

## RESOLUTION NO. 12-34

### A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LA MIRADA APPROVING THE ENTERTAINMENT PERMIT APPLICATION OF THE SPORTSMAN'S LOUNGE LOCATED AT 13902 IMPERIAL HIGHWAY, LA MIRADA, CALIFORNIA.

#### A. Recitals.

- (i) Applicant John Paul Jeffery ("the Applicant") filed an application for an entertainment permit on behalf of The Sportsman's Lounge to provide live entertainment consisting of live music or karaoke and dancing on Saturday evenings from 8:00 p.m. to 12:00 a.m. at 13902 Imperial Highway, La Mirada, California.
- (ii) In accordance with Sections 4.35.050, 4.35.060, 4.35.070 and 4.35.080 of the La Mirada Municipal Code (LMMC), a duly noticed public hearing concerning this application was conducted on July 24, 2012.
- (iii) All legal prerequisites to the adoption of this Resolution have occurred.

#### B. Resolution.

**NOW, THEREFORE, BE IT FOUND, DETERMINED, AND RESOLVED** by the City Council of the City of La Mirada as follows:

- 1. All facts stated in the Recitals, Part A, of this Resolution are true and correct.
- 2. Based upon staff's recommendation during the July 24, 2012 public hearing, the City Council finds the proposed entertainment is in compliance with the provisions of the La Mirada Municipal Code Section 4.35.080 and makes the following findings.
  - (1) The conduct of the establishment or the granting of the application would not tend to adversely affect the public health, safety, or welfare; or
  - (2) The establishment has not been, is being, or would likely be, operated in an illegal, improper, or disorderly manner; or
  - (3) The applicant, owner, or any other person associated with the applicant or owner as principal or partner, or in a position or capacity involving partial or total control over the conduct of the establishment, has not, within the previous ten years, been convicted of any offense involving the presentation, exhibition, or performance of entertainment found by a court to be obscene, or of any other crime involving fraud or deceit upon

any member of the public, in conjunction with the operation of a similar kind of establishment or the provision of entertainment; or

(4) That granting the application would not tend to create or contribute to a public nuisance; or

(5) That the operation of the establishment would not tend to interfere with the peace and quiet of, or would otherwise not tend to adversely affect, any residential neighborhood, business or other lawful use of property; or

(6) That the granting of the application would tend to not have a substantial adverse impact on traffic flow anywhere in the city; or

(7) Existing, available parking is not or will not be insufficient if the application is granted.

The City Council hereby approves the application of John Paul Jeffery for a permit to provide entertainment at The Sportsman's Lounge.

3. The City Clerk shall certify to the adoption of this Resolution and shall forthwith cause a certified copy thereof to be transmitted to John Paul Jeffery, together with an affidavit or certificate of mailing, at 13902 Imperial Highway, La Mirada, California 90638.

**APPROVED and ADOPTED this 24<sup>th</sup> day of July 2012.**

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Gabriel P. Garcia, Mayor

ATTEST:

I, Anne Haraksin, City Clerk of the City of La Mirada, do hereby certify that the foregoing resolution was adopted at a regular meeting of the City of La Mirada City Council held on the 24<sup>th</sup> day of July 2012 by the following vote:

**AYES:**

**NOES:**

**ABSENT:**

**ABSTAIN:**

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Anne Haraksin, City Clerk