

OFFICE OF VICE MAYOR VICTOR M. GORDO
CITY OF PASADENA • DISTRICT 5

April 20, 2011

Mark Jomsky, City Clerk
City of Pasadena
100 N. Garfield Avenue, Room S228
Pasadena, CA 91101

**Re: Consideration of a Call for Review -
Order of Code Compliance Commission: Super Liquor (dated 4/14/2011)**

Mark,

By way of this letter I am respectfully requesting to place on the next City Council agenda consideration for a Call to Review the decision/order of the Code Compliance Commission, issued on April 14, 2011, regarding Super Liquor's operating conditions.

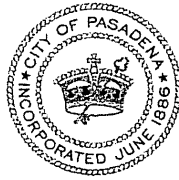
Should you have any questions, please contact me at (626) 664-9656.

Regards,

Victor M. Gordo

04/25/2011

Item 13



PLANNING DEPARTMENT
CODE ENFORCEMENT COMMISSION

**THIS ORDER MUST BE POSTED AT ALL TIMES FOR PUBLIC VIEW IN A
CONSPICUOUS AND UNOBSTRUCTED PLACE VISIBLE FROM THE ENTRANCE
OF THE ESTABLISHMENT.**

Kum Man Jhae and Kun Chin Jhae)
Super Liquor)
125 E. Orange Grove Boulevard)
Pasadena, California 91103)
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**ORDER OF THE
CODE ENFORCEMENT
COMMISSION**

On April 7, 2011, a public hearing was held by Panel #1 of the Code Enforcement Commission concerning modification of the business operating conditions for:

Super Liquor
125 E. Orange Grove Avenue
Pasadena, California 91103

As a result of that hearing and based on the testimony and evidence introduced, the Commission modified the business operating conditions. Pursuant to the Deemed Approved Ordinance and the finding and Order of the Code Enforcement Commission, Super Liquor shall abide by the following conditions:

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 translucent 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 provide security to patrol the business premises and the adjacent sidewalk, including the north side of Orange Grove Boulevard adjacent to the property, during all hours of business operation to ensure that no littering, loitering, or consumption of alcohol occurs, and make prompt notification to the Pasadena Police Department of instances of littering, loitering, the public consumption of alcohol, or other illegal activity.
10. It shall be the responsibility of the business owner/operators to remove all litter from the premises and the public right-of-way (limited to the north side of East Orange Grove) in front of their premises.
11. The site and surrounding area shall be maintained free of graffiti. Any graffiti that occurs on the site shall be removed within 48 hours.
12. 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.
13. 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.
14. 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.
18. A sturdy lock and chain shall be placed across the parking lot entrance promptly at 9:00 P.M.

Appeal Procedures – Section 8.18.100(C)(D)

- (C) The owner or operator may appeal the decision of the panel of the Code Enforcement Commission to the City Council by filing an appeal within 10 days of the date of the decision. The City Council may call up for review the decision of the panel of the Code Enforcement Commission by filing a written

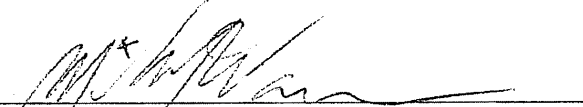
request within 10 days of the date of the decision with the clerk who shall place the request on the agenda for the next available meeting.

- (D) Effective date: The decision of the panel of the Code Enforcement Commission shall become final ten (10) calendar days after the date of decision unless appealed to the City Council or the decision is called up for review by the City Council.

DECISION DATE¹: April 14, 2011

EFFECTIVE DECISION DATE²: April 15, 2011

APPEAL DEADLINE³: April 25, 2011



Commissioner Michael Warner
Panel Chair

cc: Frank Rhemrev - Assistant City Attorney
Kelly Evans – Police Lieutenant

W/Commissions-Hearing Officer / Code Enforcement / Order / 2011 / CEC Order – Super Liquor 125 E. Orange Grove Blvd 04-07-11

¹ The "Decision Date" is the date that the decision is mailed to the owner.

² Pursuant to Section 1.08(C) "Computation of Time" means the time with which an act is to be done. It shall be computed by excluding the first day and including the last day; and if the last day is Sunday or a legal holiday, that day shall be excluded.

³ The property owner may appeal the panel decision with the full panel within 10 days of the date the decision is mailed to the owner. The City Council may call up for review the decision of the panel of the Code Enforcement Commission by filing a written request within 10 days of the date of the decision with the clerk who shall place the request on the agenda for the next available meeting.