

NOTICE

COMPTON CITY COUNCIL

AGENDA

Tuesday, March 27, 2018

5:30 PM

HEARING

5:45 P.M. PUBLIC HEARING - ADOPTION OF AN ORDINANCE REGULATING ALL OFFSITE AND ONSITE ALCOHOL SALES POINT LAND USES (Item #6)

OPENING

MOMENT OF SILENCE

ROLL CALL

INTRODUCTION OF SPECIAL GUESTS

COMMENDATORY RESOLUTIONS/PRESENTATIONS

1. CERTIFICATE PRESENTATION - Bishop Johnny R. Withers, Jr., appointed as the Bishop of the Western Pacific Regional
(Councilwoman Tana McCoy)
2. CERTIFICATION PRESENTATION - Honoring Sharon Johnson, County of Los Angeles, Compton Librarian - Retirement **(Councilman Isaac Galvan)**

PUBLIC COMMENTS ON AGENDA ITEMS AND NON-AGENDA MATTERS

CONSENT AGENDA

Consent items are routine and expected to be non-controversial. They will be acted upon by the Council at one time without discussion unless a Council Member requests an item be removed or discussed.

APPROVAL OF MINUTES

3. MARCH 6, 2018

REPORTS OF OFFICERS AND COMMISSIONS

END CONSENT AGENDA

REGULAR AGENDA

REPORTS OF OFFICERS, BOARDS, COMMISSIONS AND COMMITTEES AND CITY COUNCIL

CITY MANAGER'S REPORT

4. REQUEST OF THE LOS ANGELES COUNTY REGISTRAR-RECORDER/COUNTY CLERK TO WAIVE ALL FEES FOR THE USE OF THE DOLLARHIDE COMMUNITY CENTER FOR POLLWORKER TRAINING FOR THE JUNE 5, 2018 STATEWIDE DIRECT PRIMARY ELECTION (Sunday, May 13, 2018 - 9:00 a.m. - 7:00 p.m. and Sunday, May 27, 2018 - 9:00 a.m. - 7:00 p.m.)

CITY ATTORNEY'S REPORTS

CLOSED SESSION

5. CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Bradford v. City of Compton, Cal. 2nd App. District, Case No. B276236
Amidnamin v. City of Compton, LASC Case No. TC 029 033
Magee v. City of Compton, LASC Case No. BC628 618
Pursuant to California Government Code Section 54956.9(a)

NEW BUSINESS

6. AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON REGULATING ALL OFFSITE AND ONSITE ALCOHOL SALES POINT LAND USES (FIRST READING)

APPROVAL OF WARRANTS

7. Warrant # 244263 - Date - 3/20/18 - Name - MuniServices - Services - Utility user tax services Oct. - Dec., 2017 and STARS 3rd quarter 2017 reports - Amount - \$14,726.80 - Requested by: City Manager

Warrant # 244294 - Date - 3/22/18 - Name - Rajinderpal Singh Dhaliwal
Airline Tickets 4 Less - Services - Airline tickets for Fire Chief Conference - Amount - \$367.30 - Requested by: Fire

Warrant # 244295 - Date - 3/22/18 - Name - Los Angeles County Fire Dept - Services - LA County Certified Unified Program Agency - Amount - \$10,681.00 - Requested by: Fire

Total Amount: \$25,811.10

COUNCIL COMMENTS

ADJOURNMENT

NEXT REGULAR MEETING: Tuesday, April 03, 2018 @ 5:30 PM.

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<http://www.comptoncity.org/officials/clerk/agendas/video.asp>*

MARCH 6, 2018

The Compton City Council meeting was called to order at 5:50 p.m. in the Council Chambers of City Hall by Mayor Pro Tem Tana McCoy. The Pledge of Allegiance and Moment of silence ceremonies were also led by Mayor Pro Tem Tana McCoy.

ROLL CALL

Council Members Present – Zurita, Sharif, McCoy

Council Members Absent – Galvan, Brown

Other Officials Present: C. Cornwell, A. Godwin, C. Rhambo, Jr.

PUBLIC COMMENTS ON AGENDA ITEMS AND NON-AGENDA MATTERS

Robert Ray, Compton resident and Red Cross Ambassador, spoke on behalf of the Concerned Citizens of Compton and noted that it is time for accountability of City resources, speaking on the allegation that various items of City equipment, along with numerous weapons have recently disappeared from the evidence room of City Hall. Mr. Ray stressed that the department heads must be held accountable for their missing items.

Rodney Andrews, Compton resident, along with a group of residents, addressed the City Council regarding the Measures passed to repair the City's potholes, and demanded that all City streets be re-paved or repaired.

Martha Barajas, Compton resident, spoke before the Council and demanded that the streets be repaired for the safety of the children of the community.

Adrian Cleveland, Compton resident, addressed the Council and complained regarding the numerous potholes in the City. Ms. Cleveland urged the Council to bring economic jobs back to Compton, further noting that many seniors are losing their homes due to reverse mortgages, they placed on their homes, to pay for the high cost of living in Compton.

Muhamad Mubark, addressed the Council regarding the death of his sister in Georgia. Mr. Mubark requested the assistance of the City in returning his sister's remains back to the City of Compton, and offered a very exquisite piece of art to sell to the City to assist with funeral expenses.

David Irons, Compton resident, spoke as an advocate for homeless individuals. Mr. Irons stated that he is attempting to acquire grants to assist homeless individuals in his residence.

Cindy Santoyo, Compton resident, spoke before the Council via a translator, and asked numerous questions regarding the City's translator. Ms. Santoyo also addressed the issue of liens placed on the property of certain homeowners, and the City's finances, asserting that the water bills have been increased and the citizens are suffering and struggling to pay their bills.

Maria Villareal, Latino Chamber of Commerce, addressed the Council and the community regarding DACA (Deferred Action for Children Arrivals) and urged the citizens not to be victims of scam artists.

Pat Lawrence, Compton resident, questioned the authorization of the Mayor's Office that was moved to a different location and further questioned if City employees moved her items to the new location. Ms. Lawrence urged the Council to repair the streets, asserting that the City must be cleaned up, and further indicated that the water bills are extremely high.

Benjamin Holifield, President-Compton Business Chamber of Commerce, addressed the Council and noted that a tree fell on Compton Boulevard and no one responded, so he called the Sheriff's Department for assistance. Mr. Holifield urged the Council to change their attitudes and work to promote businesses in the City, adding that 'team work makes the dream work.'

#3.

Floyd Smith, Compton resident, spoke before the Council regarding the homeless individuals that have been stealing shopping carts, noting that it is unfair to the residents of the community, who rely on the shopping carts while shopping at the stores. Mr. Smith then asserted that the rubbish collection fees should not be linked to the water bills, noting that it is a private company that collects the rubbish. He concluded by suggesting that the funds received from recycling profits be used to lower or offset the water bills.

Charles Strickland, Compton resident, addressed the Council and spoke regarding his great grandfather who was the founder of the African Zion Baptist Church. Mr. Strickland then questioned who he should address to receive payment for services he has rendered as a vendor for work performed in the City.

Councilmember Zurita suggested that Mr. Strickland arrange an appointment with the City Attorney for a solution.

Emily Hart-Holifield, Compton resident, addressed the Council and complained that many times the residents are unable to hear the speakers at the Council meetings. Ms. Holifield commented that the position of Mayor is very important and if the Mayor has vacated her position, she must turn over all the records and anything pertaining to the City must be left with the City. Ms. Holifield then noted that, in her opinion, the Mayor's office has been vacated.

Colleen Davis, Concerned Citizens of Compton, addressed the Council stating that the Mayor has moved her office from City Hall to the Transit Center, and questioned who authorized the move, adding that the citizens have addressed the Council and have not received a response. Ms. Davis questioned the legality of the Mayor's office move, further questioned who paid for the move.

City Attorney Craig Cornwell stated that in his position as City Attorney, he is unaware of any law or policy that prohibits the moving or re-location of an office.

Clinton Stewart, Compton resident, addressed the need for street repairs and tree trimming. Mr. Stewart also commented that the lot between Alameda and Dollarhide should be beautified, along with a sign identifying the center. Mr. Stewart further questioned where the funds are which are to be used to repair the streets and repaint the traffic lanes.

Don Smith, Compton resident, addressed the Council regarding the Mayor's run for Congress, and further questioned why the streets have not been re-surfaced as promised. Mr. Smith complained about damage his vehicles has incurred because of the poor condition of the streets and informed the citizens that they have 30 days to submit a claim for damage to their vehicles caused by potholes. Mr. Smith then alleged that the street sweepers are jeopardizing the health of the residents by exposing the citizens to carcinogens which are placed into the atmosphere from dry street sweeping of the older streets.

Councilwoman Zurita requested that the City Manager agendaize the street repair report of Elva and 136th streets.

Councilwoman Sharif requested that the City Manager bring back a report to address the repair of Myrrh Street, as it is a major thoroughfare.

Joyce Kelly, Compton resident, addressed the Council and noted that Acacia Street is in horrible condition because of the potholes. Ms. Kelly questioned if the City Attorney has checked the ethic laws regarding the Mayor's office move, and questioned if the Mayor can legally operate a non-profit at the Transit Center.

Lynn Boone, Compton resident, addressed the Council and stated that she agreed with all the comments by the previous speakers, and referenced a document from the State Controller regarding the finances of the City. Ms. Boone commented on agenda item number 5 (abatement) and suggested that the City Manager place dumpsters around the City and allow the residents to dump their garbage and clean up the City, adding that Code Enforcement should issue fines to those individuals responsible for illegal dumping in the City. Ms. Boone spoke out against the Mayor's Office move.

F. Hernandez, Compton resident, commented that Compton Boulevard and the rest of the City streets are a disaster, and suggested that the Public Works Director make a weekly presentation on the condition of the streets. Mr. Hernandez mentioned world renowned artist, Carlos Cruz Diez, and proposed that the City work with him and at-risk and troubled youth, to bring tangible art outside and make Compton Boulevard an ‘Arts District.’ Mr. Hernandez also suggested that the City partner with Compton College students to perform street repair and tree trimming which will save the City money and provide on-the-job-training for the students.

Jasper Jackson, Concerned Citizens and Tajauta Block Club, addressed the need for street repair of Tajauta and further noted his wife submitted a claim to repair her auto, however, the claim was denied.

Rev. Dr. Desire, addressed the Council and spoke regarding the need for digital resource centers in the City. Dr. Desire emphasized that the youth need to be empowered and educated and given a location for opportunities for growth and development, along with a voice for change.

CITY COUNCIL RECESS

On motion by Zurita, seconded by McCoy, the City Council voted to take a 5-minute recess by the following vote on roll call:

AYES: Council Members - Zurita, Sharif, McCoy

NOES: Council Members - None

ABSENT: Council Members - Galvan, Brown

(The City Council recessed at 7:08 p.m. and reconvened at 7:19 p.m.)

5:35 P.M. PUBLIC HEARING - TO APPROVE A PROPOSED SUBDIVISION TO SUBDIVIDE AN EXISTING 93,510 SQUARE FOOT INDUSTRIAL LOT INTO THREE SEPARATE SMALLER PARCELS FOR FUTURE DEVELOPMENT AS A RETAIL COMMERCIAL CENTER AT 2200 WEST ARTESIA BOULEVARD TENTATIVE PARCEL MAP NO. 75002 (Item #2)

On motion by Zurita, seconded by McCoy, the hearing was open at 7:20 p.m. by the following vote on roll call:

AYES: Council Members - Zurita, Sharif, McCoy

NOES: Council Members - None

ABSENT: Council Members - Galvan, Brown

Planning Director Robert Delgadillo, offered a staff report that this hearing is being held to consider approving Tentative Parcel Map Number 75002 to subdivide 2.491 acres into three separate parcels for future development as a retail commercial center at 2200 West Artesia Boulevard. On July 12, 2017, the owner and developer appeared before the Planning Commission and requested approval of two conditional use permits that would enable it to develop the site into a retail commercial center.

Mr. Delgadillo further noted that the Planning Commission approved the conditional use permits and adopted a mitigating negative declaration. On November 8, 2017, the Planning Commission recommended that the City Council approve Tentative Parcel Map Number 75002, subdividing a 2.491-acre site into three separate parcels.

PUBLIC COMMENTS REGARDING THE HEARING

Robert Ray, Compton, stated that it is his understanding that an In-N-Out Burger restaurant will be constructed at the location and questioned if there will be sufficient space for this operation.

David Iron, spoke in favor of the project, noting that commerce is good for the community.

Benjamin Holifield, spoke in favor of the project, noting that it will bring more jobs and prosperity into the City.

#3.

Lynn Boone, stated that In-N-Out Burger restaurants tend to have long drive-thru lines, and further questioned if there is sufficient spacing at the site. Ms. Boone spoke against the proposed ‘auto zone’ at the location, asserting that there is no need for another auto parts store.

There being no further public comments, Councilwoman Zurita moved that the hearing be closed. The motion was seconded by Sharif, the hearing was closed at 7:27 p.m. by the following vote on roll call:

AYES: Council Members - Zurita, Sharif, McCoy
NOES: Council Members - None
ABSENT: Council Members - Galvan, Brown

- 2. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING TENATATIVE PARCEL MAP NO. 75002 TO SUBDIVIDE AN EXISTING 2,491 ACRE LOT INTO THREE SEPERATE SMALLER PARCELS FOR FUTURE DEVELOPMENT AS A RETAIL COMMERCIAL CENTER FOR A PROPERTY LOCATED AT 2200 W. ARTESIA BOULEVARD (ASSESSOR’S PARCEL NUMBER 7319-003-102)

It was moved Sharif, seconded by Zurita, for discussion.

Councilmember Zurita questioned the adequacy of parking for the site and whether the Municipal Code requirements were satisfied.

Mr. Delgadillo, replied that the Municipal Code requires that there is sufficient space to accommodate at least 5 vehicles in the drive-thru stacking, and the proposed In-N-Out will accommodate 8 or 9 vehicles in the drive-thru area.

Resolution Number 24,746 entitled ‘**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON APPROVING TENATATIVE PARCEL MAP NO. 75002 TO SUBDIVIDE AN EXISTING 2,491 ACRE LOT INTO THREE SEPERATE SMALLER PARCELS FOR FUTURE DEVELOP-MENT AS A RETAIL COMMERCIAL CENTER FOR A PROPERTY LOCATED AT 2200 W. ARTESIA BOULEVARD (ASSESSOR’S PARCEL NUMBER 7319-003-102)**’ was adopted by the following vote on roll call:

AYES: Council Members - Zurita, Sharif, McCoy
NOES: Council Members - None
ABSENT: Council Members - Galvan, Brown

5:45 P.M. PUBLIC HEARING - TO CONSIDER AN APPEAL OF A VARIANCE DENIAL TO WAIVE THE REQUIREMENT TO PROVIDE AN ONSITE GARAGE AND TO PERMIT AN UNAUTHORIZED CONVERTED GARAGE TO REMAIN AS LIVING SPACE AT 522 WEST PEACH STREET (Item #3)

On motion by Zurita, seconded by McCoy, the hearing was open at 7:32 p.m. by the following vote on roll call:

AYES: Council Members - Zurita, Sharif, McCoy
NOES: Council Members - None
ABSENT: Council Members - Galvan, Brown

Interim Planning Director Robert Delgadillo reported that this is an appeal of a Planning Commission decision denying a request to waive the requirement to provide an onsite garage and to permit a converted garage to remain as living space at the property located at 522 West Peach Street (Variance Case No. 17-000005).

On May 13, 1988, the applicants purchased the home in question, which sits towards the front of a lot that measure 25 feet wide by 100 feet deep, with a one-car garage. The house was built in 1950 and, according to the Building Department and Assessor’s records, it is 416 square feet in size, including one bedroom, a den, kitchen and bathroom, however, the garage was converted into two bedrooms without a permit. The home was purchase as a two bedroom, one bathroom house.

Mr. Delgadillo went on to report that the property owner in question received a ‘correction notice’ in 2017 due to a fire resulting in Building and Safety Inspectors going in and noticing that the garage had been converted into a bedroom. Further research showed that there were no permits ever issued for the garage conversion. It is not known exactly when the garage was converted into bedrooms, however, it was before the current owner purchased the property in 1988. The applicant is requesting a variance to allow the garage conversion to remain without being required to construct a replacement garage.

PUBLIC COMMENTS REGARDING THE HEARING

Robert Ray, noted that this conversion is unsafe and does not meet any of the City’s Building Code requirements, and further urged the Council to uphold the decision of the Planning Commission and deny the request.

David Irons, noted that there are many homeless people in the area, further noting that the citizens deserve a place to live and urged the Council to approve the conversion.

Bill Kempton, Applicant, referenced his application and pointed out that there are already existing nonconforming properties in surrounding areas with similar designs. He further added that the statement that there is adequate space to construct a replacement garage is incorrect, unless the Code allows for a garage to extend into a setback, asserting that it is not physically possible to build a new garage on the property. Mr. Kempton noted that it is possible to create at least one off-street parking space, which the property owner has done and is currently using, which is what the owners have been using for as long as they have owned the house.

Greg Rabidall, addressed several Planning Department findings and stated that the statement of granting special provisions are inconsistent and incorrect because there is already a record of existing properties with the conditions that they are requesting that are permitted by the City. He further emphasized that the applicant has not requested a variance for hardship that was created by the previous owner the hardship is economic. The owners had a fire in the house and the new construction was rebuilt per the Building Code. Mr. Rabidall noted that the home has passed final inspection approval, and further noted that there are no danger issues in terms of the building or the construction; and in addition, the garage was converted between 1950 and 1988, and has not caused any injuries or danger to the community. Mr. Rabidall then noted that the family has been homeless for approximately a year and further beseeched the Council to grant the Variance.

Rick Nicholson, stated that he has performed construction work for the Hernandez family and noted that there is no way a car can go into that garage space as it is 9 feet by 16 feet. He also noted that he has constructed closets in both bedrooms of the house in question. Mr. Nicholson urged the Council to treat the family with dignity and respect, and grant the variance, as it was this way when the family purchased the home.

Joe Leon, Compton resident, commented that he grew up in the house in question, and he cannot remember the house being any other way than its current state. Mr. Leon urged the Council to approve the variance and allow him to return to his home.

Cindy Santoyo, Compton resident, stated that she moved into her home on an ‘as is’ basis, and she is in the same situation, adding that she too has received a lien notice. Ms. Santoyo commented that these current situations exist because of incompetence by the City.

Benjamin Holifield, spoke regarding the homelessness, and urged the Council to show compassion and allow the family to return to their home.

Joyce Kelly, stated that she would like to see the Council treat the applicants with compassion.

Lynn Boone, commented that the City must not punish the homeowners because they allowed these residents to purchase the home in this state. Ms. Boone noted that there are many homes in Compton with residents living in garages.

#3.

Maria Villarreal, lives near the property and stated that when the house was burned, the Fire Department was unable to distinguish the fire because the closest hydrant was not working; therefore, the home was burned down. Ms. Villarreal spoke in favor of allowing the conversion.

Emily Hart-Holifield, stated that there are many houses in Compton that were purchased as they were with the conversion adding that the home she purchased has a similar situation. Ms. Holifield further stated that she has been in her home for over 30 years and 4 years ago she was informed that she would have to re-convert her garage.

City Attorney Craig Cornwell issued a statement that special circumstances are applicable to property, including size, shape, topography, location or surroundings. Twenty-one of the 23 lots measure 25 feet wide and 100 feet deep. Over time, most the lots were merged with adjoining lots, creating new parcels of land. The lot in question is still 25 feet by 100 feet, consequently, this could be considered a unique circumstance. Attorney Cornwell also noted that if the City were to require the property owners to comply with the current Municipal Code, the owners would be required to construct a two-car garage, rather than a one-car garage which was the requirement in the 1950s.

There being no further audience comments, Councilwoman Zurita, moved that the hearing be closed. The motion was seconded by Sharif, the hearing was closed at 8:05 p.m. by the following vote on roll call:

AYES: Council Members - **Zurita, Sharif, McCoy**
NOES: Council Members - **None**
ABSENT: Council Members - **Galvan, Brown**

Councilwoman Sharif asked if there are any other properties in this similar situation.

Mr. Delgadillo replied that there are two other properties on the same street that have the same situation, and there are multiple properties similar to this city-wide.

City Attorney Craig Cornwell, noted that given the unique situation of the current owners, it may create an undue burden for the owners to come into compliance, consequently, the Municipal Code supports the Council’s approval of the request.

City Manager Rhambo commented that there was a fire at the home whereby the illegal conversion was discovered, further adding that it is a common practice for realtors to not be completely forthcoming with the buyers regarding such garage conversions.

Councilmember Zurita questioned why the plans to rebuild were approved.

Victor Orozco, Building Director, explained the process of a pre-sale inspection, and further noted that through the process of the final inspection and building plan review, it was discovered that the property owners had an illegal garage conversion. Thus, the property owners were given a ‘correction notice’ to restore the garage.

Councilmember Zurita suggested that the City consider an amnesty policy for similar situations, cautioning, however, resident safety is of the utmost importance.

After further discussion, Councilmember Sharif moved to reconsider the closing of the hearing. The motion was seconded by McCoy and approved by the following vote on roll call:

AYES: Council Members - **Zurita, Sharif, McCoy**
NOES: Council Members - **None**
ABSENT: Council Members - **Galvan, Brown**

On motion by Zurita, seconded by Sharif, the Council voted to continue the hearing until March 13, 2018 at 5:35 p.m. to allow for additional research, by the following vote on roll call:

AYES: Council Members - **Zurita, Sharif, McCoy**
NOES: Council Members - **None**
ABSENT: Council Members - **Galvan, Brown**

CONSENT AGENDA**APPROVAL OF MINUTES**

1. FEBRUARY 6, 2018

On motion by Zurita, seconded by Sharif, the Consent Agenda was approved by the following vote on roll call:

AYES: Council Members - Zurita, Sharif, McCoy,
NOES: Council Members - None
ABSENT: Council Members - Galvan, Brown

END CONSENT AGENDA**REGULAR AGENDA**

UNFINISHED BUSINESS There was no Unfinished Business.

NEW BUSINESS

3. HEARING - APPEAL OF PLANNING COMMISSION DECISION DENYING VARIANCE CASE NO 17-000005 - A REQUEST BY APPLICANTS (BLANCA/DOMINGO HERNANDEZ) TO WAIVE THE REQUIREMENT TO PROVIDE AN ONSITE GARAGE AND TO PERMIT A CONVERTED GARAGE TO REMAIN AS LIVING SPACE AT 522 WEST PEACH STREET (RESOLUTIONS DENYING/APPROVING VARIANCE CASE NO. 17-000005 ATTACHED)
(Hearing Continued for March 13, 2018 at 5:35 p.m.)
4. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AMENDING THE PUBLIC WORKS 2017-2018 FISCAL YEAR BUDGET TO ACCEPT AND APPROPRIATE \$55,669 IN FUNDS FROM THE LOS ANGELES COUNTY METROPOLITAN TRANSPORTATION AUTHORITY NATIONAL TRANSIT DATA FUND AND AUTHORIZING THE CITY MANAGER TO ENTER INTO A MEMORANDUM OF UNDERSTANDING FOR SUCCESSFULLY REPORTING TO THE NATIONAL TRANSIT DATABASE FOR FISCAL YEAR 2014-2015 **(Item agendad- requires 4 votes)**
5. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO AMEND THE ABATEMENT SERVICES AGREEMENT WITH NEW WEST LANDSCAPING TO PROVIDE ADDITIONAL COMPENSATION AND ESTABLISH A PURCHASE ORDER IN AN AMOUNT NOT TO EXCEED \$55,000

On motion by Zurita, seconded by Sharif, **Resolution Number 24,747** entitled ‘**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING THE CITY MANAGER TO AMEND THE ABATEMENT SERVICES AGREEMENT WITH NEW WEST LANDSCAPING TO PROVIDE ADDITIONAL COMPENSATION AND ESTABLISH A PURCHASE ORDER IN AN AMOUNT NOT TO EXCEED \$55,000**’ was adopted by the following vote on roll call:

AYES: Council Members - Zurita, Sharif, McCoy
NOES: Council Members - None
ABSENT: Council Members - Galvan, Brown

6. A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF COMPTON AUTHORIZING AN AMENDMENT TO THE LOCAL HOUSING AUTHORITY'S 2017-2018 FISCAL YEAR BUDGET TO TRANSFER FUNDS BETWEEN ACCOUNTS (\$113,000) **(Item agendad- requires 4 votes)**

APPROVAL OF WARRANTS

7. Warrant # 243649 - Date - 2/15/18 - Name - First American Title Co - Services - Payment for the First-time homebuyer's program - Amount - \$80,000.00 - Requested by: City Manager

Warrant # 243856 - Date - 3/1/18 - Name - Broker Solutions INC First American Funding - Services - Payment for the First-time homebuyer's program - Amount - \$72,500.00 - Requested by: City Manager

Warrant # 243871 - Date - 3/1/18 - Name - Tonnie Turner - Services - Lunch and refreshments for Black History Month events - Amount - \$3,300.00 - Requested by: City Manager

Total Amount: \$155,800.00

On motion by Sharif, seconded by Zurita, the above warrants were approved by the following vote on roll call:

AYES: Council Members - Zurita, Sharif, McCoy
NOES: Council Members - None
ABSENT: Council Members - Galvan, Brown

COUNCIL COMMENTS

Councilperson Zurita offered the following communications/announcements:

- Announced that she will be hosting a **Spring Wellness and Community Jubilee** on Saturday, March 24, 2018 from 10 a.m. until 2 p.m. at Gonzales Park, 1101 West Cressey. There will be health booths providing resources and health screenings along with information, food, clothing and entertainment for the entire family.
- Announced that the Compton Youth Athletic League in conjunction with the Compton Sherriff’s Department will be hosting an autograph signing with professional wrestler and undefeated MMA fighter, **Joey “Black Ice” Davis** who is a Compton native on March 29, 2018 from 4 to 6 p.m.

Councilperson Sharif offered the following communications/announcements:

- Invited everyone to attend her Town Hall meeting which will take place on March 14, 2018 from 6 p.m. to 7:30 p.m. at Kelly Park, 2319 Caldwell Street. The guest speaker will be Dr. Keith Curry, President of Compton College. Residents will have an opportunity to ask questions regarding the quality of life issues in the community and light refreshments will be served.
- Announced that the Compton Sheriff’s Station is hosting a Community Academy. The Community Academy is an eight week, hands on course, designed to inform and educate citizens of the Compton community about the Los Angeles County Sheriff’s Department. Interested residents may contact Deputy Owens at 310-605-6542 or by email at raowens@lasd.org.
- Requested that the City Manager provide an update on the South Park project.
- Thanked Cal Trans and the City Manager for cleaning up the area near the 91 Freeway and Atlantic Avenue and requested that an on-going maintenance schedule be instituted.

Councilperson McCoy offered the following communications/announcements:

- Invited everyone to attend her 3rd District Town Hall Meeting on April 12, 2018 with Sheriff Deputy Owens, at Burrell-MacDonald Park, 2516 W. Alondra, where citizens will have an opportunity to ask questions, voice opinions and submit concerns regarding public safety and quality of life issues.
- Announced that the memorial service for the *Honorable Doris Davis* will be March 10, 2018 in the Council Chambers beginning at 11 a.m. Mayor Davis will lie-in-state at City Hall March 8 and 9th to allow residents to pay their respects to our beloved Mayor. The Davis family is requesting that in lieu of flowers, residents may donate to the Doris Davis Scholarship Endowment. Residents may share their photos by uploading them to: www.tribute.com/dorisdavis.
- Requested that the City Manager provide an update on the traffic signal at Wilmington and Greenleaf.
- Adjourn in memory of **Bertha Swingler**.

ADJOURNMENT

On motion by Zurita, seconded by Sharif, the meeting was adjourned in memory of **Bertha Swingler** at 8:39 p.m. by the following vote on roll call:

AYES: Council Members - Zurita, Sharif, McCoy
NOES: Council Members - None
ABSENT: Council Members - Galvan, Brown

CITY CLERK OF THE CITY OF COMPTON

MAYOR OF THE CITY OF COMPTON



Los Angeles County Registrar-Recorder/County Clerk

DEAN C. LOGAN
Registrar-Recorder/County Clerk

March 6, 2018

Ms. Alita Godwin
Compton City Clerk
Compton City Hall
205 South Willowbrook Avenue
Compton, CA 90220

Dear Ms. Godwin,

This Department is preparing to conduct the June 5, 2018 Statewide Direct Primary Election. Our Training Section must train as many as 25,000 volunteers to staff approximately 5,000 polling places on Election Day. To accomplish this, we reserve over 90 training sites throughout Los Angeles County. At this time, we are looking to secure a training site in the Compton area for the convenience of the residents in and around your city who are serving on local precinct boards.

This letter is to request reservations and **waiver of fees** to use your city facilities as follows:

Location: Dollarhide Community Center
Banquet Room

Date: Sunday, May 13, 2018

Date: Sunday, May 27, 2018

Time: 9:00 a.m. to 7:00 p.m.

We have attached the City of Compton Facility Rental Request Application, and our Certificate of Self-Insurance for your records. If you have any questions regarding this matter please contact my staff: Andrew Price at (562) 462-2817 or Charles Darden at (562) 462-2619. Correspondence may be mailed to: *Registrar-Recorder/County Clerk Pollworker Training & Outreach Section, 12400 Imperial Highway, Room 7020B, Norwalk, CA 90650*; or faxed to: (562) 651-1035.

Sincerely,
DEAN C. LOGAN
Registrar-Recorder/County Clerk


Elizabeth Bejarano
Election Training Manager



Los Angeles County Registrar-Recorder/County Clerk

DEAN C. LOGAN
Registrar-Recorder/County Clerk

March 6, 2018

Ms. Alita Godwin
Compton City Clerk
Compton City Hall
205 South Willowbrook Avenue
Compton, CA 90220

Dear Ms. Godwin:

This is to confirm our agreement to use your facility for the purpose of conducting Pollworker training for the June 5, 2018 Statewide Direct Primary Election as follows:

Location: Dollarhide Community Center
Banquet Room

Date: Sunday, May 13, 2018

Time: 9:00 a.m. to 7:00 p.m.

Date: Sunday, May 27, 2018

Time: 9:00 a.m. to 7:00 p.m.

We thank you for your cooperation. Your assistance will be of ultimate benefit to the citizens of Los Angeles County in terms of an efficiently conducted election.

If you have any questions regarding this matter please contact my staff: Andrew Price at (562) 462-2817 or Charles Darden at (562) 462-2619. Correspondence may be mailed to: *Registrar-Recorder/County Clerk Pollworker Training & Outreach Section, 12400 Imperial Highway, Room 7020B, Norwalk, CA 90650; or faxed to: (562) 651-1035.*

Sincerely,
DEAN C. LOGAN
Registrar-Recorder/County Clerk

Elizabeth Bejarano
Election Training Manager



City of Compton Facility Rental Guidelines

City of Compton Facility Rental Permit Application

Notice To Applicant: Please type or print firmly using a ball point pen. Any person applying for the use of City property on behalf of any society, group or organization must present satisfactory credentials or proof of authorization and all applicable insurance to the Parks & Recreation Department representative in charge of permits prior to the filing of the application.

Name of Representative: Andrew Price Phone: 562-462-2817 Date: 03/06/2018

Address: 12400 Imperial Highway City: Norwalk Zip: 90650

Name of Organization: Los Angeles County RRCC Alternative Representative: Charles Darden

Address: Same as above City: _____ Zip: _____

Note: No Alcoholic Beverages of Any Type Are Allowed At Any City Facility

Name of Facility: Dollarhide Community Center Time Requested: 9 AM TO 7PM Total Hours: 20
(10x2 days)

Dates Requested: 05/13/2018 & 05/27/2018 Day of Week: Sunday or continuous Dates: _____ to _____

Type Activity: Pollworker Training Estimated Attendance: About 100-150/class. 3 - 4 classes

Facility: ☐ Meeting Room ☒ Banquet Room ☐ Athletic Field ☐ Multi Field ☐ Picnic ☐ Gym

Equipment Needed: ☒ Tables ☒ Chairs ☐ Podium ☐ P/A System ☐ Easels

Note: Group is responsible for observing all facility Rules and Regulations and for maintaining an acceptable standard of behavior, failure to do so may result in partial/full loss of security deposit.

Signature of Person Requesting Reservation: Price Date: 3/6/2018

For Office Use Only

Facility Fees: _____ Hours @ _____ Total Fees _____

Staff Fees: _____ Hours @ _____ Total Fees _____

Special Equipment Fees: _____ Total Fees: _____

Departmental Signature: _____ Date: _____ Approved: ☐ Yes ☐ No

Security Fees: _____ Hours @ _____ Total Fees _____

Departmental Signature: _____ Date: _____ Approved: ☐ Yes ☐ No

Cleaning Fees: _____ Hours @ _____ Total Fees _____

Departmental Signature: _____ Date: _____ Approved: ☐ Yes ☐ No

Director Signature: _____ Date: _____ Total Fees: _____

#4.



City of Compton Facility Rental Guidelines

Facility Permit / Facility Inspection Checklist

Permit Holder's Name: Andrew Price Facility: Dollarhide Community Center Banquet Room

Date: 05/13/2018 & 05/27/2018

Arrival Time: 9 AM Departure Time: 7 PM Equipment Used: 150 Chairs & 5 Tables

Complete a walk-through before and after the event with facility staff. In some instances, staff may instruct you to complete your own before & after walk-through and submit it for review. Indicate with a checkmark that you completed the required service or indicate that the area does not apply by marking "N/A" in each of the following areas:

	Before	After
➤ Garbage, debris, and recyclables are picked up from inside and outside the facility, sealed in plastic bags, and deposited in dumpsters, including cigarette butts.	☐	☐
➤ Furnishings are returned to their original location including chairs, tables, trash cans, etc.	☐	☐
➤ Tables and chairs are clean, undamaged, and properly stored.	☐	☐
➤ Kitchen countertops and sinks are wiped down and clean.	☐	☐
➤ Microwave/Refrigerator/Oven empty and cleaned of all food spills	☐	☐
➤ Decorations are removed (including tape used to secure them)	☐	☐
➤ Personal belongings are removed from the facility.	☐	☐
➤ Equipment shows no sign of damage, is in working order and properly stored	☐	☐
➤ Clean up spills and excess dirt on carpeting.	☐	☐

Comments regarding the condition of the facility or equipment before and/or after the rental: _____

After satisfactory inspection of the facility, the Security Deposit will be refunded within 10 business days. Damages to facility and/or equipment will be assessed based upon repair or replacement costs. If costs exceed Security Deposit an invoice will be submitted to collect remaining charges.

I have completed a walk through of the facility and performed the tasks stated above. Everything has been left in good order, as it was found, except as noted above. By our signatures below, we acknowledge the cleanliness and condition of the facility and equipment after the rental group activity.

Renter **Sign-In** Signature: _____ Time-In: _____
 Renter **Sign-Out** Signature: _____ Time-Out: _____
 Facility Staff Signature: _____ Date: _____



City of Compton Facility Rental Guidelines

Rental Application Conditions

Please initial each of the following items to acknowledge that you have read and agree with the information.

AP I understand that this document serves as a request for usage of City of Compton Facilities and in no way serves as an agreement for rental and/or usage. I understand that a Rental Agreement contract must be completed and confirmed by the Compton Parks & Recreation Department and all deposits must be paid in addition to the Rental Agreement contract for confirmation of a rental.

AP I understand that my requested rental start-time and end-time includes all set-ups and clean-up and will end no later than 12 AM. I understand that I will not have access to a facility before or after my requested and confirmed start-time and end-time. Failure to exit facility/parking lot at confirmed end time will result in additional fees being charged.

AP I understand that time and date changes will be accepted in writing subject to facility and City Staff availability. Additional rental time must be paid at the time of request.

AP I understand that I, the applicant, must be at least 21 years of age and be present throughout the entire rental period. The applicant must be in constant contact with the on-site facility supervisor.

AP I understand that only rooms specified in the rental agreement will be available for my use on the day of your event. Rooms not specified on the rental contract may be occupied by other groups during my event. Entrances and closets must be kept clear of debris.

AP I understand there will be NO SMOKING IN ANY CITY BUILDING OR WITHIN 25 FEET OF ANY BUILDING ENTRANCE.

AP I understand that some equipment, decorations, and supplies cannot be used i.e.; fog/smoke machine, helium filled balloons, staples, tacks, glue, or anything that would damage city property or that is disapproved of by Recreation Staff.

AP I understand that music will be monitored throughout the event and must be turned off by 10 pm.

AP I understand all rented facilities, bathrooms, hallways, common areas and parking lots must be cleaned and in the same condition as when you arrived per the Facility Cleaning Sheet.

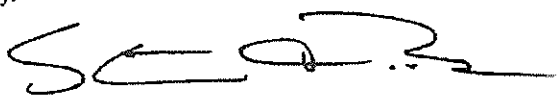
AP I understand that the deposit is only refundable upon compliance of all terms of rental contract.

AP I understand that for my protection the City of Compton recommends renters obtain public liability insurance for their event. This insurance will protect me and my guests while using City property and is to indemnify against loss resulting from bodily injury and/or property damage. Any insurance broker or agency can help you obtain the proper coverage.

I, ANDREW PRICE have read the above conditions for renting a City of Compton Facility. I agree to uphold these conditions and understand that failure to comply with any of these requirements may result in termination of the rental agreement, vacating the premises, forfeiture of deposits, and/or rental fees. In the case of damage or cleaning issues, additional charges may be assessed as well.

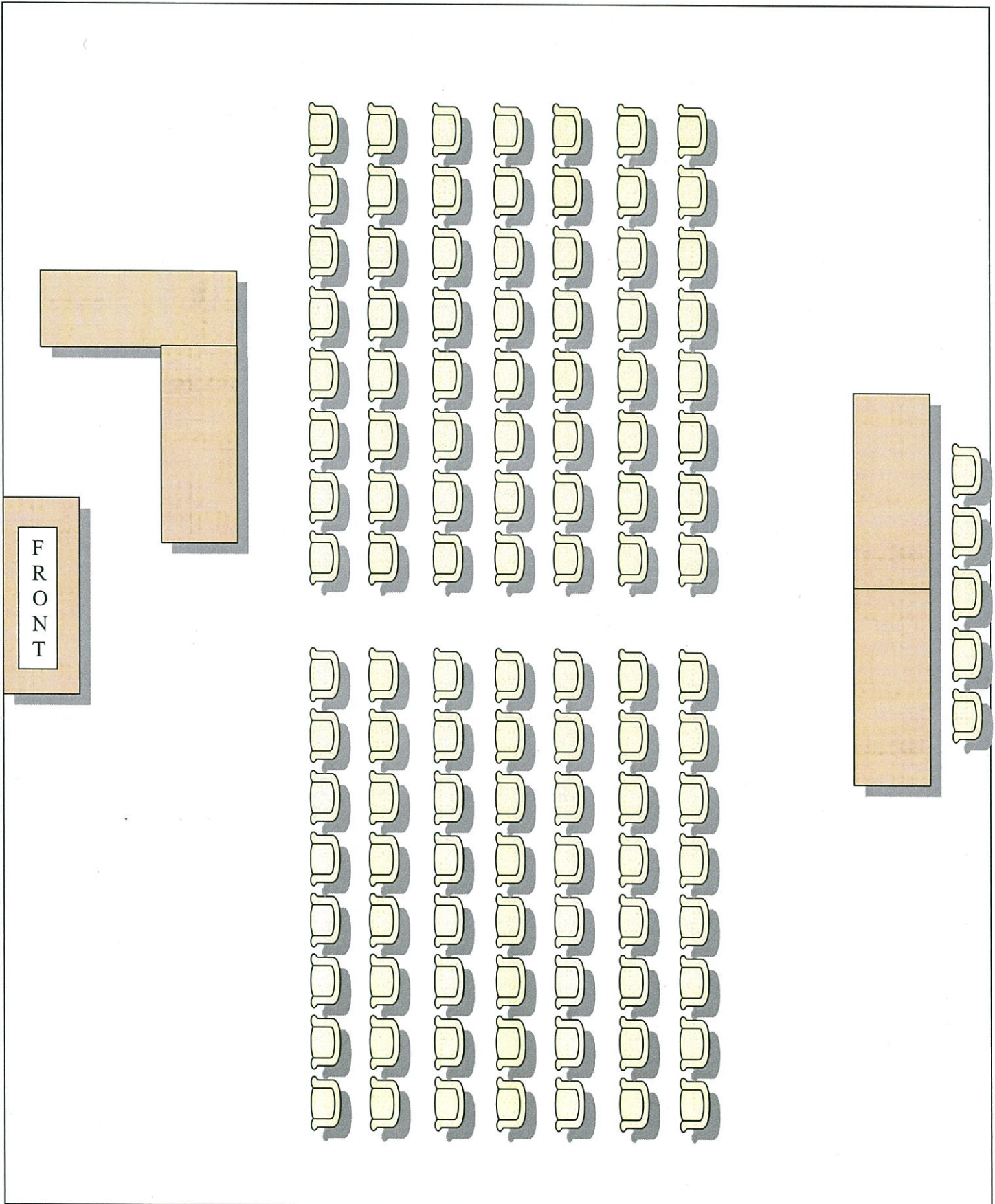
Applicant Signature Price Date: 3/6/2018

#4.

		COUNTY OF LOS ANGELES CERTIFICATE OF SELF-INSURANCE COVERAGE				March 6, 2016	
PRODUCER/INSURED COUNTY OF LOS ANGELES CHIEF EXECUTIVE OFFICE RISK MANAGEMENT BRANCH 3333 WILSHIRE BOULEVARD, SUITE 820 LOS ANGELES, CA 90010				This Certificate is provided for informational purposes only, and does not affect, or expand any of the County's obligations pursuant to the Agreement. This Certificate also confirms that the County is not an insurance company, and that no insurance obligation or relationship exists, or will be established in any manner whatsoever between the County and any individual, contractor, vendor, and public or private entity/organization.			
				ENTITIES AFFORDING COVERAGE			
				COMPANY LETTER A	COUNTY OF LOS ANGELES	PARTICIPATION 100%	
COVERAGES This Certificate of County Self-funding of Insurance Obligation (Certificate) is the County of Los Angeles' (County) authorized statement that it has elected to self-fund its financial obligations. This self-funding of liability is in lieu of commercial insurance coverage, and applies only to the extent permitted by State Law. The County is permitted to self-fund its liabilities arising from acts or omissions of the County; its appointed and elected officers, employees, and volunteers (except for actual fraud, corruption, or malice), by virtue of California Government Code Sections 989-991.2, County Code Chapter 5.32 and Articles 1 and 2 of the County Charter. The liabilities that the County self-funds include general, automobile, property, and workers' compensation.							
CO LTR		TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE	POLICY EXPIRATION DATE	LIMITS	
A	☒ GENERAL LIABILITY ☐ COMMERCIAL GENERAL LIABILITY ☐ CLAIMS MADE ☒ OCCURRENCE	Self-Insured	7/1/2017	6/30/2018	GENERAL AGGREGATE \$Not applicable PRODUCTS-COMP/OP/AGG \$2,000,000 PERSONAL & ADV INJURY \$2,000,000 CONTRACTUAL LIABILITY \$2,000,000 EACH OCCURRENCE \$2,000,000		
A	☐ ANY AUTO ☒ ALL OWNED AUTOS ☐ SCHEDULED AUTOS ☒ HIRED AUTOS ☒ NON-OWNED AUTOS ☐ GARAGE LIABILITY	Self-Insured	7/1/2017	6/30/2018	COMBINED SINGLE LIMIT \$Not applicable BODILY INJURY (PER PERSON) \$1,000,000 BODILY INJURY (PER ACCIDENT) \$1,000,000 PROPERTY DAMAGE \$1,000,000		
A	☒ PROPERTY LIABILITY	Self-Insured	7/1/2017	6/30/2018	AGGREGATE \$Not applicable EACH OCCURRENCE \$2,000,000		
A	☒ WORKERS' COMPENSATION AND EMPLOYERS LIABILITY	Self-Insured	7/1/2017	6/30/2018	STATUTORY LIMITS EACH ACCIDENT \$ As required by California Law DISEASE - POLICY LIMIT \$ As required by California Law DISEASE - EACH EMPLOYEE \$ As required by California Law		
DESCRIPTION OF OPERATIONS/LOCATIONS: County of Los Angeles – Department of Registrar-Recorder/County Clerk							
FACILITY USE AGREEMENT:							
ADDITIONAL INSURANCE: The County will consider the County Office of Education as an additional covered party under the self-funding with respect to the liability arising from the acts or omissions of County employees.							
CERTIFICATE HOLDER: FOR: City of Compton Dollarhide Community Center 301 N. Tamarind Ave. Compton, CA 90220				CANCELLATION: SHOULD THE COUNTY ELECT TO DISCONTINUE SELF-INSURING ITS LIABILITIES, CERTIFICATE HOLDERS WILL BE NOTIFIED ON THE RISK MANAGEMENT WEBSITE. By:  STEVEN T. ROBLES, COUNTY RISK MANAGER			

Wide Room Setup Diagram

Theater style seating with 100+ chairs and 5-10 tables available



MARCH 27, 2018

TO: MAYOR AND CITY COUNCIL MEMBERS

FROM: INTERIM PLANNING DIRECTOR, COMMUNITY DEVELOPMENT DEPARTMENT

SUBJECT: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON REGULATING ALL OFFSITE AND ONSITE ALCOHOL SALES POINT LAND USES

SUMMARY

The City of Compton is considering a proposed ordinance amending CMC Chapter 30 by adding Section 30-51 to incorporate new regulations governing the development of offsite and onsite alcohol sales land uses such as restaurants, entertainment uses, grocery, liquor and convenience stores.

The proposed ordinance creates new general regulations as well as the newly created classification of “Deemed Approved” for existing offsite alcoholic beverages sales land uses, (Liquor and Convenience stores). The Deemed Approved classification will be the new term for those liquor and convenience stores that were previously known as “legal non-conforming”. The ordinance also creates the new title of Administrative Hearing Officer to act as a primary point of contact for the Deemed Approved stores and CUP approved stores.

In addition to establishing land uses controls on all alcohol land uses, another key objective of the proposed ordinance is to encourage the development of grocery stores by encouraging convenience stores increase their size and become small grocery stores through the increased offering of food products that require home preparation.

BACKGROUND

In an effort to better regulate the proliferation of liquor and convenience stores the City Council adopted a moratorium on new liquor and convenience stores in October of 2016 that expired in October of 2017. The purpose of the moratorium was to develop better regulations governing the sale of alcoholic beverages in the City. This ordinance is the result of that moratorium.

On Tuesday February 14, 2018 the Planning Commission completed a public hearing on the proposed new Liquor Ordinance regulating all offsite and onsite alcohol sales land uses. After due consideration, Zoning Code Text Amendment 17 -020339, was not recommended for approval by the Planning Commission. The Planning Commission believed that the proposed ordinance should prohibit all new liquor stores. Accordingly since the proposed ordinance does not prohibit new liquor stores they did not vote to support it.

#6.

At the Public Hearing the Planning Commission heard testimony from the Interim Planning Director, Assistant City Manager and City Attorney regarding the merits of the proposed ordinance. Additionally, the City Attorney also informed the Planning Commission that a total prohibition on liquor stores would not be legal since the City shares regulatory authority with the State of California Alcohol Beverage Control.

STATEMENT OF THE ISSUE

The proposed new offsite and onsite alcohol sales land use regulations will strengthen and replace the current provisions within the municipal code and the alcohol beverage sales policy regulating the location, development and operation of liquor stores, restaurants, convenience stores, small grocery stores and large retail stores that sell alcohol and/or beer and wine. The proposed ordinance establishes new minimum sizes for certain land uses and new location requirements, administrative procedures and brings the existing “legal non conforming” liquor and convenience stores under the control of the zoning ordinance.

The tables below show the current and proposed new regulations for each retail land use that typically can sell alcoholic beverages. None of the existing land uses or existing zones in which alcohol sales is permitted with a CUP is being eliminated. Only new more restrictive development regulations are being proposed.

EXISTING REGULATIONS

REGULATIONS	LIQUOR STORE	CONVENIENCE STORE	LARGE RETAIL STORE	SMALL GROCERY STORE	RESTAURANT	LOUNGE BAR
Separation distance from other Similar Alcohol Sales Points	1000 feet	1000 feet.	1000 feet	1000 feet	1000 feet	1000 Feet
Separation distance from sensitive land uses: Schools, Parks, Churches, and Medical facility	1000 feet	1000 feet.	None	1000 feet	None	1000 feet
Permitted Zones: Limited Commercial (CL), Commercial Manufacturing (CM) Light Manufacturing (ML) Heavy Manufacturing (MH)	CL, CM, ML and MH	CL, CM, ML and MH	CL, CM, ML and MH	CL, CM, ML and MH	CL, CM, ML and MH	CL, CM, ML and MH
Minimum Commercial Center Size	None	None	None	None	None	None
Minimum Store Size	None	None	10,000 sq. ft.	None	None	None
Permitted Products for Sale and limitations/	All alcoholic beverages	Beer and Wine only (10% floor space	All alcoholic beverages (10% sales	Beer and Wine only (10% floor	All Alcoholic Beverages	All Alcoholic Beverages

		limitation)	floor space limitation)	space limitation)		
Exterior Alcoholic Beverage Advertising	No	No	No	No	No	No
CUP Required	Yes	Yes	No	Yes	Yes	Yes

PROPOSED REGULATIONS

REGULATION	LIQUOR STORE	CONVENIENCE STORE	LARGE RETAIL STORE	SMALL GROCERY STORE	RESTAURANT	ENTERTAINMENT
Separation Distance from other similar alcohol sales points.	1000 feet	1000 feet.	N/A	1000 feet	1000 feet	1000 feet
Separation distance from School Park, Church, Day Care and City Hall	1000 feet	1000 feet.	None	1000 feet	None	1000 feet
Permitted Zones: Limited Commercial (CL), Commercial Manufacturing (CM) Light Manufacturing (ML) Heavy Manufacturing (MH)	CL, CM, ML and MH	CL, CM, ML and MH	CL, CM, ML and MH	CL, CM, ML and MH	CL, CM, ML and MH	CL, CM, ML and MH
Minimum Commercial Center Size	25,000 square feet	25,000 square feet	None	None	None	None
Minimum Store size	4,000 sq. ft. (10,000 sq. ft. for standalone building)	4000 sq. ft. (2,500) sq. ft for gas station.	10,000 sq. ft.	None	None	None
Permitted Products for Sale and limitations	All alcoholic beverages	Beer and Wine only (10% floor space limitation)	All alcoholic beverage (15% floor space limitation)	Beer and Wine only (10% floor space limitation)	All Alcoholic Beverages	All Alcoholic Beverages
Exterior Alcoholic Beverage Advertising	No	No	No	No	No	No
CUP Required	Yes	Yes	No	Yes	Yes	Yes

As the table above shows, the location of all new liquor and convenience stores are required to be in commercial centers containing a minimum of 25,000 sq ft of floor space and sets minimum individual store floor space requirement of 4000/2,500 sq. ft. This new minimum commercial center size restriction and minimum store size is intended to stop the proliferation of standalone small convenience/convenience stores selling alcohol and liquor stores principally located in small two to four tenant strip shopping centers in the city and limit them to medium sized neighborhood commercial centers.

#6.

Presently there are no minimum floor space requirements for both liquor and convenience stores and they can locate anywhere in the City. Creating minimum floor space requirements and location criteria will greatly slow their growth and direct them to larger commercial centers and encourage the increased sales of food products requiring home preparation.

A key provision of the proposed ordinance is the new designation of “Deemed Approved” status for all existing legal non conforming non-CUP liquor/convenience stores (NCLS) in the City. These existing liquor/convenience stores are very old establishments that predate the establishment of land use regulations and the Conditional Use Permit (CUP) requirement. These same legal non conforming liquor/convenience stores have largely been the source of the majority of CMC violations and criminal activity within the City concerning alcohol related land uses. Presently, it requires a lengthy process involving the City Attorney to close down an existing legal non conforming liquor/convenience store. Under the proposed new regulations these legal non conforming liquor/convenience stores will be brought under the control of the Zoning Ordinance.

“Deemed Approved” status shall automatically take effect when the ordinance become effective. and these NCLS land uses shall no longer be considered “legal non-conforming” activities. Each new Deemed Approved land use shall retain its “Deemed Approved” status ONLY as long as it complies with the Performance Standards of this ordinance. Once “Deemed Approved” status has been conferred the liquor/convenience store will lose its status as “legal non conforming” and become a “conforming land use”.

If the new “Deemed Approved” land use does not subsequently comply with the new regulations, the store use will be cited for violations and if the store in question does not correct the violations its status as a “Deemed Approved” land use with the ability to sell alcohol can be revoked. If the “Deemed Approved” status is revoked the store owner will be sent a letter notifying them that their “Deemed Approved status has been revoked and to immediately terminate all alcohol sales. The Alcohol Beverage Control Board will then be notified that the stores’ land use approval to operate as a liquor/convenience store has been revoked. The proposed ordinance also sets up specific regulations that if violated will automatically terminate deemed approved status. This single provision will give the City a strong tool to more quickly correct violations that occur at the former non-CUP approved legal non conforming liquor/convenience stores in the City.

In addition to the establishment of new alcohol sales land use performance standards, the designation of the “Deemed Approved” alcohol establishments, the proposed ordinance also establishes the new function/title of Administrative Hearing Officer (AHO). The AHO is principally responsible for bringing the existing legally nonconforming alcohol establishments under the control of this ordinance as Deemed Approved land uses. The AHO notifies the new Deemed Approved alcohol establishments of their new status and of the new performance standards they will be expected to comply with. The AHO also has the authority to suspend or revoke the Deemed Approved status and to determine if violations have occurred on alcohol establishments that are subject to approved

conditional use permits. The AHO will also make recommendations to the planning commission to suspend or revoke a CUP.

Lastly the proposed ordinance establishes clear procedures for the grounds for revocation and the investigation of violations.

The proposed ordinance places new development standards on all alcohol sales points which will result in significantly reducing the increased growth rate of new alcohol sales points in the City, promote the development of small grocery stores+ and provide the City with more control . It also will bring the existing legal non conforming alcohol sales points in the city under positive control of the Zoning Ordinance and allow the City quicker resolution of violations and a quicker revocation process.

FISCAL IMPACT

There is no direct fiscal impact to the general fund that will result from the adoption of this ordinance. The proposed ordinance establishes development regulations pertaining to the offsite and onsite sale of alcoholic beverages in the city.

RECOMMENDATION

Staff recommends that City Council adopt Zoning Code text Amendment 17-020339.

**ROBERT DELGADILLO
INTERIM DIRECTOR
PLANNING DIVISION
COMMUNITY DEVELOPMENT DEPARTMENT**

APPROVED FOR FORWARDING:

**CECIL W. RHAMBO JR.
CITY MANAGER**

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF
COMPTON REGULATING ALL OFFSITE AND ONSITE ALCOHOL
SALES POINT LAND USES

THE CITY COUNCIL OF THE CITY OF COMPTON DOES HEREBY
ORDAIN AS FOLLOWS:

Section 1. AMENDMENT OF CHAPTER XXX OF THE COMPTON
MUNICIPAL CODE AMENDING SECTION 30-51. Upon the effective date of this
Ordinance, Interim Ordinance No. 2275, codified as Section 30-51 (An Interim Ordinance
Imposing a Temporary Moratorium on New Convenience Store and Liquor Store Uses) of
Chapter XXX (Zoning) shall be repealed in its entirety and replaced with the following:

“30-51 ALCOHOLIC BEVERAGE SALES ESTABLISHMENT REGULATIONS.

30-51.1	PURPOSE
30-51.2	DEFINITIONS
30-51.3	ADMINISTRATIVE HEARING OFFICER
30-51.4	AUTOMATIC DEEMED APPROVED STATUS
30-51.5	APPLICABILITY OF DEEMED APPROVED ALCOHOLIC BEVERAGE SALES REGULATIONS
30-51.6	DEEMED APPROVED PERFORMANCE STANDARDS
30-51.7	NOTIFICATION TO OWNERS OF ESTABLISHMENTS CONDUCTING DEEMED APPROVED ACTIVITIES
30-51.8	GROUND FOR DEEMED APPROVED STATUS SUSPENSION, REVOCATION, OR TERMINATION
30-51.9	CONDITIONAL USE PERMITS FOR NEW ALCOHOLIC BEVERAGE SALES ACTIVITIES
30-51.10	DISTANCE REQUIREMENTS APPLICABLE TO NEW OFFSITE ALCOHOLIC BEVERAGE SALES ACTIVITIES
30-51.11	OPERATIONAL STANDARDS
30-51.12	CONDITIONAL USE PERMIT APPLICATIONS
30-51.13	ACTION ON PERMIT APPLICATION
30-51.14	CONDITIONS OF APPROVAL
30-51.15	APPEALS FROM A DETERMINATION ON AN APPLICATION FOR PERMIT
30-51.16	GROUND FOR CONDITIONAL USE PERMIT SUSPENSION OR REVOCATION
30-51.17	INVESTIGATIVE PROCEDURES FOR POTENTIAL VIOLATION OF CONDITIONS OF APPROVAL, OPERATIONAL STANDARDS, OR PERFORMANCE STANDARDS
30-51.18	INSPECTION AND RIGHT OF ENTRY
30-51.19	PENALTIES
30-51.20	SEPARATE OFFENSES FOR EACH DAY
30-51.21	INJUNCTION AS ADDITIONAL REMEDY
30-51.22	ADMINISTRATIVE PENALTIES
30-51.23	LIABILITY FOR EXPENSES

***30-51.1 Purpose. This section shall be known as the City’s
Alcoholic Beverage Sales Establishment Regulations. This section
requires conditional use permits for newly established Alcoholic
Beverage Sales Activities, confers Deemed Approved Status for existing
Alcoholic Beverage Sales Activities that constitute legal nonconforming
uses, and establishes standards and an administrative hearing process
to review violations of those standards in order to protect the general
health, safety, and welfare of the residents of the City and to prevent
nuisance activities where Alcoholic Beverage Sales Activities occur. The***

City has adopted the regulations described in this section for the following purposes:

A. To protect residential, commercial, industrial, civic and institutional areas and minimize the adverse impacts of nonconforming and incompatible uses;

B. To provide mechanisms to address problems often associated with the public consumption of Alcoholic Beverages such as litter, loitering, graffiti, unruly behavior and escalated noise levels;

C. To provide that Alcoholic Beverage Sales Establishments are not the source of public nuisances in the community;

C. To provide for properly maintained Alcoholic Beverage Sales Establishments so that the negative impacts generated by these activities are not harmful to the surrounding environment in any way;

D. To monitor Deemed Approved Alcoholic Beverage Sales Establishments to ensure they do not substantially change in mode or character of operation; and

E. To provide opportunities for Alcoholic Beverage Sales Establishments to operate in a mutually beneficial relationship to each other and to other surrounding uses.

F. To encourage the development of small grocery stores selling food products that require Home Preparation.

G. To promote a healthier lifestyle and healthier food options for the residents of Compton by increasing access to safe, nutritious food to maintain a healthy and active life.

This Section [30-51] alone does not allow or permit Alcoholic Beverage Sales Activities, but only applies to these activities where otherwise allowed or permitted within an applicable zoning district. The provisions of this ordinance are intended to complement the state of California alcohol-related laws. The City does not intend to replace or usurp any powers vested in the California Department of Alcoholic Beverage Control.

30-51.2 Definitions. The meaning and construction of the words and phrases set forth below shall apply throughout this Section 30-51, except where the context clearly indicates a different meaning or construction.

- a. “Alcoholic Beverage” means alcohol, spirits, liquor, wine, beer, and any liquid or solid containing alcohol, spirits, liquor, wine or beer, that contains one-half of one percent or more of alcohol by volume and that is fit for beverage purposes either alone or when diluted, mixed or combined with other substances, the sale of which requires an ABC license.

- b. *“Alcoholic Beverage Sales Activity”* means the retail sale of alcoholic beverages for onsite or offsite consumption.
- c. *“Alcoholic Beverage Sales Establishment”* means an establishment where Alcoholic Beverage Sales Activity occurs. Alcoholic Beverage Sales Establishments include but are not limited to the following recognized types of establishments: grocery stores/major retailers, liquor stores, beer and wine stores, convenience stores/markets, specialty food markets, retail sales establishments, wine shops, theaters, comedy clubs, bowling alleys, billiard or game parlors, service stations, social halls, taverns, cocktail lounges, dance halls, nightclubs, bars, and alcoholic beverage tasting rooms. This definition excludes fast food establishments, restaurants (serving of Alcoholic Beverages with meals only), manufacturing, wholesale, and temporary events.
- d. *“California Department of Alcoholic Beverage Control”* or *“ABC”* refers to the department of the State of California empowered to act pursuant to Article 20, section 22, of the California Constitution and authorized to administer the provisions of the Alcoholic Beverage Control Act.
- e. *“Conditions of Approval”* means all requirements that must be carried out by the owners engaged in the activity of: (A) a new Alcoholic Beverage Sales Activity in connection with a conditional use permit, or (B) by an existing permitted, conditionally permitted, or Legal Nonconforming Alcoholic Beverage Sales Activity to comply with Deemed Approved Performance Standards and to retain its Deemed Approved Status.
- f. *“Deemed Approved Activity”* means any existing permitted, conditionally permitted, or Legal Nonconforming Alcoholic Beverage Sales Activity. Such activity shall be considered a Deemed Approved Activity as of the effective date of this ordinance enacting this Section (date) as long as it complies with the Deemed Approved Performance Standards set forth in section 30-51.6.
- g. *“Deemed Approved Alcoholic Beverage Sales Establishments”* means any existing establishment engaged in permitted, conditionally permitted, or Legal Nonconforming Alcoholic Beverage Sales Activity and in compliance with the Deemed Approved Performance Standards set forth in section 30-51.6.
- h. *“Deemed Approved Performance Standards”* means those standards set forth in section 30-51.6.
- i. *“Deemed Approved Alcoholic Beverage Sales Regulations”* means the those standards and regulations contained in Section 30-51.6 applicable to Deemed Approved Alcoholic Beverage Sales Activities for Onsite Alcoholic Beverage Sales or Offsite Alcoholic Beverage Sales that have been legally established and operating, with or without a conditional use permit, within the City as of the effective date of the ordinance establishing this section.
- j. *“Deemed Approved Status”* means the permitted use of land for a Deemed Approved Activity. Deemed Approved Status replaces legal nonconforming status with respect to an Alcoholic Beverage Sales Activity and remains in effect as long as the activity complies with the Deemed Approved Performance Standards.
- k. *“Floor Area”* means the sum of the gross area of all floors in all buildings on a site, measured from the exterior faces of the exterior walls.
- l. *“Illegal Activity”* means an activity which has been determined to be in noncompliance with the Deemed Approved Performance Standards. Such an activity shall lose its Deemed Approved Status and shall no longer be considered a Deemed Approved Activity.

- m. “*Legal Nonconforming Alcoholic Beverage Sales Activity*” or “*Legal Nonconforming Activity*” means an Alcoholic Beverage Sales Activity that was a nonconforming use pursuant to the City’s nonconforming use regulations and for which a valid ABC license had been issued and used in the exercise of the rights and privileges conferred by the license at a time immediately prior to the effective date of the ordinance establishing this section. Such an activity shall be considered a Deemed Approved Activity and shall no longer be considered a Legal Nonconforming Activity.
- n. “*Offsite Alcoholic Beverage Sales*” means any Alcoholic Beverage Sales Establishment licensed to engage in the retail sale of Alcoholic Beverages for offsite consumption. Offsite alcohol sales shall include:
 - 1. “Liquor Stores” which means any licensed retail business containing more than 4,000 square feet authorized by the state and licensed by the City that engages in the sale of packaged alcoholic beverages (distilled spirits, beer, wine or combination thereof). “
 - 2. “Convenience Stores” which means a place of business used for the retailing of a general food and drink products not intended for home preparation and consumption with more than half the square footage (50%) of the retail sales floor area dedicated to the sale of such foods and non-alcoholic drinks, tobacco, magazines, toiletries, or any combination thereof. Convenience stores shall only be permitted to sell Beer, and Wine.
 - 3. “Grocery Store/Major Retailer” which means any licensed retail grocery/retail business over 10,000 square feet in size, selling a variety of consumer goods and does not fall within the definition of Convenience Store. For no Conditional Use Permit to be required less that 15% of the retail floor space can be devoted to display and sales of alcoholic beverages.
 - 4. “Small Grocery Store” means any licensed retail food establishment under 10,000 sq. ft. that has more than fifty (50%) percent of the retail floor area dedicated to food products requiring home preparation (including fruits and vegetables). Small grocery stores shall only be permitted to sell Beer, and Wine with less that 10% of the retail floor space devoted to the display and sales of alcoholic beverages, unless they meet the requirements of a Liquor store.
 - 5 “Retail Store” means any licensed retail store under 10,000 sq. ft. including, but are not limited to boutiques, department stores, outlets and discount stores that offer a wide variety of consumer goods including food and non food items for sale and does not fall within the definition of Convenience or Small Grocery store. All food items sold shall be less than 40% of the retail floor space. Retail stores shall only be permitted to sell Beer and Wine with a Conditional Use Permit.
- o. “*Onsite Alcoholic Beverage Sales*” means any Alcoholic Beverage Sales Establishment licensed to engage in the retail sale of alcoholic beverages for onsite consumption. Onsite alcoholic beverage sales shall include:
 - 1. “Bars” and “lounges” which means any retail business authorized and licensed by the state and the City that engages in the sale of some or all types of alcoholic beverages, including beer, ale wine, distilled spirits, or any combination thereof, for consumption on the premises and in which food is not sold or served to the public as in a bona fide eating place or restaurant, or where the sale and service of food products is incidental to the sale or service of alcoholic beverages.

2. “Entertainment Use” means any entertainment business authorized and licensed by the state and the City such as a theater, discotheque, banquet facility, a comedy club or a jazz club, where the sale of alcoholic beverages is an accessory to the primary purpose of entertainment or recreation. The primary source of revenue must come from a source other than alcoholic beverage sales.
 3. “Restaurant” means a bona fide eating place whose predominant function is the service of a full range of food selections in a sit-down setting with table service, and little, if any emphasis on ‘take out’ food with onsite accessory sales of alcohol. “Restaurant” shall include the incidental serving of alcoholic beverages provided a conditional use permit has been obtained pursuant to the provisions of Section 30-26 of this Chapter.
- p. “*Operational Standards*” means regulations for the business practice activities and land use for locations with a conditional use permit enumerated by Section 30-51.11 or those further requirements imposed to achieve these goals. Operational Standards constitute requirements that must be complied with by an establishment in order to maintain its conditional use permit.
- q. “*Performance Standards*” means regulations for the business practice activities and land use for locations with Deemed Approved Status or those further requirements imposed to achieve these goals. Performance Standards constitute requirements that must be complied with by an establishment in order to retain its Deemed Approved Status.
- r. “*Permit*” means a conditional use permit issued pursuant to this section.
- s. “*Permittee*” means the individual or entity that owns an Alcoholic Beverage Sales Establishment and to whom a conditional use permit to operate an Alcoholic Beverage Sales Establishment has been issued by the City.
- t. “*Surrogate Sales*” means the purchasing of alcohol by an individual on behalf of another individual, typically an adult purchasing alcohol on behalf of or for consumption by a minor.

30-51.3 Administrative Hearing Officer. There is created an Alcoholic Beverages Sales Establishment Administrative Hearing Officer. The City Manager shall appoint an Alcoholic Beverages Sales Establishment Administrative Hearing Officer and shall conduct public hearings and make recommendations intended to encourage and achieve the compliance of particular sites as appropriate. This section is not intended to restrict the powers and duties otherwise pertaining to other City officers or bodies, in the field of monitoring and ensuring the harmony of Alcoholic Beverages Sales Activities in the City. These parties shall have the powers and duties assigned to by this Code, by zoning regulations, by other codes and ordinance, by the City Charter, or by valid administrative authority.

30-51.4 Automatic Deemed Approved Status. All Alcoholic Beverage Sales Activities that were Legal Nonconforming Activities immediately prior to the effective date of the ordinance establishing this section shall automatically become Deemed Approved Activities as of the effective date of such ordinance and shall no longer be considered Legal Nonconforming Activities. Each Deemed Approved Activity shall retain its Deemed Approved Status as long as it complies with the Performance Standards of this section.

30-51.5 Applicability of Deemed Approved Alcoholic Beverage Sales Regulations. The Deemed Approved Alcoholic Beverage Sales Regulations shall apply to all Alcoholic Beverage Sales Activities for Onsite Alcoholic Beverage Sales or Offsite Alcoholic Beverage Sales that have been legally established and operating without a conditional use permit, within

the City as of the effective date of the ordinance establishing this section with a current valid business license, and having obtained all applicable building permits.

30-51.6 Deemed Approved Performance Standards. The provisions of this section shall be known as the Deemed Approved Performance Standards. The purpose of these standards is to control dangerous or objectionable environmental effects of Alcoholic Beverage Sales Activities. These standards shall apply to all Deemed Approved Alcoholic Beverage Sales Establishments that hold Deemed Approved Status pursuant to this section. An Alcoholic Beverage Sales Establishment shall retain its Deemed Approved Status only if it conforms to all of the following Performance Standards:

A. That the establishment does not result in adverse effects to the health, welfare, peace or safety of persons visiting, residing, working, or conducting business in the surrounding area.

B. That the establishment does not jeopardize or endanger the public health or safety of persons visiting, residing, working, or conducting business in the surrounding area.

C. That the establishment does not result in or cause repeated nuisance activities within its premises or in close proximity of the premises, including but not limited to disturbance of the peace, illegal drug activity, public drunkenness, drinking in public, harassment of passersby, gambling, prostitution, sale of stolen goods, public urination, theft, assaults, batteries, acts of vandalism, littering, loitering, graffiti, illegal parking, excessive loud noises, especially in the late night or early morning hours, traffic violations, curfew violations, lewd conduct, or police detentions and arrests.

D. That the establishment complies with all provisions of local, state and/or federal laws, regulations or orders, including but not limited to those of the ABC, California Business and Professions Code sections 24200, 24200.6, and 25612.5, as well as any condition imposed on any permits issued pursuant to applicable laws, regulations or orders. This includes compliance with annual City business license fees.

E. That the establishment's upkeep and operating characteristics are compatible with, and will not adversely affect the livability or appropriate development of abutting properties and the surrounding neighborhood.

F. That the owners and all employees of the establishment complete an approved course in "Responsible Beverage Sales" (RBS) within sixty (60) days of hire for employees hired after the passage of the ordinance establishing this section, or within 6 months of the passage of the ordinance establishing this section for existing employees. To satisfy this requirement, a certified program must meet the standards of the California Coordinating Council on Responsible Beverage Service (CCC/RBS) or other certifying/licensing body designated by the State of California.

G. That a copy of these Performance Standards, any applicable ABC or City operating conditions, and any training requirements shall be posted in at least one prominent place within the interior of the establishment where it will be readily visible and legible to the employees and patrons of the establishment.

H. All window signs excluding emergency signs and hours of operation shall be prohibited.

I. That the Alcoholic Beverage Sales Establishment operator shall not maintain interior displays which impair visibility from the exterior of the premises.

J. That the Alcoholic Beverage Sales Establishment operator shall provide adequate interior and exterior lighting to make easily discernible the appearance and condition of persons.

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K. That music and other forms of amplified noise shall not be audible from the exterior of any premises.

L. That the Alcoholic Beverage Sales Establishment, if subject to a conditional use permit approved prior to the effective date of the ordinance adding this provision to the code, shall conform to the conditions of approval imposed by the applicable conditional use permit. In the event of a conflict between the conditions of approval and the Performance Standards, the more strict provision shall apply.

M. That there shall be no visible advertising of alcohol or signs containing any word or reference to alcohol, liquor, beer or wine from the exterior of the store.

30-51.7 Notification to Owners of Establishments Conducting Deemed Approved Activities. The City or its Hearing Officer shall notify the owner of each Deemed Approved Activity, and also, if not the same, any property owner at the address shown on the County's property tax assessment records, of the Alcoholic Beverage Sales Establishment's Deemed Approved Status. The notice shall be sent by U.S. first class mail and certified mail return receipt requested and shall include a copy of the Deemed Approved Performance Standards in this section with the requirement that they be posted in a conspicuous and unobstructed place visible from the entrance of the establishment for public review. This notice shall also provide that the activity is required to comply with all performance standards and that the activity is required to comply with all other aspects of the Deemed Approved regulations. Failure of any person to receive notice given pursuant to this section shall not affect the Deemed Approved Status of the activity.

30-51.8 Grounds for Deemed Approved Status Suspension, Revocation, or Termination. An Alcoholic Beverage Sales Establishment's Deemed Approved Status may be modified, suspended for up to one year, or revoked by the Administrative Hearing Officer if, after investigation as provided in Section 30-51.17, and holding a public hearing, the Administrative Hearing Officer finds and determines that violations of this section have occurred, are occurring, or are likely to occur, for failure to comply with the Performance Standards set forth in Section 30-51.6. Notice of such hearing by the Administrative Hearing Officer at which it will consider the modification, suspension or revocation of an establishment's Deemed Approved Status shall be in writing and shall state the grounds therefore. Notice shall be mailed by U.S. first-class mail and certified mail return receipt requested at least 10 days before the date of the hearing.

The occurrence of any one of the following shall immediately terminate the Deemed Approved Status of an Alcoholic Beverage Sales Establishment, requiring the immediate termination of all Alcoholic Beverages Sales Activity, and require the application of a conditional use permit in order to reestablish the Alcoholic Beverage Sales Activity:

A. An existing Alcoholic Beverage Sales Establishment changes its activity so that ABC requires a different type of license.

B. The Alcoholic Beverages Sales Establishment with unabated violations of the Deemed Approved Performance Standards lasting more than 12 consecutive months or more than 3 violations of the Deemed Approved Performance Standards in a 12 month period commencing upon the issuance of the first violation.

C. There is a substantial modification to the mode or character of operation.

D. As used herein, the phrase "substantial modification to the mode or character of operation" includes but is not be limited to the following:

1. The Offsite or Onsite Alcoholic Beverage Sales Establishment increases the floor area or shelf space devoted to the display or sales of any Alcoholic Beverage.

2. The Offsite or Onsite Alcoholic Beverage Sales Establishment increases the number of customer seats primarily devoted to the sale or service of any Alcoholic Beverages.

3. The Offsite or Onsite Alcoholic Beverage Sales Establishment extends its normal hours of operation.

4. The Alcoholic Beverage Sales Establishment proposes to reinstate Alcoholic Beverage Sales Activity after the ABC license has been either revoked or suspended for a period greater than 14 days by ABC.

5. The Alcoholic Beverage Sales Establishment discontinues active operation for more than 90 consecutive days or ceases to be licensed by the ABC.

E. A substantial modification in the mode of character or operation shall not include:

1. Re-establishment, restoration or repair of an existing Alcoholic Beverage Sales Establishment on the same premises after the premises have been rendered totally or partially inaccessible by a riot, insurrection, toxic accident, or act of God, provided that the re-establishment, restoration or repair does not extend the normal hours of operation of any establishment or add to the capacity, floor area, or shelf space devoted to Alcoholic Beverages of any establishment that engages in any Alcoholic Beverage Sales Activity.

F. If it is determined by the City that there has been a discontinuance of active operation for more than 90 consecutive days or a cessation or lapse of ABC licensing, an Alcoholic Beverage Sales Establishment may resume Alcoholic Beverage Sales Activity only upon the granting of a conditional use permit as provided in this section. In the event that any active operation is discontinued on a property for a period of 90 consecutive days or more, such discontinuance shall be presumed to be abandonment of the use by the property owner. At any time after any active operation is discontinued for a period of 90 consecutive days or more, the City Manager's designee shall notify the property owner in writing of the determination of presumed abandonment of the active operation. Pursuant to section 30-26 of this chapter, the property owner may appeal the determination to the Planning Commission, which may overturn the determination only upon making a finding that the evidence supports the property owner's position that the Deemed Approved Activity was not discontinued for a period of 90 consecutive days or more. The property owner shall be notified by the city of the termination of the Deemed Approved Status and shall be informed of the property owner's right to appeal the City's decision to the Planning Commission.

30-51.9 Conditional Use Permits for New Alcoholic Beverage Sales Activities.

The general purposes of these regulations are to protect and promote the public health, safety, comfort, convenience, prosperity and general welfare by requiring consideration and approval of a land use permit before a new Alcoholic Beverage Sales Activity will be permitted. This section alone does not allow or permit Alcoholic Beverage Sales Activities, but only applies to these activities where otherwise allowed or permitted within an applicable land use or zoning district. All new Alcoholic Beverage Sales Establishments are required to comply with the Operational Standards and objectives set forth in this Section. Notwithstanding any other provision of this Code, no new Alcoholic Beverage Sales Establishment, with the exception of Grocery Stores and Major Retailers as defined in this Section, may be established unless a conditional use permit is first obtained in accordance with the requirements of this section.

30-51.10 Distance and Minimum Size Requirements Applicable to New Offsite Alcoholic Beverage Sales Activities. All new Offsite Alcoholic Beverage Sales Establishments shall comply with the following distance requirements:

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1. All Alcoholic Beverage Sales Establishments, with the exception of Restaurants, shall only be located on Major Highways, Secondary Highways, and Collector (Industrial) Streets, as defined in the General Plan. Access to the Alcoholic Beverage Sales Establishments shall not create any traffic disruptions, delays, or safety issues for vehicular, bicycle, or pedestrian traffic.

2. Liquor Stores, Bars, lounge and Convenience Stores shall be separated by a minimum distance of at least 1,000 feet from any other Liquor Store, Bar, lounge or Convenience Store, inside or outside the City.

3. Bars, Lounge, Liquor, and Convenience Stores shall be located at least 1,000 feet from City Hall, public parks, schools, day care facilities, medical clinics and churches

4 Each Alcoholic Beverage Sales Establishment shall meet the minimum Code standards for parking, landscaping, access and signage.

5. All new Liquor and Convenience Stores shall maintain a minimum of at least 4,000 square feet of retail floor area and shall be limited to locations within commercial centers with at least 25,000 square feet of retail, restaurant, or entertainment floor area or if located at a standalone building with a minimum of 10,000 square feet of floor area with approval of a CUP. Convenience stores in gas stations shall be 2,500 square feet. Gas station convenience stores that do not have an approved conditional use permit when this ordinance take effect shall be prohibited from selling alcoholic beverages of any type.

6. Existing liquor and convenience stores that have an approved conditional use Permit when these regulations become effective and subsequently desire to expand or modify their operations, are subject to these regulations except sections 30-51.10 (5) and (7).

7. Small grocery stores and retail stores that do not fall under the definition of convenience or liquor stores may be permitted to sell Beer and Wine only if less than 10% of the retail floor space is devoted to the display and sales of alcoholic beverages.

8. Large retailers of 10,000 square feet or greater that sell alcohol do not require a CUP provided they limit the alcohol sales and display area to no more than 15% of the gross floor area.

9. A fraternal organization or veterans club may be exempted from the size and location restrictions, subject to evaluation of site-specific conditions through the Conditional Use Permit review process and considering recommendations from the Sheriff's Department.

10. Temporary uses issued a Temporary License by the California Department of Alcoholic Beverage Control and established in compliance with all City laws and regulations are exempt from the size and location restrictions and do not require a CUP. Temporary uses are special events/uses lasting less than 48 hours and receive a Special Event Permit.

11. Notwithstanding any other provisions of this Code, no new on-site or off-site alcoholic beverage sales activity may be established without full compliance with this ordinance except Conditional Use Permit applications that have been filed prior to the effective date of this Ordinance. Convenience stores that have been issued building permits and are under construction prior to the adoption of this ordinance are not subject to the minimum size or location requirements.

30-51.11 Operational Standards. All new Offsite Alcoholic Beverage Sales Establishments shall be designed, constructed, and operated to conform to all of the following Operational Standards:

A. That the establishment does not result in adverse effects to the health, welfare, peace or safety of persons visiting, residing, working, or conducting business in the surrounding area.

B. That the establishment does not jeopardize or endanger the public health or safety of persons visiting, residing, working, or conducting business in the surrounding area.

C. That the establishment does not result in or cause repeated nuisance activities within its premises or in close proximity of the premises, including but not limited to disturbance of the peace, illegal drug activity, public drunkenness, drinking in public, harassment of passersby, gambling, prostitution, sale of stolen goods, public urination, theft, assaults, batteries, acts of vandalism, littering, loitering, graffiti, illegal parking, excessive loud noises, especially in the late night or early morning hours, traffic violations, curfew violations, lewd conduct, or police detentions and arrests.

D. That the establishment complies with all provisions of local, state and/or federal laws, regulations or orders, including but not limited to those of the ABC, California Business and Professions Code sections 24200, 24200.6, and 25612.5, as well as any condition imposed on any permits issued pursuant to applicable laws, regulations or orders. This includes compliance with annual City business license fees.

E. That the establishment's upkeep and operating characteristics are compatible with, and will not adversely affect the livability or appropriate development of abutting properties and the surrounding neighborhood.

F. That the establishment complies with the following alcohol sale limitations in order to discourage nuisance activities:

1. No wine shall be displayed, sold or given away in containers less than 750 milliliters, except multipack containers of wine, and multipack wine coolers containing no more than six percent alcohol by volume.

2. No malt beverage products shall be displayed, sold or given away with alcohol content greater than five and one-half percent by volume.

3. No wine shall be displayed, sold or given away with an alcohol content greater than 15 percent by volume unless aged at least two years.

4. No distilled spirits shall be displayed, sold or given away in containers of less than 375 milliliters, including but not limited to, airline bottles, except pre-mixed cocktails.

5. Notwithstanding subsection (4) above, no distilled spirits shall be displayed, sold or distributed in 375 milliliters hip flask containers.

6. No beer, ale, or malt liquor shall be offered for sale in single containers or in containers of beer, ale, or malt liquor not in their original factory packages of six-packs or greater.

7. No beer, ale or malt liquor shall be offered for sale in a container with a volume greater than 24 ounces. This restriction is not intended to prohibit the sale of such beverages in kegs or other types of containers, with a volume of two or more gallons, which are clearly designed to dispense multiple servings.

8. No display, sale or distribution of beer or wine, wine coolers or similar alcoholic beverages shall be made from an ice tub, barrel, or similar container.

G. That the owners and all employees of the establishment complete an approved course in "Responsible Beverage Sales" (RBS) within sixty (60) days of hire for employees hired after the passage of the ordinance establishing this section, or within 6 months of the passage of the ordinance establishing this section for existing employees. To satisfy this requirement, a certified program must meet the standards of the California Coordinating Council on Responsible Beverage Service (CCC/RBS) or other certifying/licensing body designated by the State of California.

H. A copy of these operational standards, any applicable ABC or City operating conditions, and any training requirements shall be posted in at least one prominent place within the interior of the establishment where it will be readily visible and legible to the employees and patrons of the establishment.

I. That the Alcoholic Beverage Sales Establishment operator shall not maintain interior displays which impair visibility from the exterior of the premises. Signs both inside and outside buildings shall be limited to the provisions of the City of Compton Zoning Code Chapter 30. No exterior sign shall incorporate any words, logos, symbols, or graphics denoting the sale of alcohol. Any sign having the words liquor, beer, wine, or spirits is prohibited. All window signs excluding emergency signs and hours of operation shall be prohibited. No alcohol related signs located inside the alcohol-related sales business building shall be visible from the outside of the building.

J. That the Alcoholic Beverage Sales Establishment operator shall provide adequate interior and exterior lighting to make easily discernible the appearance and condition of persons.

K. That music and other forms of amplified noise shall not be audible from the exterior of any premises.

L. Convenience Store and Small Grocery Store Alcoholic Beverage Sales Activity shall be limited to beer, ale, and wine.

30-51.12 Conditional Use Permit Applications.

A. Any person, association, partnership, corporation or other entity desiring to obtain an Alcoholic Beverage Sales Activity conditional use permit shall file an application with the City's Planning and Economic Development Department on a form provided by the City. The application shall be accompanied by a nonrefundable application processing fee in an amount established by resolution of the City Council. The application for a conditional use permit shall contain the following information:

1. The name, address and telephone number of the applicant. If the applicant is a corporation, the applicant shall set forth the name of the corporation exactly as shown in its articles of incorporation. An applicant corporation or partnership shall designate one of its officers or general partners to act as its responsible management officer.

2. The name, address, and telephone number of the person who shall manage and operate the establishment.

3. The name, address, and telephone number of a person authorized to accept service of legal notices.

4. The proposed business name of the Alcoholic Beverage Sales Establishment and description of all operating aspects of the proposed business.

5. The type of ABC license the applicant is seeking for the Alcoholic Beverage Sales Establishment.

6. The street address of the proposed establishment and the assessor parcel number for the property.

7. A site plan for the property depicting the location of the building housing the Alcoholic Beverage Sales Activity on the property, and all existing and proposed parking, exterior lighting, signage, and landscaping, trash enclosures, waiting or queuing areas.

8. A plan for community outreach and community engagement meetings to take place prior to any Planning Commission public hearing related to the approval or processing of the application.

9. A map of all other Alcoholic Beverage Sales Establishments both onsite and offsite within a 1000 foot radius of the proposed location.

B. The application shall be forwarded to the Community Development Department which may refer the application to other City departments to determine whether the premises where the Alcoholic Beverage Sales Establishment will be located, complies with the City's building, health, zoning and fire ordinances or other applicable ordinances or laws. City departments may conduct an inspection of the premises to determine compliance with the ordinances and other laws they administer. City departments may prepare reports summarizing their inspections and recommending whether to approve or deny the application based on their inspections.

30-51.13 Action on Permit Application. The Planning Commission may approve issuance of the conditional use permit to allow a new Alcoholic Beverage Sales Establishment upon making the following findings:

A. The establishment is located in a zoning district in which the establishment is a conditionally permitted use.

B. That the operations of the establishment do not cause or result in adverse effects to the health, welfare, peace or safety of persons visiting, residing, working, or conducting business in the surrounding area.

C. That the establishment does not jeopardize or endanger the public health or safety of persons visiting, residing, working or conducting business in the surrounding area.

D. A finding of "public convenience and necessity" (Business and Professions Code section 23958.4(b)(2)), if the activity will be located in an area that has been determined by the ABC to have an undue concentration of licenses as defined in Business and Professions Code Section 23958.4(a).

E. That the operations of the establishment will not aggravate existing problems in the neighborhood created by the sale of alcohol such as disturbance of the peace, illegal drug activity, public drunkenness, drinking in public, harassment of passersby, gambling, prostitution, sale of stolen goods, public urination, theft, assaults, batteries, acts of vandalism, littering, loitering, graffiti, illegal parking, excessive loud noises, especially in the late night or early morning hours, traffic violations, curfew violations, lewd conduct, or police detentions and arrests.

F. The establishment will not detrimentally affect nearby neighborhoods considering the distance of the alcohol establishment to residential buildings, schools, parks, playgrounds or recreational areas, nonprofit youth facilities, places of worship, hospitals, alcohol or other drug abuse recovery or treatment facilities, social service offices, or other Alcoholic Beverages Sales Activity Establishments.

G. The establishment will otherwise be compatible with existing and potential uses within the surrounding area.

30-51.14 Conditions of Approval. The Planning Commission may impose reasonable Conditions of Approval as necessary to make the required findings including, but not limited to, the following:

A. Soundwalls: If the proposed Alcoholic Beverage Sales Establishment abuts residential areas, a soundwall may be required between the establishment conducting the Alcoholic Beverage Sales Activity and the abutting residential areas. The soundwall must comply with all state and local requirements for construction and location and must not obstruct the view of the building and parking areas from the street. Landscaping may be required to be planted along the soundwall to improve the appearance of the soundwall. Exterior landscaping must be planted and maintained in a manner that minimizes its use as a hiding place.

B. Trash Receptacles: Permanent, non-flammable trash receptacles may be required to be located at convenient locations appropriately screened from view outside the establishment and in any establishment parking area. The operators of the establishment may be required to remove on a daily basis, or more frequently if needed to maintain a litter free environment, all trash from these receptacles and from the sidewalk adjacent to the establishment. The operators of the establishment also may be required to remove at least three times per week all trash originating from its establishment deposited on public property within 250 feet of any boundary of its premises.

C. Pay Telephones: Pay telephones on the site of the establishment may either be (i) prohibited; or (ii) required to be of the type that only allow outgoing calls and be located in a visible and well-lighted location.

D. Lighting: Exterior areas of the premises and adjacent parking lots shall be provided with sufficient lighting in a manner that provides adequate illumination for alcohol establishment patrons while not spilling onto surrounding residential and commercial properties. A photometric study may be required to determine compliance.

E. Program: A “complaint response community relations” program established and maintained by the establishment may be required. The program may include the following:

1. Posting at the entry of the establishment a sign providing the telephone number for the area commander of the Los Angeles County Sheriff’s Department substation.

2. Coordinating efforts with the Los Angeles County Sheriff’s Department to monitor community complaints about the establishment activities.

3. Having a representative of the establishment meet with neighbors or any applicable neighborhood associations on a regular basis and at their request attempt to resolve any neighborhood complaints regarding the establishment.

F. Activities: If appropriate, the following activities may be prohibited on the premises: pool or billiard tables, football or pinball games, arcade style video and electronic games, and amusement devices.

G. Chilled Alcoholic Beverages: An Alcoholic Beverage Sales Establishment engaged in Offsite Alcoholic Beverage Sales may be prohibited from maintaining refrigerated or otherwise chilled Alcoholic Beverages on the premises or displaying, selling, or distributing beer, wine, malt, wine coolers, or similar alcoholic beverages from an ice tube, barrel or similar container.

H. Hours of Operation: The sale of Alcoholic Beverages may be restricted to certain hours of each day of the week at Offsite Alcoholic Beverage Sales Establishments, unless limited further by the ABC.

I. Cups: The sale or distribution to the customer of paper or plastic cups in quantities less than their usual and customary packaging may be prohibited at Offsite Alcoholic Beverage Sales Establishments.

J. Signs: The following signs may be required to be prominently posted in a readily visible manner in English, Spanish, and the predominant language of the patrons:

1. “California State Law prohibits the sale of Alcoholic Beverages to persons under 21 years of age.”
2. “No Loitering or Public Drinking.”
3. “It is illegal to possess an open container of alcohol in the vicinity of this establishment.”

K. Presentation of Documents: A copy of the Conditions of Approval and the ABC license may be required to be kept on the premises of the establishment and presented to any law enforcement officer or authorized state or city official upon request.

L. Mitigating Alcohol Related Nuisances: The establishment may be required to operate such that it does not result in nuisance activities within the premises or in close proximity to the premises, including but not limited to sales to minors, surrogate sales, solicitation, , disturbance of the peace, illegal drug activity, public drunkenness, drinking in public, harassment of passersby, gambling, prostitution, sale of stolen goods, public urination, theft, assaults, batteries, acts of vandalism, littering, loitering, graffiti, illegal parking, excessive loud noises, especially in the late night or early morning hours, traffic violations, curfew violations, lewd conduct, or police detentions and arrests.

M. Drug Paraphernalia: the establishment may be prohibited from selling drug/tobacco paraphernalia products as defined in Health and Safety Code sections 11014.5 and 11364.5. “Drug Paraphernalia” means all equipment products and materials of any kind that are used intended for use or designed for use in planting, propagating, cultivating, growing, harvesting, manufacturing, compounding, converting, producing, processing, preparing, testing, analyzing, packaging, repackaging, storing, containing, concealing, injecting, ingesting, inhaling, or otherwise introducing into the human body a controlled substance in violation of the California Uniform Controlled Substances Act commencing with Health and Safety Code section 11000.

N. Loitering: The establishment’s operators or employees may be required to discourage loiterers and to ask persons loitering longer than fifteen minutes to leave the area and contact local law enforcement officials for enforcement of applicable trespassing and loitering laws if persons requested to leave fail to do so. The establishment’s operators or employees may be required to ensure that no fixtures or furnishing that encourage loitering and nuisance behavior are permitted on the premises. This includes, but is not limited to chairs, seats, stools, benches, tables, crates, etc.

O. Security Cameras: The establishment may be required to implement a video camera safety plan that may include:

1. Digital video camera system capable of color recording that continuously records activity of patrons and employees at service counters, entrances and exits, and primary parking areas.
2. Requirement to store video recordings and make them retrievable for a minimum period of thirty (30) days from the time of recording.
3. Video clarity must be such that a person’s facial features can be identified from the video.
4. The video system must be engaged, and recording at all times and the system must be maintained in working order at all times.

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5. The video system must be approved by the Los Angeles County Sheriff's Department before it is installed to ensure compliance with City requirements, and approved again after the system is operational.

6. All criminal and suspicious activities recorded on the video system must be reported to local law enforcement. To the extent allowed by law, the establishment operators may be required to provide any tapes or other recording media from the security cameras to the police department.

P. Security Guards: An establishment may be required to retain a specified number of security guards. The number of security guards and the time periods for which the guards must be present shall vary based upon the specific facts and circumstances of each establishment site and operation. All security guards shall have all required state and City permits and licenses. All Liquor Stores, Convenience Stores, and Bars shall employ a licensed security guard during hours of operation after nightfall.

Q. Landscaping: Any required exterior vegetation shall be planted in accordance with this Code, and shall be maintained in a manner that minimizes its use as a hiding place.

R. That there shall be no visible advertising of alcohol or signs containing any word or reference to alcohol, liquor, beer or wine from the exterior of the store.

30-51.15 Appeals from a Determination on an Application for Permit.

Pursuant to sections 30-51.13 and 30-51.14, any applicant or other person aggrieved by a decision of the Administrative Hearing Officer may appeal that decision to the Planning Commission. A decision of the Planning Commission may be appealed on an application for a permit required by this section to the City Council in accordance with Section 30-26.

30-51.16 Grounds for Conditional Use Permit Suspension or Revocation.

An Alcoholic Beverage Sales Establishment conditional use permit may be suspended by the Planning Commission and/or the City Council for up to one year, or revoked upon the recommendation of the Administrative Hearing Officer, for failure to comply with Operational Standards, training requirements, or conditions imposed through the conditional use permit in accordance with section 30-51.14 of this Code. Notice of intention to suspend or revoke shall be in writing and shall state the grounds therefore pursuant to Section 30-51.17. Notice shall be mailed by U.S. first-class mail and certified mail return receipt requested. The Administrative Hearing Officer shall hold a public hearing on the revocation or suspension of the conditional use permit and shall provide notice in accordance with Section 30-51.17.

30-51.17 Investigative Procedures for Potential Violation of Conditions of Approval, Operational Standards, or Performance Standards.

The City Manager shall appoint an Alcoholic Beverages Sales Establishment Administrative Hearing Officer to determine whether violations of this section, including the Operational Standards, Conditions of Approval, Performance Standards, where applicable, as well as whether undue negative impacts or public nuisance activities have occurred, are occurring, or are likely to occur in the future. The Hearing Officer shall exercise all powers relating to the conduct of the administrative hearing as set forth in Section 1-7.10 of this Code.

Upon the City's receipt of a complaint from the public, City official, or any other interested person, that a conditional use permit activity or Deemed Approved Activity is in violation of the Operational Standards, Performance Standards, and/or Conditions of Approval where applicable, the following procedure shall be followed:

A. The City code enforcement officer (or other designated City representative) shall assess the nature of the complaint and its validity by conducting an on-site observation and inspection of the premises to assess the activity's compliance with Operational Standards, Performance Standards and/or Conditions of Approval, where applicable. The enforcement officer shall provide the business owner and any manager on the premises during the on-site inspection with a copy of any complaint made in writing or with information about the details of any oral complaint.

B. If violations are observed during the observation and inspection, the enforcement officer shall record the violations and send via both U.S. first class mail and certified mail return receipt requested a "Notice to Abate" to the owner of the activity and the property owner, if not the same person or entity. Such "Notice to Abate" shall notify the owner and property owner of the violations recorded by the officer and that continued non-compliance may result in the penalties and shall set forth a reasonable period of not less than ten (10) calendar days within which to abate any violations. The enforcement officer may extend the ten (10) calendar day period where required if abatement requires the installation or construction of improvements or changes to the establishment.

C. At the end of the abatement period prescribed in the "Notice to Abate," the code enforcement officer shall conduct a re-inspection visit. If the violations have not been abated within the prescribed abatement period and the officer determines that it is unlikely that further efforts to compel compliance by the owner with the Operational Standards, Performance Standards and/or Conditions of Approval, where applicable, the officer shall determine that the activity is in persistent violation of the Operational Standards, Performance Standards and/or Conditions of Approval, where applicable, and shall refer the matter and all material evidence to the Administrative Hearing Officer for adjudication. A copy of the officer's determination of continued non-compliance shall be sent via both U.S. first class mail and certified mail return receipt requested to the owner of the Alcoholic Beverage Sales Establishment and the property owner, if not the same person or entity.

D. Upon referral from the code enforcement officer that an activity is in persistent violation of the Operational Standards, Performance Standards and/or Conditions of Approval, where applicable, the operating status of the activity in question shall be reviewed by the Administrative Hearing Officer at a public hearing. The purpose of the administrative hearing is to receive information as to whether the activity is in compliance with the Operational Standards, Performance Standards and/or Conditions of Approval, where applicable.

E. The Administrative Hearing Officer shall determine whether the activity is in compliance with the Operational Standards, Performance Standards and/or Conditions of Approval, where applicable. For Deemed Approved Activities, the Administrative Hearing Officer may suspend, revoke, or terminate an Alcoholic Beverage Sales Establishment's Deemed Approved Status, pursuant to Section 30-51.8, based on the determination of the Administrative Hearing Officer. For Conditionally Permitted Uses, the Administrative Hearing Officer may continue the Conditional Use status for the use in question, and may make a recommendation to the Planning Commission to impose administrative penalties for violations of the Operational Standards and/or Conditions of Approval or to revoke the activity's Conditional Use Permit, based on the determination of the Administrative Hearing Officer. Upon a recommendation of the Hearing Officer, the Planning Commission may impose further, new conditions on the activity, such conditions shall be based upon the information then before the Planning Commission. In reaching a determination as to whether a use has violated the operational standards, or as to the appropriateness of imposing conditions on a use, assessing administrative penalties, or the amount of administrative penalties to assess, the Planning Commission may consider:

1. The length of time the activity has been out of compliance with the performance standards.

2. The impact of the violation of the operational standards and/or Conditions of Approval on the community.

3. Any information regarding the owner of the activity's efforts to remedy the violation of the operational standards and/or Conditions of Approval. "Efforts to Remedy" shall include, but are not limited to:

a. Timely calls to the Los Angeles County Sheriff's Department that are placed by the owner of the Deemed Approved activity, his or her employees, or agents.

b. Requesting that those persons engaging in activities causing violations of the Operational Standards and or Conditions of Approval cease those activities, unless the owner of the activity, or his or her employees or agents feels that their personal safety would be threatened in making that request.

c. Making improvements to the establishment's property or operations, including but not limited to the installation of lighting sufficient to illuminate the area within the use's property line, the installation of security cameras, clear unobstructed windows, clean sidewalks and graffiti abated within three days.

F. The decision of the Hearing Officer shall be final unless appealed to the Planning Commission, by written form approved by the City and payment of the applicable hearing fee, within ten (10) calendar days after the date of the decision.

G. The decision of the Planning Commission shall be final unless appealed to the City Council in accordance with Section 30-26, by written form approved by the City, within fifteen calendar (15) days after the date of the decision.

30-51.18 Inspection and Right of Entry. The sale of Alcoholic Beverages is a closely regulated industry. The officials responsible for enforcement of this Code, and their duly authorized representatives, may enter on any site or into any structure open to the public for the purpose of investigation provided they do so in a reasonable manner whenever they have cause to suspect a violation of any provision of this section or whenever necessary for the investigation of violations of the Conditions of Approval or Deemed Approved Performance Standards prescribed in this section. If an owner, occupant or agent refuses permission to enter, inspect or investigate, the officials or their representatives may seek an inspection warrant under the provisions of Code of Civil Procedure section 1822.50 et seq. All such inspections shall be conducted in compliance with the Fourth Amendment to the United States Constitution.

30-51.19 Penalties. Any person violating any of the provisions of this Chapter shall be deemed guilty of a misdemeanor and, upon conviction thereof, shall be punishable by a fine of not more than one thousand (\$1,000.00) dollars, or by imprisonment in the County jail for a period of not more than one (1) year, or by both such fine and imprisonment. Any use, occupation, building, or structure maintained contrary to the provisions of this Chapter shall constitute a public nuisance.

30-51.20 Separate Offenses for Each Day. Any violator shall be guilty of a separate offense for each and every day during any portion of which any violation of any provision of this section is committed, continued, permitted, or caused by such violator and shall be punishable accordingly.

30-51.21 Injunction as Additional Remedy. Any violation of any provision of this section shall be and is declared to be contrary to the public interest and shall, at the discretion of the City, create a cause of action for injunctive relief.

30-51.22 Administrative Penalties. In addition to any other penalties provided in this section, the administrative penalties set forth in Section 1-7 of this Code shall apply for any violation of this section.

30-51.23 Liability for Expenses. In addition to the punishment provided by law, a violator is liable for such costs expenses and disbursements paid or incurred by the City or any of its contractors in correction, abatement and prosecution of the violation. Both the owner of the Alcoholic Beverage Sales Establishment and owner of the property where the establishment is located shall be jointly and severally liable for any re-inspection fees to ascertain compliance with previously noticed or cited violations. The inspection official shall give the owner and other responsible party of such affected premises a written notice showing the itemized cost of such chargeable service and requesting payment thereof. Should the bill not be paid in the required time the charges may be placed as a lien against the property.”

Section 2. Subsections 30-12.2(b) (2), (10), (11) of Section 30-12.2 (Uses (C-L)) of Chapter 30-12 (Limited Commercial Zone (C-L)) of Title XXX (Zoning) are hereby amended as follows:

“2. Alcoholic beverage sales for consumption on the premises that are accessory to a primary restaurant or entertainment use (the provisions of Section 30-51 of this Chapter shall apply);

10. Bars, lounge and liquor stores (the provisions of Section 30-51 of this Chapter shall apply);

11. Beer and wine sales for consumption off the premises that that are accessory to a convenience or small grocery store use where such sales utilize less than ten (10%) percent of the sales floor area (the provisions of Section 30-51 of this Chapter shall apply)”

Section 3. Subsections 30-13.2(b) (2), (11), (12) of Section 30-13.2 (Uses (C-M)) of Chapter 30-13 (Commercial Manufacturing Zone (C-M)) of Title XXX (Zoning) are hereby amended as follows:

“2. Alcoholic beverage sales for consumption on the premises that are accessory to a primary restaurant or entertainment use (the provisions of Section 30-51 of this Chapter shall apply);

11. Bars, lounge and liquor stores (the provisions of Section 30-51 of this Chapter shall apply);

12. Beer and wine sales for consumption off the premises that are accessory to a primary convenience or small grocery store use where such sales utilize less than ten (10%) percent of the sales floor area (the provisions of Section 30-51 of this Chapter shall apply)”

Section 4. Subsections 30-14.2(b) (2), (7), (8) of Section 30-14.2 (Uses (M-L)) of Chapter 30-14 (Limited Manufacturing Zone (M-L)) of Title XXX (Zoning) are hereby amended as follows:

“2. Alcoholic beverage sales for consumption on the premises that are accessory to a primary restaurant or entertainment use (the provisions of Section 30-51 of this Chapter shall apply);

7. Bars, lounge and liquor stores (the provisions of Section 30-51 of this Chapter shall apply);

8. Beer and wine sales for consumption off the premises that are accessory to a primary convenience or small grocery store use where such sales utilize less than ten (10%) percent of the sales floor area (the provisions of Section 30-51 of this Chapter shall apply);”

Section 5. Subsections 30-15.2(b) (6), (6a), (42) of Section 30-15.2 (Uses (M-H)) of Chapter 30-15 (Heavy Manufacturing Zone (M-H)) of Title XXX (Zoning) are hereby amended as follows:

“42. Alcoholic beverage sales for consumption on the premises that are accessory to a primary restaurant or entertainment use (the provisions of Section 30-51 of this Chapter shall apply);

6. Bars and liquor stores (the provisions of Section 30-51 of this Chapter shall apply);

6a. Beer and wine sales for consumption off the premises that are accessory to a primary convenience or small grocery store use where such sales utilize less than ten (10%) percent of the sales floor area (the provisions of Section 30-51 of this Chapter shall apply);”

Section 6. Subsection 30-12.4(h) of Section 30-12.4 (Uses (C-L)) of Chapter 30-12 (Limited Commercial Zone (C-L)) of Title XXX (Zoning) is hereby deleted in its entirety.

Section 7. If any section, subsection, subdivision, sentence, clause, phrase, or portion of this Ordinance or the application thereof to any person or place, is for any reason held to be invalid or unconstitutional by the final decision of any court of competent jurisdiction, the remainder of this Ordinance shall remain in full force and effect.

Section 8. This Ordinance and the rules, regulations, provisions, requirements, orders and matters established and adopted hereby shall take effect and be in full force and effect thirty (30) days after the date of its final passage and adoption by the City Council.

Section 9. The Mayor shall sign and the City Clerk shall attest to the adoption of this Ordinance and shall cause the same to be published as required by law.

ADOPTED this _____ day of _____, 2018.

MAYOR OF THE CITY OF COMPTON

ATTEST:

CITY CLERK OF THE CITY OF COMPTON

**STATE OF CALIFORNIA
COUNTY OF LOS ANGELES
CITY OF COMPTON**

ORDINANCE NO. _____
Page 20

I, Alita L. Godwin, City Clerk of the City of Compton, do hereby certify that the foregoing Ordinance was adopted by the City Council of the City of Compton, signed by the Mayor and attested to by the City Clerk at a regular meeting thereof held on the _____ day of _____, 2018.

The Ordinance was adopted by the following vote, to wit:

AYES:	COUNCIL MEMBERS-
NOES:	COUNCIL MEMBERS-
ABSTAIN:	COUNCIL MEMBERS-
ABSENT:	COUNCIL MEMBERS-

CITY CLERK OF THE CITY OF COMPTON

RESOLUTION SIGN-OFF FORM

DEPARTMENT: Planning

RESOLUTION TITLE: AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF COMPTON REGULATING ALL OFFSITE AND ONSITE ALCOHOL SALES POINT LAND USES (FIRST READING)

Robert Delgadillo
DEPARTMENT MANAGER’S SIGNATURE

3/15/2018 12:04:11 PM
DATE

REVIEW / APPROVAL

<LegalName>
CITY ATTORNEY

<LegalDate>
DATE

Rafaela King
CITY CONTROLLER

3/19/2018 5:51:20 PM
DATE

Cecil Rhambo
CITY MANAGER

3/15/2018 12:24:22 PM
DATE

Use when:	
Public Works:	When contracting for Engineering Services.
City Attorney:	When contracting for legal services; contracts that require City Attorney’s review.
Controller/Budget Officer:	Amending Budget; appropriating and/or transferring funds; adding and/or deleting positions; any resolution having account numbers.
Asst. City Manager/OAS:	All personnel actions.

WARRANTS APPROVED BY COUNCIL

<u>Warrant #</u>	<u>Date</u>	<u>Name</u>	<u>Services Provided</u>	<u>Amount</u>	<u>Amount Paid Year to Date</u>
244263	3/20/18	MuniServices	Utility user tax services Oct –Dec, 2017 and STARS 3 rd quarter 2017 reports	\$14,762.80	\$81,476.48
Requested by City Manager					
244294	3/22/18	Rajinderpal Singh Dhaliwal	Airline tickets for Fire Chief Conference	\$367.30	\$4,817.66
		Airline Tickets 4 Less			
Requested by Fire					
244295	3/22/18	Los Angeles County Fire Dpt	LA County Certified Unified Program Agency	\$10,681.00	\$14,518.00
Requested by Fire					

I hereby certify that the above demands in the amount of **\$25,811.10** were approved at a regular meeting of the City Council or reject _____ as of March 27, 2018.

Council Member

Council Member

City Manager

I hereby certify that the Finance Committee at a regular meeting of the City Council on March 27, 2018 allowed the above demands.

Alita Godwin
City Clerk



INVOICE

MuniServices / GRS

7625 N. Palm Ave, Suite 108, Fresno, CA 93711

Invoice #: INV06-001371

Invoice Date: 12/19/2017

Due Date: 01/18/2018

Bill To:
City of Compton

City Manager's Office

205 S. Willowbrook Avenue

Compton, CA 90220

Reference #: UUT - Q4

Terms: Net 30

Item	Description	Unit	Quantity	Unit Price	Amount
UUT - FIXED FEE - CA	Utility User Tax - Fixed Fee October 2017-December 2017 UUT DB# 7847	Each	1	\$13,262.80	\$13,262.80
SUBTOTAL					\$13,262.80
TOTAL					\$13,262.80

***Please Note our New Remittance Info Below

Please remit payment to:

Via ACH:

 Beneficiary Name: Government Revenue Solutions
 Beneficiary Account #: 6745872288
 Receiving Bank Name: BBVA Compass
 ABA/Routing #: 062001186

Via Check:

 MuniServices
 MSC #220
 PO Box 10992
 Birmingham, AL 35202-0992

 Please contact the Billing Department at (571) 485-7875 or via email at billing.department@muniservices.com should you have any questions or comments.

Paid By	<i>AW</i>
V#	<i>00625640</i>
PO #	<i>18FY0645</i>
A/C #	<i>10015100004267</i>
A/C #	

Okay to Pay

#7.

Attachment B

Utility Users Tax Revenue Report

Please send completed report to:

MuniServices, UUT Department, 32107 W.Lindero Canyon Rd, STE 233 Westlake Village, CA 91361
FAX (818) 991-5365

For Fiscal Year
Calendar Year: 2017

July - 2015

June - 2016

City Name:	<u>City of Compton</u>	
City Contact:	<u>Roel Briones</u>	Email: <u>rbriones@comptoncity.org</u>
Phone:	<u>(310) 605-5576</u>	Fax: <u>(310) 631-0322</u>

Total UUT Received during Fiscal Year \$11,241,885.92

Less Adjustments

City-Specific:

CATV

Refuse

Other: _____

Sub-Total City-Specific \$0.00

Municipal Utilities:

Electric

Gas

Water

Refuse

Other: _____

\$631,641.27

Sub-Total Municipal Utilities (\$631,641.27)

Applicable UUT Revenues \$10,610,244.65

Annual Fee @ .5% (or \$10,000 Annual Minimum) \$53,051.22

Quarterly Payments (Due March 31st, June 30th, September 30th, and December 31st)

\$13,262.80

Total Quarterly Fee



INVOICE

MuniServices / GRS

7625 N. Palm Ave, Suite 108, Fresno, CA 93711

Invoice #: INV06-002088

Invoice Date: 02/28/2018

Due Date: 03/30/2018

Bill To:

City of Compton

City Manager's Office

205 S. Willowbrook Avenue

Compton, CA 90220

Reference #: STARS CA - Q3 2017 Terms: Net 30

Item	Description	Unit	Quantity	Unit Price	Amount
STARS - SERVICE - CA	STARS Service for 3rd Quarter 2017 Reports	Each	1	\$1,500.00	\$1,500.00
SUBTOTAL					\$1,500.00
TOTAL					\$1,500.00

***Please Note our New Remittance Info Below

Please remit payment to:

Via ACH:

Beneficiary Name: Avenu Insights & Analytics

Beneficiary Account #: 6745872288

Receiving Bank Name: BBVA Compass

ABA/Routing #: 062001186

Via Check:

MuniServices

MSC #220

PO Box 10992

Birmingham, AL 35202-0992

 Please contact the Billing Department at (571) 485-7875 or via email at billing.department@muniservices.com should you have any questions or comments.

Paid By	<i>AW</i>
V#	00625640
PO #	18FY0645F
A/C #	100151000 4269
A/C #	

Okay to Pay

#7.

REQUIRE BIRTHDAY AND GENDER OF ALL PASSENGERS

AIRLINE TICKETS 4 LESS
11410 LONG BEACH BLVD
LYNWOOD CA, 90262
PHONE (310) 762-1900 & FAX (310) 763-5260
rolanda@tajoffice.com

PASSENGER NAME:

MAY 5, 2018

UNITED FLIGHT NUMBER-5894

LV: LOS ANGELES

9:55 AM

AR: SAN ANTONIO

2:59 PM

MAY 10, 2018

UNITED FLIGHT NUMBER-5612

LV: SAN ANTONIO

6:05 AM

AR: LOS ANGELES

7:40 AM

NON REFUNDABLE/NON ENDORABLE /CHANGE-PENALTY APPLIES

NOTE: CHANGES MUST BE MADE PRIOR TO SCHEDULED TRAVEL

NON-SHOW WILL RESULT IN \$ 0.00 TICKET VALUE

CONFIRMATION- PENDING PAYMENT

TOTAL FARE PER PERSON \$ 367.30

ALL FARE ARE SUJET TO CHANGE UNTIL PURCHASED

Payment for this reservation is due Seven (7) days from date of issue listed below. If payment is not received by Date due listed below, customer agrees to pay \$10.00 fee for each week payment is past due.

Name of Passenger: RONERICK Simpson 5/19/67

Date of Issue: _____

Date Due: _____

Authorizing Signature

Name Printed:

Date:

Ronerick Simpson
Ronerick Simpson
5/7/18



COUNTY OF LOS ANGELES

FIRE DEPARTMENT

1320 NORTH EASTERN AVENUE
LOS ANGELES, CALIFORNIA 90063-3294
(323) 881-2401

DARYL L. OSBY
FIRE CHIEF
FORESTER & FIRE WARDEN

January 23, 2018

Fire Captain Sheila Hopper
Compton Fire Department
201 South Acacia Avenue
Compton, CA 90220

Dear Captain Hopper:

Enclosed is Los Angeles County Direct Deposit No. 2273833403 in the amount of \$11,342.47, which was processed on January 02, 2018 to your Account No: *****4887. This payment is for collections made by the Los Angeles County Certified Unified Program Agency on your behalf during the month of October 2017 as required by SB 1082. The detail of this payment is as follows:

Fiscal Year 2016/17 Hazardous Materials Disclosure Program	\$	661.47
Fiscal Year 2017/18 Hazardous Materials Disclosure Program		<u>10,681.00</u>
Total:	\$	11,342.47

Also, enclosed is the corresponding Cash Receipt Report for your reference, which provides the details as to which customers have paid within your city.

If you have any questions, please contact Mandy Ho, Revenue Management Section, at (323) 838-2345.

Sincerely,


LES SEIDMAN, ASSISTANT CHIEF
FINANCIAL MANAGEMENT DIVISION

LS:mh

Enclosures

c: James Penn, Compton Fire Department

SERVING THE UNINCORPORATED AREAS OF LOS ANGELES COUNTY AND THE CITIES OF:

AGOURA HILLS
ARTESIA
AZUSA
BALDWIN PARK
BELL
BELL-GARDENS
BELLFLOWER

BRADBURY
CALABASAS
CARSON
CERRITOS
CLAREMONT
COMMERCE
COVINA

CUDAHY
DIAMOND BAR
DUARTE
EL MONTE
GARDENA
GLENDORA
HAWAIIAN GARDENS

HAWTHORNE
HIDDEN HILLS
HUNTINGTON PARK
INDUSTRY
INGLEWOOD
IRVINDALE
LA CANADA-FLINTRIDGE

LA HABRA
LA MIRADA
LA PUENTE
LAKEWOOD
LANCASTER
LAWDALE
LOMITA

LYNWOOD
MALIBU
MAYWOOD
NORWALK
PALMDALE
PALOS VERDES ESTATES
PARAMOUNT

PICO RIVERA
POMONA
RANCHO PALOS VERDES
ROLLING HILLS
ROLLING HILLS ESTATES
ROSEMEAD
SAN DIMAS
SANTA CLARITA

SIGNAL HILL
SOUTH EL MONTE
SOUTH GATE
TEMPLE CITY
WALNUT
WEST HOLLYWOOD
WESTLAKE VILLAGE
WHITTIER

