT INFORMATION

APPELLANT: Odyssey Development Services – Burke Farrar Telephone: [626] 683-8159

Address: Fifty-one West Dayton Street, Suite 200 Fax: [626] 683-2897

City: Pasadena State: CA Zip: 91105 E-mail: BurkeFarrar@EarthLink.net

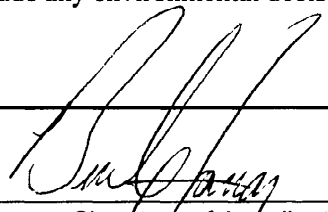
APPLICANT (IF DIFFERENT): Odyssey Development Services – Burke Farrar

- I hereby appeal the decision of the: Board of Zoning Appeals
- Hearing Officer
 - Design Commission
 - Historic Preservation
 - Zoning Administrator
 - Director of Planning and Development
 - Film Liaison

REASON FOR APPEAL:

The decision maker failed to comply with the provisions of the Zoning Code, General Plan or other applicable plans in the following manner (use additional sheets if necessary):

The staff report for the Board of Zoning Appeals states that the environmental determination for the case is exempt from environmental review pursuant to the guidelines of the California Environmental Quality Act (Public Resources Code §21080(b)(9); Administrative Code, Title 14, Chapter 3, Class 1, §15301, Existing Facilities). This environmental determination is inconsistent with the Board of Zoning Appeals decision on the case as other exemptions apply under the California Environmental Quality Act. More, the Board of Zoning Appeals is obligated under the California Environmental Quality Act to make a decision on the environmental review before acting on the case. The Board of Zoning Appeals failed to have any discussion on the environmental review and did not include any environmental decision in the motion.



 Signature of Appellant

June 30, 2008

 Date