

<p>CARNEGIE FORUM 305 WEST PINE STREET LODI, CALIFORNIA</p>	<p><b>AGENDA</b> <b>LODI</b> <b>PLANNING COMMISSION</b></p>	<p>REGULAR SESSION WEDNESDAY, JUNE 8, 2011 @ 7:00 PM</p>
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For information regarding this agenda please contact:

**Kari Chadwick @ (209) 333-6711**  
**Community Development Secretary**

***NOTE:** All staff reports or other written documentation relating to each item of business referred to on the agenda are on file in the Office of the Community Development Department, located at 221 W. Pine Street, Lodi, and are available for public inspection. If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12132), and the federal rules and regulations adopted in implementation thereof. To make a request for disability-related modification or accommodation contact the Community Development Department as soon as possible and at least 24 hours prior to the meeting date.*

1. ROLL CALL
2. MINUTES – “January 12, 2011”, “April 13, 2011” & “May 11,2011”
3. PUBLIC HEARINGS
  - a. Request for Planning Commission approval of a Use Permit to establish a warehousing and storage use for recycled materials, including California Redemption Value (CRV), cardboard, scrap metal and electronic waste at 1803 South Stockton Street (Applicant: Fawad Ebrahimi, on behalf of Go Green Recycling Center: File Number: 11-U-12).
  - b. Request for Planning Commission approval of a Use Permit to allow outdoor seating/standing and drinking area at California Street Pub (formerly Barking Dog) in conjunction with their existing Type-48 On-Sale General ABC license at 302 North California Street (Applicant: Christian Cole, on behalf of Thirsty Inc., dba California Street Pub. File Number: 11-U-06)

**NOTE: The above item is a quasi-judicial hearing and requires disclosure of ex parte communications as set forth in Resolution No. 2006-31**

4. PLANNING MATTERS/FOLLOW-UP ITEMS
5. ANNOUNCEMENTS AND CORRESPONDENCE
6. ACTIONS OF THE CITY COUNCIL
  - a. Council Summary Memo
7. GENERAL PLAN UPDATE/DEVELOPMENT CODE UPDATE
8. ACTIONS OF THE SITE PLAN AND ARCHITECTURAL REVIEW COMMITTEE
9. ART IN PUBLIC PLACES
10. COMMENTS BY THE PUBLIC
11. COMMENTS BY THE PLANNING COMMISSIONERS & STAFF
12. ADJOURNMENT

Pursuant to Section 54954.2(a) of the Government Code of the State of California, this agenda was posted at least 72 hours in advance of the scheduled meeting at a public place freely accessible to the public 24 hours a day.

**\*\*NOTICE:** Pursuant to Government Code §54954.3(a), public comments may be directed to the legislative body concerning any item contained on the agenda for this meeting before (in the case of a Closed Session item) or during consideration of the item.

**Right of Appeal:**

If you disagree with the decision of the commission, you have a right of appeal. Only persons who participated in the review process by submitting written or oral testimony, or by attending the public hearing, may appeal.

Pursuant to Lodi Municipal Code Section 17.72.110, actions of the Planning Commission may be appealed to the City Council by filing, within ten (10) business days, a written appeal with the City Clerk and payment of \$300.00 appeal fee. The appeal shall be processed in accordance with Chapter 17.88, Appeals, of the Lodi Municipal Code. Contact: City Clerk, City Hall 2<sup>nd</sup> Floor, 221 West Pine Street, Lodi, California 95240 – Phone: (209) 333-6702.

**LODI PLANNING COMMISSION  
REGULAR COMMISSION MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, JANUARY 12, 2011**

1. CALL TO ORDER / ROLL CALL

The Regular Planning Commission meeting of January 12, 2011, was called to order by Chair Hennecke at 7:00 p.m.

Present: Planning Commissioners – Jones, Kiser, Olson and Chair Hennecke

Absent: Planning Commissioners – Cummins, Heinitz, and Kirsten

Also Present: Community Development Director Konradt Bartlam, Deputy City Attorney Janice Magdich, Associate Planner Immanuel Bereket, and Administrative Secretary Kari Chadwick

2. MINUTES

“December 8, 2010”

No Motion made because there was not a quorum of Commissioners in attendance to make the motion. Item continued to the next meeting.

3. PUBLIC HEARINGS

- a) Notice thereof having been published according to law, an affidavit of which publication is on file in the Community Development Department, Chair Hennecke called for the public hearing to consider the request of a Use Permit to allow wholesale distribution of alcoholic beverages at 847 Cluff Ave., Suite B-3. (Applicant: Alejandro Guerrero Hernandez Jr.; File Number: 10-U-17)

Associate Planner Bereket gave a brief PowerPoint presentation based on the staff report. Staff recommends approval of the project.

Hearing Opened to the Public

- Alejandro Guerrero Hernandez Jr., applicant, came forward to answer questions.
- Commissioner Kiser asked if only tequila and beer were going to be sold. Mr. Hernandez stated that they will be distributing alcohol and other miscellaneous related items.

Public Portion of Hearing Closed

MOTION / VOTE:

The Planning Commission, on motion of Vice Chair Olson, Jones second, approved the request of the Planning Commission for a Use Permit to allow wholesale distribution of alcoholic beverages at 847 Cluff Avenue, Suite B-3 subject to the conditions in the resolution. The motion carried by the following vote:

Ayes: Commissioners – Jones, Kiser, Olson and Chair Hennecke  
Noes: Commissioners – None  
Absent: Commissioners – Cummins, Heinitz, and Kirsten

4. PLANNING MATTERS/FOLLOW-UP ITEMS

Director Bartlam stated that staff is looking to start a Budget Strategy Committee that will consist of City Staff, a representative from each of various Boards and Commissions, Union representatives,

*Continued*

and Lodi citizens. It is scheduled to start in February and will be the first and third Tuesdays of each month and should last through April of this year.

Vice Chair Olson stated that she is interested and asked for what type of outcome is expected. Director Bartlam stated that the process is more for public education regarding what the City can and can not do with certain funds. There will also be discussions and feedback regarding City services.

Commissioner Jones also expressed a desire to take part, but would be a hit and miss with attendance and asked if there can be more than one representative. Director Bartlam stated that there will be one formal representative from this board, but there will be representatives for the public at large and he could fit that category.

Commissioner Olson was unanimously agreed upon to be the Planning Commission Representative.

5. ANNOUNCEMENTS AND CORRESPONDENCE

None

6. ACTIONS OF THE CITY COUNCIL

Director Bartlam stated that there is a memo in the packet and staff is available to answer any questions.

Commissioner Jones asked about the Marijuana issue. Director Bartlam stated that direction has been given to the City Attorney to put together an ordinance not allowing dispensaries in the City limits.

7. GENERAL PLAN UPDATE/DEVELOPMENT CODE UPDATE

None

8. ACTIONS OF THE SITE PLAN AND ARCHITECTURAL REVIEW COMMITTEE

Commissioner Kiser gave a brief report regarding the meeting held earlier this evening and passed around the information form the SPARC packet.

9. ART IN PUBLIC PLACES

None

10. COMMENTS BY THE PUBLIC

None

11. COMMENTS BY STAFF AND COMMISSIONERS

None

12. ADJOURNMENT

There being no further business to come before the Planning Commission, the meeting was adjourned at 7:13 p.m.

ATTEST:

Konradt Bartlam  
Planning Commission Secretary

**LODI PLANNING COMMISSION  
REGULAR COMMISSION MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, APRIL 13, 2011**

1. CALL TO ORDER / ROLL CALL

The Regular Planning Commission meeting of April 13, 2011, was called to order by Chair Hennecke at 7:00 p.m.

Present: Planning Commissioners – Cummins, Heinitz, Jones, Kirsten, Olson and Chair Hennecke

Absent: Planning Commissioners – Kiser

Also Present: Community Development Director Konradt Bartlam, Deputy City Attorney Janice Magdich, Associate Planner Immanuel Bereket, and Administrative Secretary Kari Chadwick

2. MINUTES

“January 12, 2011”

MOTION / VOTE:

No Motion made because there was not a quorum of Commissioners in attendance to make the motion. Item continued to the next meeting “May 11, 2011”

MOTION / VOTE:

The Planning Commission, on motion of Commissioner Kirsten, Cummins second, approved the Minutes of March 9, 2011 as written. (Commissioner Jones abstained because he was not in attendance of the subject meeting)

3. PUBLIC HEARINGS

- a) Notice thereof having been published according to law, an affidavit of which publication is on file in the Community Development Department, Chair Hennecke called for the public hearing to consider the request for a Use Permit to allow a Type-41 On-Sale Beer and Wine Alcoholic Beverage Control License at 1379 South Lower Sacramento Road, Suite 501. (Applicant: Rod Cockrum, on behalf of 4 U SMC, Inc. File Number: 11-U-05)

Associate Planner Bereket gave a brief PowerPoint presentation based on the staff report. Staff recommends approval of the project.

Hearing Opened to the Public

- Rod Cockrum, applicant, came forward to answer questions.
- Commissioner Cummins asked when the restaurant will be opening. Mr. Cockrum stated that the date has moved around a couple of times, but he is hoping to open in a week and half.
- Commissioner Jones asked about the menu. Mr. Cockrum stated primarily Wings and Strips, but they will also have Fries, Corn on the Cob, and a very unique Coleslaw.

Public Portion of Hearing Closed

- Commissioner Heinitz asked staff if the sale of food needs to out weigh the alcohol sales. Associate Planner stated that the food sales do need to be more than alcohol sales. Heinitz asked what happens if it doesn't work out that way. Director Bartlam stated that the item could be brought back to the Commission because it will not meet ABC's conditions as well as the Planning Commission conditions. Heinitz asked if the applicant will have the opportunity to upgrade the type of license if this occurs. Director Bartlam stated that with Planning Commission approval that would be an option.

MOTION / VOTE:

The Planning Commission, on motion of Vice Chair Olson, Jones second, approved the request of the Planning Commission for a Use Permit to allow a Type-41 On-Sale Beer and Wine Alcoholic Beverage Control License at 1379 South Lower Sacramento Road, Suite 501 subject to the conditions in the resolution. The motion carried by the following vote:

Ayes: Commissioners – Cummins, Heinitz, Jones, Kirsten, Olson, and Chair Hennecke  
 Noes: Commissioners – None  
 Absent: Commissioners – Kiser

- b) Notice thereof having been published according to law, an affidavit of which publication is on file in the Community Development Department, Chair Hennecke called for the public hearing to consider the request for a Use Permit to allow a Type 2 (Winery) Alcoholic Beverage Control License and approval of façade improvements to an existing building located at 20 North School Street. (Applicant: Ryan Sherman, on behalf of Fields Family Vineyards and Winery; File Number: 11-U-07 & 11-SP-03)

Commissioner Kirsten recused himself because he has property interest with a 500 foot radius of this project and left the dais.

Associate Planner Bereket gave a brief PowerPoint presentation based on the staff report. Staff recommends approval of the project.

Hearing Opened to the Public

- Ryan Sherman, applicant, came forward to answer questions. Mr. Sherman stated that along with the Use Permit they are proposing to upgrade the façade with wood paneling and stucco.
- Chair Hennecke asked if other wineries would be sharing the space. Mr. Sherman stated that Fields Family will be the only winery in this space.
- Commissioner Henitz asked if the tavern next door, Ollie's, is going to be participating in the outdoor seating shown on the proposed plan. Mr. Sherman stated that the elevation shows the outdoor seat to be contiguous across the entire building frontage and if a divider needs to be put up to divide the two spaces that can be done. He added that if Ollie's wants to include outdoor space in there license they would be responsible for getting that approval.
- Justin O'Byrne, partner of Ollie's, came forward to answer questions.
- Commissioner Heinitz asked if Ollie's would like to have out door seating. Mr. O'Byrne stated that it is the intention of the owners to try to bring the idea before the Commission in the future. They are trying to attract a more well rounded and educated drinking clientele to that area of Lodi. Commissioner Heinitz expressed is concern that if the tables and chair are available that Ollie's patrons may just try to move out to that area before the proper permission have been granted. Mr. O'Byrne stated that that will

not happen; they truly are trying to clean up the area and even try to discourage their patrons from standing out in front to smoke.

Public Portion of Hearing Closed

MOTION / VOTE:

The Planning Commission, on motion of Commissioner Heinitz, Cummins second, approved the request of the Planning Commission for a Use Permit to allow a Type 2 (Winery) Alcoholic Beverage Control License and approval of façade improvements to an existing building located at 20 North School Street subject to the conditions in the resolution. The motion carried by the following vote:

- Ayes: Commissioners – Cummins, Heinitz, Jones, Olson, and Chair Hennecke
- Noes: Commissioners – None
- Absent: Commissioners – Kiser and Kirsten

Commissioner Kirsten rejoined the Commission.

- c) Notice thereof having been published according to law, an affidavit of which publication is on file in the Community Development Department, Chair Hennecke called for the public hearing to consider the request for a Use Permit to allow a Type-2 Winegrower Alcoholic Beverage Control License located at 21 East Elm Street. (Applicant: Jeff Werter, on behalf of Toasted Toad Cellars. File Number: 11-U-08)

Associate Planner Bereket gave a brief PowerPoint presentation based on the staff report. Staff recommends approval of the project.

Chair Hennecke asked if there have been any issues with waste and fruit flies with the other wineries that crush downtown. Director Bartlam stated that there have not been any issues.

Hearing Opened to the Public

- Jeff Werter, applicant, came forward to answer questions.

Public Portion of Hearing Closed

MOTION / VOTE:

The Planning Commission, on motion of Kirsten, Jones second, approved the request of the Planning Commission for a Use Permit to allow a Type-2 Winegrower Alcoholic Beverage Control License located at 21 East Elm Street subject to the conditions in the resolution. The motion carried by the following vote:

- Ayes: Commissioners – Cummins, Heinitz, Jones, Kirsten, Olson, and Chair Hennecke
- Noes: Commissioners – None
- Absent: Commissioners – Kiser

4. PLANNING MATTERS/FOLLOW-UP ITEMS

None

5. ANNOUNCEMENTS AND CORRESPONDENCE

*Continued*

Director Bartlam stated that the Draft Housing Element was going to be brought to this meeting even without the final comments from the State, but because of a conference call scheduled for next week the decision was made to postpone it one more time.

6. ACTIONS OF THE CITY COUNCIL

Director Bartlam stated that the City Council has recently approved the Fireworks Ordinance.

7. GENERAL PLAN UPDATE/DEVELOPMENT CODE UPDATE

None

8. ACTIONS OF THE SITE PLAN AND ARCHITECTURAL REVIEW COMMITTEE

None

9. ART IN PUBLIC PLACES

Commissioner Kirsten gave a brief report regarding the Bronzes being installed today and encouraged everyone to go out and take a look. The Taco Truck Cook-off has found a home in the Smart and Final parking lot and is scheduled for June 4<sup>th</sup>.

10. COMMENTS BY THE PUBLIC

None

11. COMMENTS BY STAFF AND COMMISSIONERS

None

12. ADJOURNMENT

There being no further business to come before the Planning Commission, the meeting was adjourned at 7:26 p.m.

ATTEST:

Konradt Bartlam  
Planning Commission Secretary

**LODI PLANNING COMMISSION  
REGULAR COMMISSION MEETING  
CARNEGIE FORUM, 305 WEST PINE STREET  
WEDNESDAY, MAY 11, 2011**

1. CALL TO ORDER / ROLL CALL

The Regular Planning Commission meeting of May 11, 2011, was called to order by chair Hennecke at 7:00 p.m.

Present: Planning Commissioners – Cummins, Kirsten, Kiser and Chair Hennecke

Absent: Planning Commissioners – Jones, Heinitz, and Olson

Also Present: Community Development Director Konradt Bartlam, City Attorney Stephen Schwabauer, Associate Planner Immanuel Bereket, and Administrative Secretary Kari Chadwick

2. MINUTES

“January 12, 2011”

MOTION / VOTE:

No Motion made because there was not a quorum of Commissioners in attendance to make the motion. Item continued to the next meeting.

“April 13, 2011”

MOTION / VOTE:

No Motion made because there was not a quorum of Commissioners in attendance to make the motion. Item continued to the next meeting.

3. PUBLIC HEARINGS

- a) Notice thereof having been published according to law, an affidavit of which publication is on file in the Community Development Department, Chair Hennecke called for the public hearing to consider the request for a Use Permit to allow Type 21 off-Sale Alcoholic Beverage Control license at 2350 West Kettleman Lane. (Applicant: Miriam Montesinos, on behalf of Wal-Mart Stores, Inc. File Number: 11-U-09)

Associate Planner Bereket gave a brief PowerPoint presentation based on the staff report. Staff recommends approval of the project.

Hearing Opened to the Public

- Miriam Montesinos, applicant on behalf of Wal Mart, came forward to answer questions. Ms Montesinos stated that there have not been any protests filed with ABC to date.
- Chair Hennecke asked if this type of application was typical of other Wal Mart Stores. Ms. Montesinos stated that it is typical of other Wal Mart Stores.
- Troy Johnson, Store Manager in Lodi, came forward to answer questions. Mr. Johnson gave a brief statement regarding the ways that the Lodi Wal Mart Store has been a good neighbor to the City through various donations to local charity groups and fundraisers.

- Commissioner Kiser asked if local wines will be stocked. Mr. Johnson stated that they have already contacted Gallo and are also going to try to get more of the local area wines on the shelf.
- Pat Patrick, President of Lodi Chamber of Commerce, came forward to support this project.

Public Portion of Hearing Closed

MOTION / VOTE:

The Planning Commission, on motion of Commissioner Cummins, Kiser second, approved the request of the Planning Commission for a Use Permit to allow Type 21 off-Sale Alcoholic Beverage Control license at 2350 West Kettleman Lane subject to the conditions in the resolution. The motion carried by the following vote:

Ayes: Commissioners – Cummins, Kirsten, Kiser and Chair Hennecke  
 Noes: Commissioners – None  
 Absent: Commissioners – Jones, Heinitz, and Olson

- b) Notice thereof having been published according to law, an affidavit of which publication is on file in the Community Development Department, Chair Hennecke called for the public hearing to consider the request for a Use Permit to allow outdoor seating/standing and drinking area at California Street Pub (formerly Barking Dog bar) in conjunction with their existing Type-48 On-Sale General ABC license at 302 North California Street (Applicant: Christian Cole, ob behalf of Thirsty Inc., dba California Street Pub. File Number: 11-U-06.) – **Postponed to a future meeting.**
- c) Notice thereof having been published according to law, an affidavit of which publication is on file in the Community Development Department, Chair Hennecke called for the public hearing to consider the request for an amendment to an existing Use Permit to allow expansion of an existing restaurant that serves beer, wine and distilled spirits at 400 East Kettleman Lane, Suites 5-8. (Applicant: Petra Flores Pena. File Number: 10-U-14)

Associate Planner Bereket gave a brief PowerPoint presentation based on the staff report. Staff recommends approval of the project.

Hearing Opened to the Public

- Octavio Cruses, representative of the applicant, came forward to answer questions.
- Commissioner Kiser asked if the small bar that is already there is the bar that is proposed to stay. Mr. Cruses stated that is accurate.
- Barbara Flockhart, Elgin Avenue property owner, came forward to state that loud music has been a problem in the past from the stereo store that used to occupy a space in the building and would like to know if live music or any other type of noise producing issues will be occurring. Chair Hennecke stated that if the applicant wished to do live music they would be required to submit a separate application with the Planning Division, and deferred to Director Bartlam for further explanation. Director Bartlam stated that at this time there isn't an application in the process for live music, but there is the ability for the applicant to come back and apply for one. He added that if at any time there are any noise issues a complaint can be filed with both the Police Department and directly with the Planning Division, so that staff can follow-up on the complaint.

Public Portion of Hearing Closed

MOTION / VOTE:

The Planning Commission, on motion of Commissioner Kirsten, Kiser second, approved the request of the Planning Commission for an amendment to an existing Use Permit to allow expansion of an existing restaurant that serves beer, wine and distilled spirits at 400 East Kettleman Lane, Suites 5-8 subject to the conditions in the resolution. The motion carried by the following vote:

Ayes: Commissioners – Cummins, Kirsten, Kiser, and Chair Hennecke  
Noes: Commissioners – None  
Absent: Commissioners – Jones, Heinitz, and Olson

- d) Notice thereof having been published according to law, an affidavit of which publication is on file in the Community Development Department, Chair Hennecke called for the public hearing to consider the request for a Use Permit to allow Type 42 Alcoholic Beverage Control license (on-sale beer and wine – public premises) at 1110 West Kettleman Lane, Suites 9-10. (Applicant: Sean Bocardo and Nichole Pendley. File Number: 11-U-10)

Associate Planner Bereket gave a brief PowerPoint presentation based on the staff report. Staff recommends approval of the project.

Commissioner Kiser asked if this project is within three-hundred feet of the residences behind this building. Mr. Bereket stated that it is within three-hundred feet of the residences, but the item being heard tonight is for the Use Permit for the ABC License and the Live Entertainment will come back at a later date. The residences will be notified as part of the procedure for that application.

Hearing Opened to the Public

- Nichole Pendley, co-applicant, came forward to answer questions. Ms. Pendley stated that they would like to be able to open up at 11:00 am or noon instead of 4:00 pm.
- Sean Bocardo, co-applicant, came forward to answer questions and stated that this will give local wineries that do not already have tasting rooms a place to highlight their wines.

Public Portion of Hearing Closed

MOTION / VOTE:

The Planning Commission, on motion of Commissioner Kiser, Cummins second, approved the request of the Planning Commission for a Use Permit to allow Type 42 Alcoholic Beverage Control license (on-sale beer and wine – public premises) at 1110 West Kettleman Lane, Suites 9-10 subject to the conditions in the resolution. The motion carried by the following vote:

Ayes: Commissioners – Cummins, Kirsten, Kiser, and Chair Hennecke  
Noes: Commissioners – None  
Absent: Commissioners – Jones, Heinitz and Olson

- e) Notice thereof having been published according to law, an affidavit of which publication is on file in the Community Development Department, Chair Hennecke called for the public hearing to consider the request for a Use Permit to allow the establishment of a religious facility within an existing commercial building located at 651 North Cherokee Lane, Suite C. (Applicant: Pastor Willie McGill Sr., on behalf of Miracle Temple Church. File Number: 11-U-11)

Associate Planner Bereket gave a brief PowerPoint presentation based on the staff report. Staff recommends approval of the project.

Commissioner Kirsten asked if there are currently two other churches in that development. The property owner started to answer from the audience, but was asked to wait until the public hearing was opened up to the public.

Hearing Opened to the Public

- Christine Santana, representative for the applicant and owner of the property, came forward to answer questions. Ms. Santana stated that there is currently one church operating on the property. Commissioner Kirsten stated that that answered his question.

Public Portion of Hearing Closed

MOTION / VOTE:

The Planning Commission, on motion of Commissioner Cummins, Kiser second, approved the request of the Planning Commission for a Use Permit to allow the establishment of a religious facility within an existing commercial building located at 651 North Cherokee Lane, Suite C subject to the conditions in the resolution. The motion carried by the following vote:

Ayes: Commissioners – Cummins, Kirsten, Kiser, and Chair Hennecke  
 Noes: Commissioners – None  
 Absent: Commissioners – Jones, Heinitz and Olson

- f) Notice thereof having been published according to law, an affidavit of which publication is on file in the Community Development Department, Chair Hennecke called for the public hearing to consider the request for a Use Permit to allow storage and wholesale distribution of wine at 927 Industrial Way. (Applicant: Donald Parker; File Number: 11-U-13)

Associate Planner Bereket gave a brief PowerPoint presentation based on the staff report. Staff recommends approval of the project.

Hearing Opened to the Public

- Don Parker, applicant, came forward to answer questions.
- Chair Hennecke asked if a distribution company of this type is competitive, because the Commission has seen a few of these types of applications. Mr. Parker stated that it can be competitive, but not all of the distribution companies ship the same volumes or products.

Public Portion of Hearing Closed

MOTION / VOTE:

The Planning Commission, on motion of Commissioner Kiser, Cummins second, approved the request of the Planning Commission for a Use Permit to allow storage and wholesale distribution of wine at 927 Industrial Way subject to the conditions in the resolution. The motion carried by the following vote:

Ayes: Commissioners – Cummins, Kirsten, Kiser, and Chair Hennecke  
 Noes: Commissioners – None  
 Absent: Commissioners – Jones, Heinitz and Olson

4. PLANNING MATTERS/FOLLOW-UP ITEMS

None

5. ANNOUNCEMENTS AND CORRESPONDENCE

None

6. ACTIONS OF THE CITY COUNCIL

Director Bartlam stated that there is a memo in the packet and staff is available to answer any questions.

7. GENERAL PLAN UPDATE/DEVELOPMENT CODE UPDATE

None

8. ACTIONS OF THE SITE PLAN AND ARCHITECTURAL REVIEW COMMITTEE

Commissioner Kiser gave a brief report regarding the item that was brought before the Committee earlier this evening.

9. ART IN PUBLIC PLACES

None

10. COMMENTS BY THE PUBLIC

None

11. COMMENTS BY STAFF AND COMMISSIONERS

Commissioner Kiser asked about the email that went out regarding the use of electronic devices. City Attorney Schwabauer stated that during a quasi hearing the applicant has due process rights to have the full attention of the board that is hearing the item. If an email, text, or phone call is received during a hearing the applicant could assume that it might be about their item and therefore are not getting their due process.

12. ADJOURNMENT

There being no further business to come before the Planning Commission, the meeting was adjourned at 7:45 p.m.

ATTEST:

Konradt Bartlam  
Planning Commission Secretary

# Item 3a

**CITY OF LODI  
PLANNING COMMISSION  
Staff Report**

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**MEETING DATE:** June 8, 2011

**APPLICATION NO:** Use Permit: 11-U-12

**REQUEST:** Request for Planning Commission approval of a Use Permit to establish a warehousing and storage use for recycled materials, including California Redemption Value (CRV), cardboard, scrap metal and electronic waste at 1803 South Stockton Street (Applicant: Fawad Ebrahimi, on behalf of Go Green Recycling Center: File Number: 11-U-12).

**LOCATION:** 1803 South Stockton Street  
APN: 062-190-17  
Lodi, CA 95240

**APPLICANT:** Fawad Ebrahimi, on behalf of Go Green Recycling Center  
1803 South Stockton Street  
Lodi, CA 95240

**PROPERTY OWNER:** Maxwell Properties  
20632 Vercelli Way  
Porter Ranch, CA 91326

**RECOMMENDATION**

Staff recommends that the Planning Commission approve the request of Go Green Recycling Center for a Use Permit to allow a warehousing and storage use for recycled materials, including California Redemption Value (CRV), cardboard, scrap metal and electronic waste at 1803 South Stockton Street, subject to the conditions in the attached resolution.

**PROJECT AREA DESCRIPTION**

**General Plan Designation:** Industrial  
**Zoning Designation:** M-2, Heavy Industrial  
**Property Size:** 38,252 sq. ft.

The adjacent zoning and land use characteristics:

	<b>General Plan</b>	<b>Zone</b>	<b>Land Use</b>
<b>North</b>	Industrial	M-2, Heavy Industrial	Warehouse/industrial use
<b>South</b>	Industrial	M-2, Heavy Industrial	Warehouse/industrial use
<b>East</b>	Low Density Residence	R-2, Single Family Res.	Residences
<b>West</b>	Industrial	M-2, Heavy Industrial	Warehouse/industrial use

**SUMMARY**

The applicant is proposing to utilize a vacant industrial building located at 1803 South Stockton Street for storage and warehousing of recyclable materials. Materials stored and processed at the proposed location would consist of loose or baled CRV materials (for example, aluminum cans, glass and plastic materials, etc), scrap metal (copper, brass,

aluminum, ferrous and non-ferrous metals, etc), and electronic waste (television sets, VCRs, computer equipment, etc). The materials would be stored, sorted, and/or palletized, and made ready for transport from the proposed location. All the storage and processing would occur within the building envelop. City's Code requires approval of a Use Permit for storage and processing of scrap metals. No exterior changes are proposed to the building.

## **BACKGROUND**

The project site contains multiple buildings with multiple tenants. The applicant occupies a tenant space he currently uses to store CRV materials. Available City records indicate there is no pending Code violation. The applicant applied for and was granted a building permit to convert his tenant space for the proposed use.

## **ANALYSIS**

The applicant is proposing to utilize a vacant building located at 1803 South Stockton Street for storage and warehousing of recyclable materials. Materials stored and processed at the proposed location would consist of loose or baled CRV materials (examples; aluminum cans, glass and plastic materials, etc), scrap metal (copper, brass, aluminum, ferrous and non-ferrous metals, etc), and electronic waste (television sets, VCRs, computer equipment, etc). The property has a General Plan land use designation of Industrial, and zoning land use designation of M-2, Heavy Industrial, which permits the proposed use subject to a Use Permit (LMC §17.48.030). The proposed warehousing and storage use is consistent with the other industrial uses (specifically, warehousing and storage uses) in adjacent properties.

The proposed business would be open to the public, contractors, and manufactures to sell recycling materials. Operation of the business would be Monday through Saturday from 10:00 am. until 5:30 p.m., and will be closed on Sundays and all major holidays. The public would be able to use the facility to recycle metals, plastics, glass, paper and electronics to receive cash based on the weights of the products. The purchased materials from the public will be stored, cut, sheared, baled, or boxed accordingly for temporary storage and shipment. The proposed business has been conditioned to not purchase, handle, or dispose of any materials deemed to be hazardous or even remotely hazardous. In addition, the applicant is required to filter and manage all run off from the project site in accordance with the City's Storm Water Management Program.

Staff believes that the Planning Commission can make the required findings to allow warehousing and storage at the proposed location. The proposed use is appropriate for the specific location in that the site is located in a warehouse building and is surrounded by similar heavy commercial and industrial uses. The proposed use is in accord with the purpose of the M-2 zoning district and General Plan land use designation in that recycling centers are conditionally permitted uses in the M-2 District. Staff also believes that the use would benefit the City in that it would create additional revenue by contributing to the sales tax base in the City. In addition, the proposed business anticipates hiring four (4) employees.

Staff believes that the proposed use would not adversely affect the orderly use of property or cause adverse impact to the neighborhood, it is believed that recycling materials and containers should be limited inside the building during all hours of operation and when the business is closed, except during loading and unloading activities. To that end, staff proposes conditions related to noise control, prohibitions on outdoor storage and ongoing maintenance of the area within 300-feet of the project in order to ensure that the area is kept free of litter and other undesirable materials.

Staff sent copies of the application to various City departments for comments and review. Their comments and requirements have been incorporated into the attached resolution. Staff

believes that the proposed Use Permit is consistent with the requirements of the Zoning Ordinance and the policies outlined in the General Plan. Therefore, staff finds that the use of an existing building for the use of a commercial recycling facility at 1803 South Stockton Street will be compatible with the adjacent uses and will not negatively impact the surrounding neighborhood. In addition, the proposed project would not only provide additional employment opportunities and help preserve the City of Lodi's economic welfare, but provide economic activity to the neighborhood. The proposed recycling facility will be consistent with the goals and objectives as specified in the General Plan for Industrial businesses and help occupy an underutilized building that is in need of economic activity. As such, staff recommends that the Planning Commission approve the project, subject to the conditions outlined in the attached resolution.

#### **ENVIRONMENTAL ASSESSMENTS**

The project was found to be Categorically Exempt according to the California Environmental Quality Act, Article 19 §15321, Class 21 (a) (2). The project is classified as an "Enforcement action by regulatory agencies" because it is the "adoption of an administrative decision or order enforcing or revoking the lease, permit, license, certificate, or entitlement for use or enforcing the general rule, standard, or objective." No significant environmental impacts are anticipated and no mitigation measures have been required.

#### **PUBLIC HEARING NOTICE:**

Legal Notice for the Use Permit was published on May 28, 2011. Twenty-nine (29) public hearing notices were sent to all property owners of record within a 300-foot radius of the subject property as required by California State Law §65091 (a) 3.

#### **ALTERNATIVE PLANNING COMMISSION ACTIONS:**

- Approve the request with attached or alternate conditions
- Deny the request
- Continue the request

Respectfully Submitted,

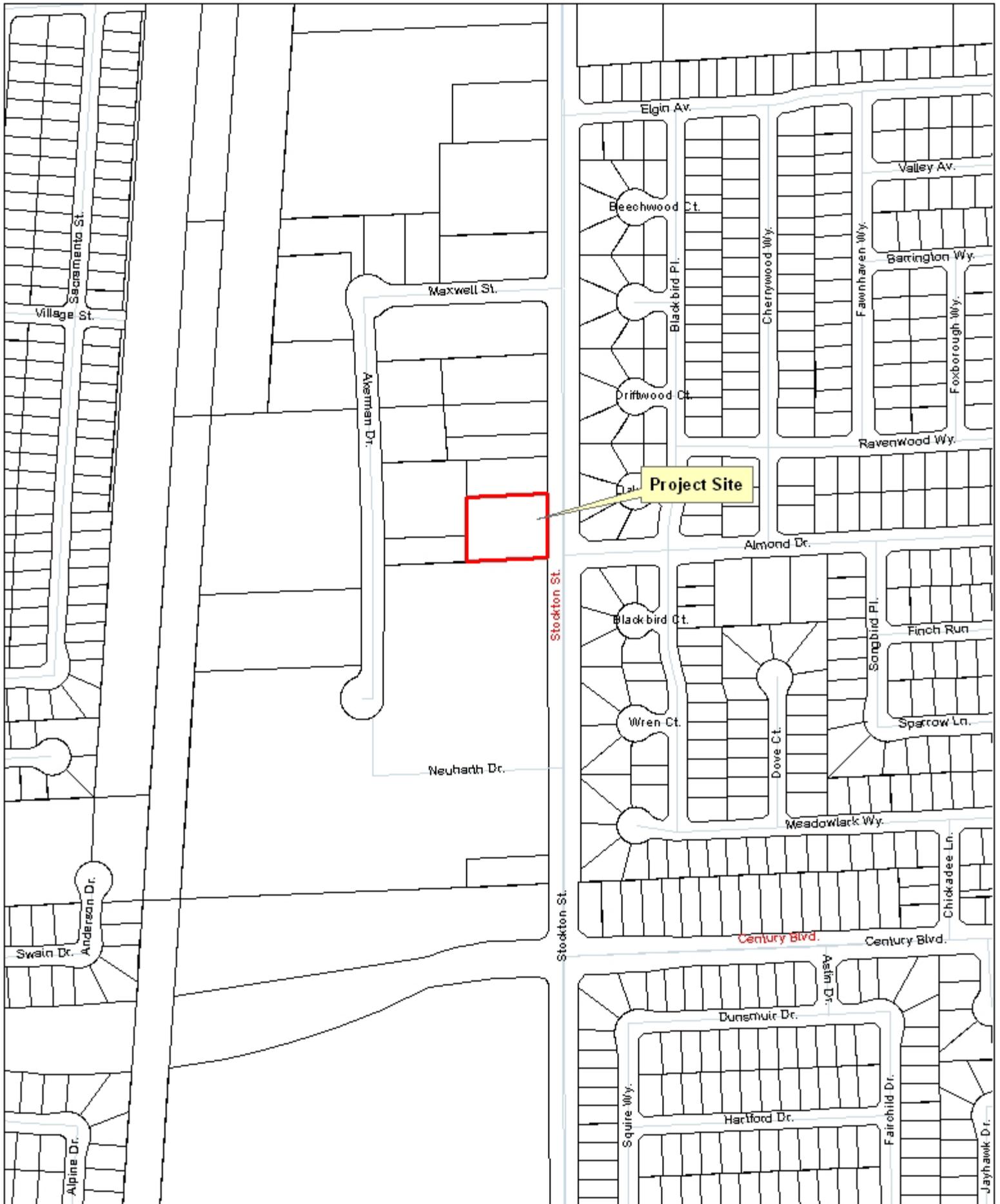
Concur,

Immanuel Bereket  
Associate Planner

Konrad Bartlam  
Community Development Director

#### **ATTACHMENTS:**

1. Vicinity Map
2. Aerial Photo
3. Site Plan
4. Applicant's Project Description
5. Draft Resolution



**Site Plan**  
 1803 South Stockton Street  
 APN: 062-190-17  
 Lodi, CA 95240

 Project Site





Project Site

Stockton St.

Almond St.

Stockton St.

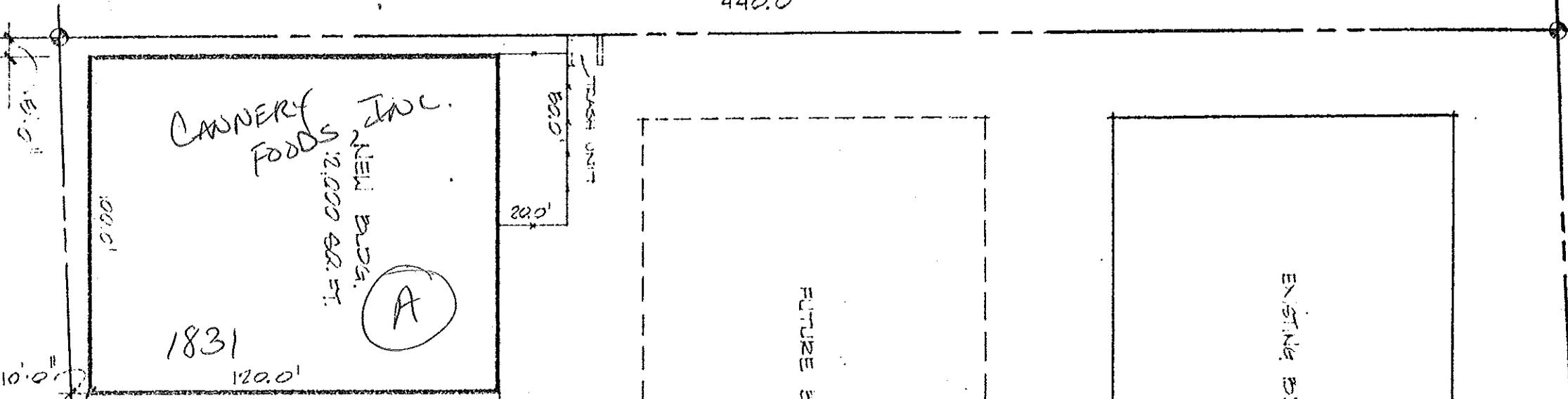


**Aerial Map**  
1803 South Stockton Street  
APN: 062-190-17  
Lodi, CA 95240

 Project Site



440.0'



CANNERY FOODS

NEW BLDG.  
21,000 SQ. FT.

1831

(A)

WASH UNIT

FUTURE BLDG.

(B)

EXISTING BLDG.

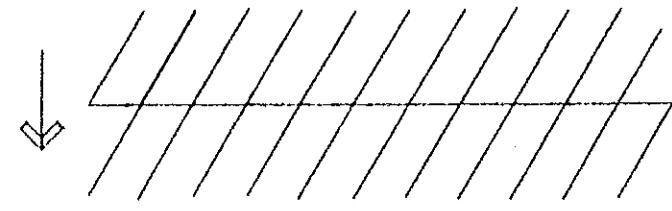
1803

(C)

1817

(BITUS ADDRESS)

SITE PLAN 40'0"



PAVED AREA -- 2" AC. ON 4" C.R.B.

28'0"

28'0"

440.0'

SEE SCHEDULE FOR SITE DRAINAGE

SOUTH STOCKTON ST.

1803 S. STOKTON ST SUITA  
IBRAHIM COMPANY  
5000 sq ft  
O.L. 17

AC10-0007

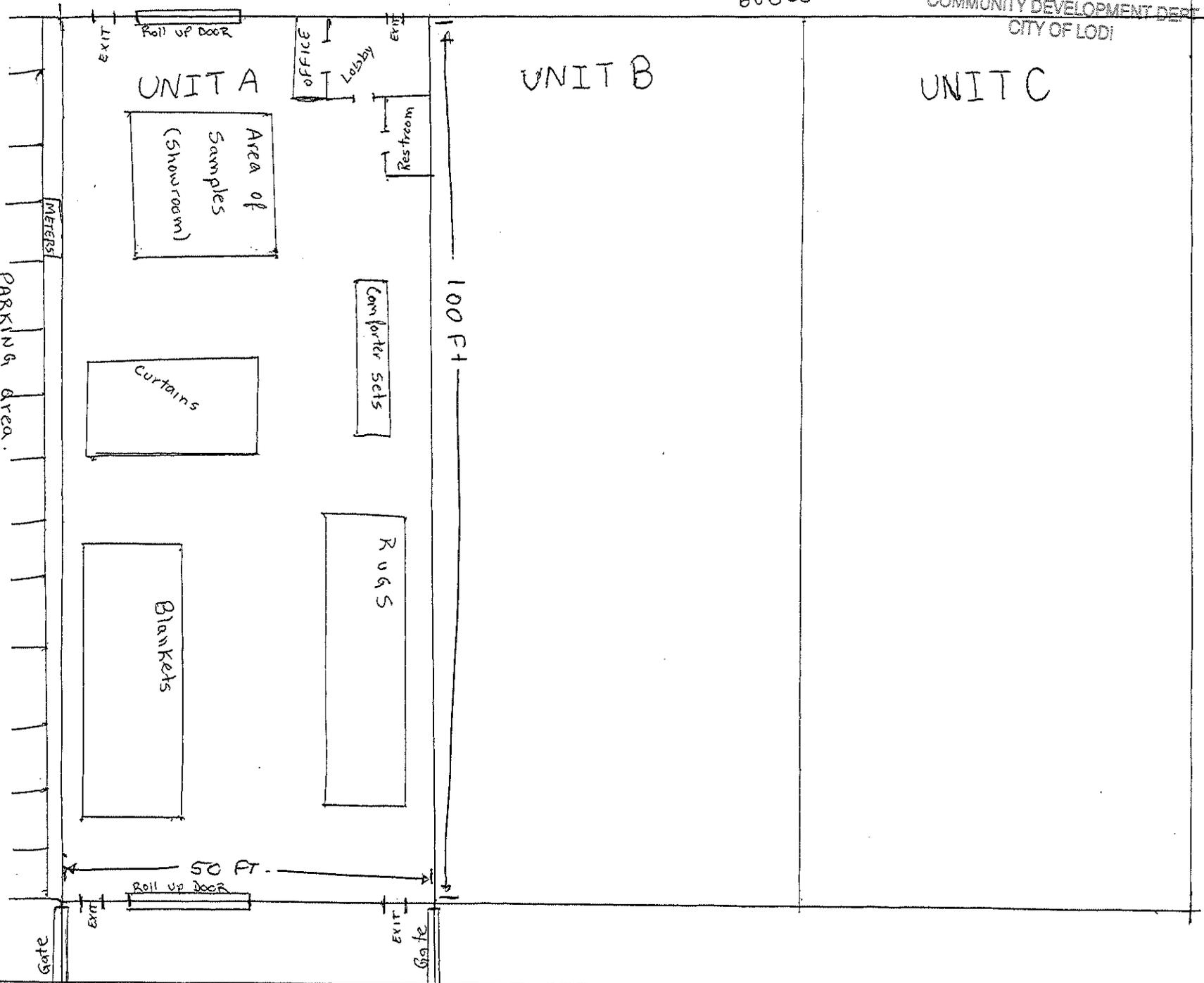
RECEIVED

JAN 15 2010

IBRAHIM CO.

BUBCO

COMMUNITY DEVELOPMENT DEPT  
CITY OF LODI



4-5 STOKTON ST  
4-2

AC10-0007

## About Go Green Recycling INC.

Go Green recycling was established in 2007, we are continuously striving with one goal of serving the San Joaquin County areas. We are proud to announce that, we have very high customer SATISFACTION RATING. We are committed to providing top notch customer services to our clients. We are creating jobs and revenue in this county. One of the most satisfying contributions and aspects of Go Green Recycling is protecting the environment of the planet Earth by recycling the things that create jobs and revenue for the citizens of this nation.

We accept C.R.V materiel's such as: Aluminum, Bi-Metal- Glass, and Plastic. We have the best, cleanest, honest, friendly, and safe locations where we service our valuable customers. Go Green Recycling Inc. has grown to 5 locations since 2007.

We also accept copper, brass, and scrap aluminum. The materials we accept must have appropriate sizes which can fit in our recycling bins and storage boxes. We do not accept over- sized / large materials or any contaminated materials. We accept recyclable copper, brass, and scrap items from plumbers and electricians who cannot reuse them.

Go Green Recycling has the best and safest setup to purchase the recyclable materials:

1. They sort the materials into 32 gallon recycling bins.
2. We will weight the materials and provide a receipt for payout.
3. We store the materials in to 4'x4'x4' Gaylord boxes (storage maximum height 4 feet).
4. When we have 10 full boxes of materials, we will call for a pickup.
5. One of the assigned managers checks all the facilities daily to make sure they are clean and safe.

For further information please visit our website [www.ggre recycling.net](http://www.ggre recycling.net).

If you have any questions, please contact Fawad Ebrahimi, the owner of this company at 510-714-7545.

Other Go Green Recycling Locations are listed below:

2214 Robindale Avenue, Stockton CA, 95205

45 West Grant Line Road, Tracy CA, 95376

4931 Cloutier Drive, Salida CA, 95368

1807 West Douglas Road, Stockton CA, 95209

2066 West Yosemite Ave, Manteca CA

**RESOLUTION NO. P.C. 11-**

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF LODI FOR APPROVAL OF THE REQUEST OF GO GREEN RECYCLING CENTER FOR A USE PERMIT TO ALLOW A WAREHOUSING AND STORAGE USE FOR RECYCLED MATERIALS, INCLUDING CALIFORNIA REDEMPTION VALUE (CRV), CARDBOARD, SCRAP METAL AND ELECTRONIC WASTE AT 1803 SOUTH STOCKTON STREET**

**WHEREAS**, the Planning Commission of the City of Lodi has heretofore held a duly noticed public hearing, as required by law, on the requested Use Permit, in accordance with the Lodi Municipal Code, Section 17.72.070; and

**WHEREAS**, the project site is located at 1803 South Stockton Street, Lodi, CA 95240 (APN: 062-190-17); and

**WHEREAS**, the project site has a General Plan designation of Industrial and is zoned M-2, Heavy Industrial; and

**WHEREAS**, the project site owners are Maxwell Properties, 20632 Vercelli Way, Porter Ranch, CA 91326; and

**WHEREAS**, the project proponent is Fawad Ebrahimi, on behalf of Go Green Recycling Center, 1803 South Stockton Street, Lodi, CA 95240; and

**WHEREAS**, the requested Use Permit to allow a warehousing and storage use for recycled materials, including California Redemption Value (CRV), cardboard, scrap metal and electronic waste at 1803 South Stockton Street is an enforcement action in accordance with the City of Lodi Zoning Ordinance; and

**WHEREAS**, pursuant to the California Environmental Quality Act of 1970, and State Guidelines thereto; this project has been found to be categorically exempt from CEQA per Article 19 §15321, Class 21 (a) (2); and

**WHEREAS**, pursuant to City of Lodi Zoning Ordinance § 17.72.110, this resolution becomes effective ten (10) business days from its adoption in the absence of the filing of an appeal; and

**WHEREAS**, all legal prerequisites to the adoption of this Resolution have occurred; and

Based upon the evidence within the staff report and project file the Planning Commission finds:

1. The project was found to be Categorical Exempt according to the California Environmental Quality Act, Article 19 §15321, Class 21 (a) (2). The project is classified as an "Enforcement action by regulatory agencies" because it is the "adoption of an administrative decision or order enforcing or revoking the lease, permit, license, certificate, or entitlement for use or enforcing the general rule, standard, or objective." No significant environmental impacts are anticipated and no mitigation measures have been required.
2. The proposed business seeks to establish a warehousing and storage use for recycled materials, including California Redemption Value (CRV), cardboard, scrap metal and electronic waste at 1803 South Stockton Street is a permitted use in the Heavy Industrial (M-2) zoning District, in which small collection recycling centers area allowed as permitted land uses. The site is suitable and adequate for the proposed use.
3. The proposed use is consistent with the General Plan because commercial uses such as the one being proposed are permitted in accordance with Land Use Policy subject to a discretionary review.
4. The proposed use will not adversely affect the preservation of property values in that the use will occupy a currently vacant tenant building and in that the use is similar to previous uses of the property.
5. The proposed use is not detrimental to the health, safety and general welfare of the City in that the applicant is permitted to collect, process and store recyclable materials.

6. The proposed use would not have a substantial adverse economic effect on nearby uses because operation of the proposed business in accordance with applicable laws and under the conditions of this Use Permit is anticipated to be an economic benefit to the community.
7. The conditions and the restriction of this Use Permit are consistent with the General Plan, and the proposed use will not cause the operation of the conditional use to be detrimental to the welfare of persons or properties working, residing, or otherwise existing in the adjacent areas.
8. The proposed use can be compatible with the surrounding use and neighborhood if the business is conducted properly and if the Applicant/Operator works with neighboring businesses and residents to resolve any problems that may occur.
9. The conditional use is subject to and must comply with specific local conditions and additional regulations as deemed necessary by other regulatory or permit authorities. The approval does not relieve the applicant from an obligation to obtain any state or federal permits for recycling facilities.

**NOW, THEREFORE, BE IT DETERMINED AND RESOLVED** by the Planning Commission of the City of Lodi that Use Permit Application No. 11-U-12 is hereby approved, subject to the following conditions:

Community Development Department, Planning:

1. The project proponent/applicant and/or developer and/or successors in interest and management shall, at their sole expense, defend, indemnify and hold harmless the City of Lodi, its agents, officers, directors and employees, from and against all claims, actions, damages, losses, or expenses of every type and description, including but not limited to payment of attorneys' fees and costs, by reason of, or arising out of, this development approval. The obligation to defend, indemnify and hold harmless shall include, but is not limited to, any action to arbitrate, attack, review, set aside, void or annul this Use Permit approval on any grounds whatsoever. The City of Lodi shall promptly notify the developer of any such claim, action, or proceeding and shall cooperate fully in the defense.
2. The project proponent/applicant and/or developer and/or successors in interest and management shall maintain the project site free of litter, shopping-carts or any other undesirable materials and shall be cleaned of loose debris on a daily basis.
3. The project proponent/applicant and/or developer and/or successors in interest and management shall be responsible for picking up all litter and waste material within any public or private right-of-way within 300 feet of the tenant space boundaries.
4. There shall be no outdoor storage of recyclable materials, pallets, bales, etc., except during loading and unloading activities.
5. Any equipment used for the business shall comply with the Noise Ordinance. If complaints are received and verified by the City regarding noise from equipment associated with the facility, the applicant/operator and/or successors in interest and management shall mitigate and/or make any necessary modifications so noise levels comply with acceptable standards identified in the City's General Plan.
6. Noise levels shall not exceed sixty-five (65) dBA, as measured from the outside wall of the proposed tenant space. The business hours of operation shall be from 10:00 a.m. to 5:30 p.m., Monday through Saturday, unless modified in writing and approved by the Planning Division. All business related to the facility, including removal recyclable materials shall be within these approved hours.
7. Provided that the project proponent/applicant and/or developer and/or successors in interest and management comply with the noise limitations above, power-driven processing, including aluminum foil and can compacting, plastic shredding, or other light processing activities may be undertaken as necessary for efficient transport and storage of materials.
8. All existing temporary striping in the parking lot shall be replaced with permanent striping per City Standard Plan 134. The striping plan shall be submitted as part of the Tenant Improvement plans.
9. The applicant/operator and/or successors in interest and management shall operate the project in strict compliance with the approvals granted herein, City standards, laws, and ordinances, and in compliance with all State and Federal laws, regulations, and standards. In the event of a conflict

between City laws and standards and a State or Federal law, regulation, or standard, the stricter or higher standard shall control.

- 10. The applicant/operator and/or successors in interest and management shall not accept, process, handle any hazardous materials as defined by LMC 8.20.010.
- 11. Subsequent modifications of this approval, which do not intensify the use, including but not limited to alteration of parking and circulation design, minor changes to the conditions of approval, interpretations of the conditions of approval relative to intent, necessity of, and timing, may be approved by the Community Development Director, unless the Community Development Director requires a Substantial Conformance or Revised Permit application in accordance with the Zoning Ordinance.
- 12. In the event the use hereby permitted under this permit is: (a) found to be in violation of the terms and conditions of this permit; (b) found to have been obtained by fraud or perjured testimony; or (c) found to be detrimental to the public health, safety or general welfare, or a public nuisance; this permit shall be subject to the revocation procedures in accordance with the City of Lodi Municipal Code.
- 13. The Lodi Police Department may, at any time, request that the Planning Commission conduct a hearing on the Use Permit for the purpose of amending or adding new conditions to the Use Permit or to consider revocation of the Use Permit if the Use Permit becomes a serious policing problem.
- 14. At all times during the conduct of the use(s) allowed by this permit, the use(s) shall maintain and keep in effect valid licensing from appropriate local, state and/or federal agencies as required by law. Should such required licensing be denied, expire or lapse at any time in the future, this permit shall become null and void.
- 15. Any sign(s) shall require a building permit from the Community Development Department. Said sign(s) shall be in full compliance with the City of Lodi Sign Ordinance and any applicable master sign program for the subject site.
- 16. All outstanding code violations shall be corrected and the property brought into full compliance prior to issuance Certificate of Occupancy
- 17. Any fees due the City of Lodi for processing this Project shall be paid to the City within thirty (30) calendar days of final action by the approval authority. Failure to pay such outstanding fees within the time specified shall invalidate any approval or conditional approval granted. No permits, site work, or other actions authorized by this action shall be processed by the City, nor permitted, authorized or commenced until all outstanding fees are paid to the City.
- 18. An operational permit shall be required from the Lodi Fire Department for the operation of the recycling center. 2010 CFC, Section 105.6.45. Please contact the Lodi Fire Prevention Bureau at 25 East Pine Street, Lodi - (209) 333-6735.
- 19. No variance from any City of Lodi adopted code, policy or specification is granted or implied by this approval.

**Dated: June 8, 2011**

I certify that Resolution No. 11- was passed and adopted by the Planning Commission of the City of Lodi at a regular meeting held on June 8, 2011 by the following vote:

AYES:           Commissioners:  
 NOES:           Commissioners:  
 ABSENT:       Commissioners:

**ATTEST** \_\_\_\_\_  
 Secretary, Planning Commission

Use Permit to add outdoor seating to an existing Type 48 ABC License  
@ 310 North California Street - Christian Cole/Thirsty Inc.

# Item 3b.

**CITY OF LODI  
PLANNING COMMISSION  
Staff Report**

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**MEETING DATE:** June 8, 2011

**APPLICATION NO:** Use Permit: 11-U-06

**REQUEST:** Request for Planning Commission approval of a Use Permit to allow outdoor seating/standing and drinking area at California Street Pub (formerly Barking Dog) in conjunction with their existing Type-48 On-Sale General ABC license at 302 North California Street (Applicant: Christian Cole, on behalf of Thirsty Inc., dba California Street Pub. File Number: 11-U-06.)

**LOCATION:** 302 North California Street  
APN: 037-250-05  
Lodi, CA 95240

**PROPERTY OWNER:** Cathern Hawkins TR  
440 Stasal Avenue  
Jackson, CA 95642

**APPLICANT:** Christian Cole, on behalf of Thirsty Inc., dba California Street Pub.  
310 North California Street  
Lodi, CA 95240

**RECOMMENDATION**

Staff recommends the Planning Commission deny the requested Use Permit based on findings in the attached resolution.

**PROJECT/AREA DESCRIPTION**

**General Plan Designation:** GC, General Commercial

**Zoning Designation:** C-2, General Commercial

**Property Size:** 27,675 sq. ft. sq.

The adjacent zoning and land use are as follows:

**North:** C-2, General Commercial. The existing uses north of the project site are developed with residential uses.

**South:** RE-1, Single Family Residences. The area immediately south of the project site contains a variety of residential uses.

**East:** C-2, General Commercial.

**West:** C-2, Neighborhood Commercial. A variety of commercial uses and the area further west of the project site consists of single family residences. There is only approximately 150-ft of distance between the project site and the residences to the west.

**SUMMARY**

The applicant is proposing to expand an existing bar/pub to include outdoor seating and serving area with sales of alcoholic beverages for on-site consumption. The bar, California Street Pub formerly known as Barking Dog, currently holds a Type-48 On-Sale General ABC license that predates the City's Use Permit requirement. As such, their serving area is limited to the building envelop. However,

the owner, Mr. Christian Cole, would like to utilize the patio for serving and consumption of alcohol. According to the applicant the outdoor seating area would measure approximately 1,300 sq. ft and would feature full-service bar. It would be open until 2:00 a.m. As proposed, the outdoor area would seat approximately 40 people. Under the Lodi Municipal Code, bars, nightclubs, and restaurants that wish to sell alcohol are subject to the approval of a discretionary permit by the Planning Commission as a conditional use. The purpose of a Use Permit is to allow the proper integration of uses into the community which may only be suitable in specific locations in a zoning district, or only if such uses are designed and operated in a particular manner on the site or subjected to a specific set of operating conditions. The Planning Commission may either deny this application or approve it with conditions it deems necessary. However, staff recommends that Planning Commission deny the Use Permit request due to site incompatibility, call for police services, and recent history of the bar's conduct, which has severely undermined the public's peace, safety and welfare.

## **BACKGROUND**

The current owner purchased the bar in the fall of 2009. At that time, the bar was known as the Barking Dog and offered live entertainment services during limited hours. Staff informed the applicant any material expansion or alteration of the nature of the business or alteration of the premises would require City permits, including a Use Permit (Attachment F). Since the date of that letter, the applicant installed various improvements without necessary permits in violation of the City Codes. Improvements installed effectively created an expanded serving area in the patio. City staff learned of this development via an interview published on the Lodi Sentinel on Friday, February 19, 2010. City staff informed the applicant that improvements installed require City review and approval. The applicant did not respond to the City until July 6, 2010 when they submitted a building permit to convert the patio to bar service area. This building permit sought to address installation of a 7-ft fence constructed without a permit. The applicant was informed to make revisions to the plans.

On July 20, 2010, the City received a transmittal letter from the Department of Alcoholic Beverage Control (ABC) to review and approve the applicant's request to utilize the patio as serving area (attachment G). Staff informed ABC that the use of the patio area as serving area constituted material expansion of the bar and, therefore, required a Use Permit review and approval by the Planning Commission (Attachment H).

On Tuesday, October 5, 2010, the Lodi Sentinel published an article regarding the business in which the applicant discusses in detail the availability of food service in conjunction with the bar operation (attachment I). City staff initiated investigation of the latest developments and learned that the applicant installed a substandard kitchen. Staff sent a notice to the applicant on October 14, 2010 (attachment J) to install commercial grade kitchen with appropriate permits if they wished to continue to serve food. Staff contacted the County Environmental Health Department to ascertain whether or not the agency had an opportunity to review the applicant's food service operations in conjunction with the bar operation. The Environmental Health Department provided the City with their records which effectively demonstrate there has never been a commercial kitchen at the project site, despite the applicant's assertions (attachment K).

On October 14, 2010, the applicant was issued a Notice of Order for various outstanding and additional violations which ranged from installation of a kitchen, to loud music, unruly patrons, to a need to submit a Use Permit to use the patio as an expansion of the bar. At the request of City staff, the applicant met with the City staff on October 15, 2010 to discuss all outstanding matters. City staff stressed to the applicant the need to comply with all City and State requirements governing bars, food services, and building code matters. The applicant submitted revised plans on March 3, 2011, two days before the permit expired. The revised plans were deemed incomplete and returned to the applicant to make corrections. He then submitted revised plans on May 11, 2011 and those plans were approved on May 19, 2011. The approved plans only relate to the fence and installation of concrete in the back patio area. It does not authorize the sale of alcohol in the patio area. It should

also be noted the applicant ceased to serve food some time ago, but staff isn't certain as to when this occurred. The applicant submitted a Use Permit on March 1, 2011.

## **ANALYSIS**

Site Layout: The site consists of neighborhood commercial center located at 310 North California Street, at the intersection of California Street and Lockeford Street. The site contains a single structure with multiple tenant spaces. The subject tenant space is located within the building that is located along the northern property line, facing Hutchins Street. The majority of storefronts face the parking lot which faces Lockeford Street and California Street. The parcels to the south are comprised of various types of residences. The two parcels to the west are commercial uses but parcels beyond those two commercial lots are exclusively residential. Parcels to the north (beyond Hutchins Street) are all residential. The nearest residential zone is located approximately 60-feet from the project parcel (attachment L).

Floor Plan: The existing floor plan consists of bar area, bathrooms, storage, office, a DJ booth and other accessory rooms. Although not shown on the floor plan, the bar includes a dancing stage within the building. According to approved maximum room occupancy per the Lodi Fire Marshall, the bar (interior) maximum occupancy of 86 persons. The patio (in the rear) features removable beach-type chairs, barstools and tables. According to the California Building Code 2010, the patio area has maximum occupant load (capacity) of 71 persons. The applicant's Use Permit request relates to this area and it would be used to expand the building area.

Parking/Circulation: The project site provides 30 onsite common parking spaces. These parking spaces are shared amongst the tenants. Access to the parking spaces are provided from Lockeford Street and California Street. Parking requirements for neighborhood commercial centers are based on a flat rate for all uses in the center, and not by describing each use in the center individually, unless the center has a high concentration of uses with similar peak hours of operation. The City Code requires bars to provide one space for every four seats. The bar currently has 18 seats/chairs and, therefore, it is required to provide five spaces. Because of the different hours of operation amongst the various tenants, the 30 spaces are adequate during the day time when the bar is not open for business.

Staff notes that the bar currently has maximum room occupancy of 86 persons. However, the City's Zoning Ordinance calculates parking demands based on available seating rather than per square feet of floor area. Most jurisdictions use the latter formula as it accurately captures the parking demands. For example, as proposed, the patio area will add approximately 1,300-square-feet of seating area to the space. This new area will have a maximum occupancy load of 71 persons but would only provide 18 removable chairs. Based on the Municipal Code requirements, the project would have to provide additional 5 parking stalls (1/4 chairs). Even though the proposal nearly doubles the bar's occupancy capacity, the City's parking requirements fail to capture the actual parking demand. Based on the number of complaints staff has received from adjacent businesses, property owners and residents, the bar currently does not have sufficient onsite parking. Residential Neighbors to the south, in particular, have complained of bar patrons parking on the residential streets due to the lack of onsite parking spaces and making loud noises when they start their cars at late night hours. However, because of the grand-fathered-in status of the bar and the City's current parking demand calculation methodology in effect, there isn't much the City could do to address the parking shortage issues.

Commercial Entertainment: The establishment currently offers a full bar with entertainment on a daily basis until 2:00 am. For entertainment there are various "DJs", open microphone night, single musicians and singers, juke box, amplified music, live entertainment, karaoke, and patron dancing. In accordance with the requirements of the State Department of Alcoholic Beverage Control, the bar does not allow patrons under 21 years of age in the establishment.

### Project Review and Comments:

The applicant's project was referred to the Police, Fire and Building Departments for review and recommendation. The key issues related to approval of a billiard/pool halls, bars, taverns, and nightclubs involve the appropriateness of the location and whether or not such establishments can operate without detriment to nearby residential uses and general welfare of the surrounding area. The City of Lodi encourages the development of arts and culture and recognizes that entertainment establishments, such as nightclubs, support such activities. However, entertainment establishments that are not properly operated can create an environment with the potential for excessive noise generation and disorderly conduct by patrons, particularly at closing times, with resultant adverse public safety impacts on the surrounding businesses and residential communities. This has occurred with this bar on numerous occasions. The City has experienced a number of serious problems related to patron conduct and lack of effective management (see attachments M and N). Recent incidents have included physical fights involving multiple individuals, disturbances of the peace, and traffic violations. Other problems experienced include public drunkenness, vandalism of cars and businesses, public urination, and other illegal and disruptive activities. Noise impacts generated by late night traffic because of unruly patrons have caused surrounding residences to lodge complaints with the Lodi Police Department and ABC. For instance, the applicant submitted the Use Permit request on March 1, 2011. There have been a total of 34 calls for service to the Lodi Police Department since the application was submitted. The Lodi Police have had to spend an inordinate amount of time responding to these incidents to prevent and control major disturbances, which has affected other areas of the City by depleting the availability of police resources.

Staff recommends the Planning Commission deny the Use Permit request as the existing and proposed conditions do not mitigate all the concerns of incompatibility between the residential and commercial uses. Staff believes the project site is too close to residences, creating an incompatible mix of land uses. Noise from the bar has adversely impact nearby residences and businesses. Attached reports from the Lodi Police Department and ABC detail the amount of complaints from nearby residences. According to Section 17.72.070 of the Zoning Ordinance, Use Permit may be approved if the Planning Commission can make the following finding:

In granting any use permit, the Planning Commission shall find that the establishment, maintenance or conducting of the use will not, under the circumstances of the particular case, be detrimental to the health, morals, comfort or welfare of persons residing or working in the neighborhood of the proposed use, or to property or improvements in the neighborhood, or will not be contrary to the general public welfare (LMC 17.72.080).

In staff's opinion, the finding necessary to approve the Use Permit request cannot be made due to the conduct of the bar. On March 23, 2011, the applicant admitted he violated the ABC's requirements and offered to pay a fine in lieu of suspension. However, ABC declined the applicant's offer and decided to suspend the license for 15 days and that the beginning date of suspension will be announced according to ABC's requirements. On May 22, 2011, the Lodi Police Department responded to a report of a large fight in the parking lot. Upon arrival, they arrested three people, including one who fled to nearby residence by jumping over a fence. These types of incidents occur with alarming frequency due to the bar's patrons and lack of effective management. Therefore, staff recommends the Commission deny the Use Permit request.

### **ENVIRONMENTAL ASSESSMENTS**

The project was found to be Categorically Exempt according to the California Environmental Quality Act, Article 19 §15321, Class 21 (a) (2). The project is classified as an "Enforcement action by regulatory agencies" because it is the "adoption of an administrative decision or order enforcing or revoking the lease, permit, license, certificate, or entitlement for use or enforcing the general rule, standard, or objective." No significant environmental impacts are anticipated and no mitigation measures have been required.

**PUBLIC HEARING NOTICE:**

Legal Notice for the Use Permit was published on May 28, 2011. Forty-nine (47) public hearing notices were sent to all property owners of record within a 300-foot radius of the project site as required by California State Law §65091 (a) 3. Public notice also was mailed to interested parties who had expressed their interest of the project. Staff received total of 7 protest letters (Attachment O).

**ALTERNATIVE PLANNING COMMISSION ACTIONS:**

- Approve with additional/different conditions
- Deny the SPARC request
- Continue the request

Respectfully Submitted,

Concur,

Immanuel Bereket  
Assistant Planner

Konradt Bartlam  
Community Development Director

**ATTACHMENTS:**

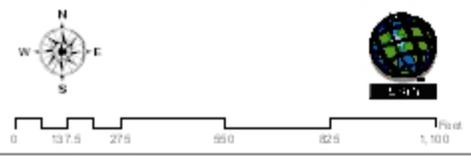
- A. Vicinity Map
- B. Aerial Photo
- C. Site Plan
- D. Floor Plan
- E. Correspondence with the applicant
- F. Code Violation letter dated March 31, 2010
- G. ABC Transmittal Letter
- H. Staff Correspondence with ABC
- I. Lodi Sentinel Article
- J. Code Violation letter dated October 14, 2010
- K. Department of Environmental Health Records
- L. Zoning Map
- M. ABC Reports
- N. Police Department Records
- O. Protest Letters
- P. Resolution

# ATTACHMENT A - D



**Site Map**  
 California Street Pub  
 302 North California Street  
 APN: 037-250-05  
 Lodi, CA 95240

**Legend**  
 Barking Dog





**Aerial Map**  
California Street Pub  
302 North California Street  
APN: 037-250-05  
Lodi, CA 95240

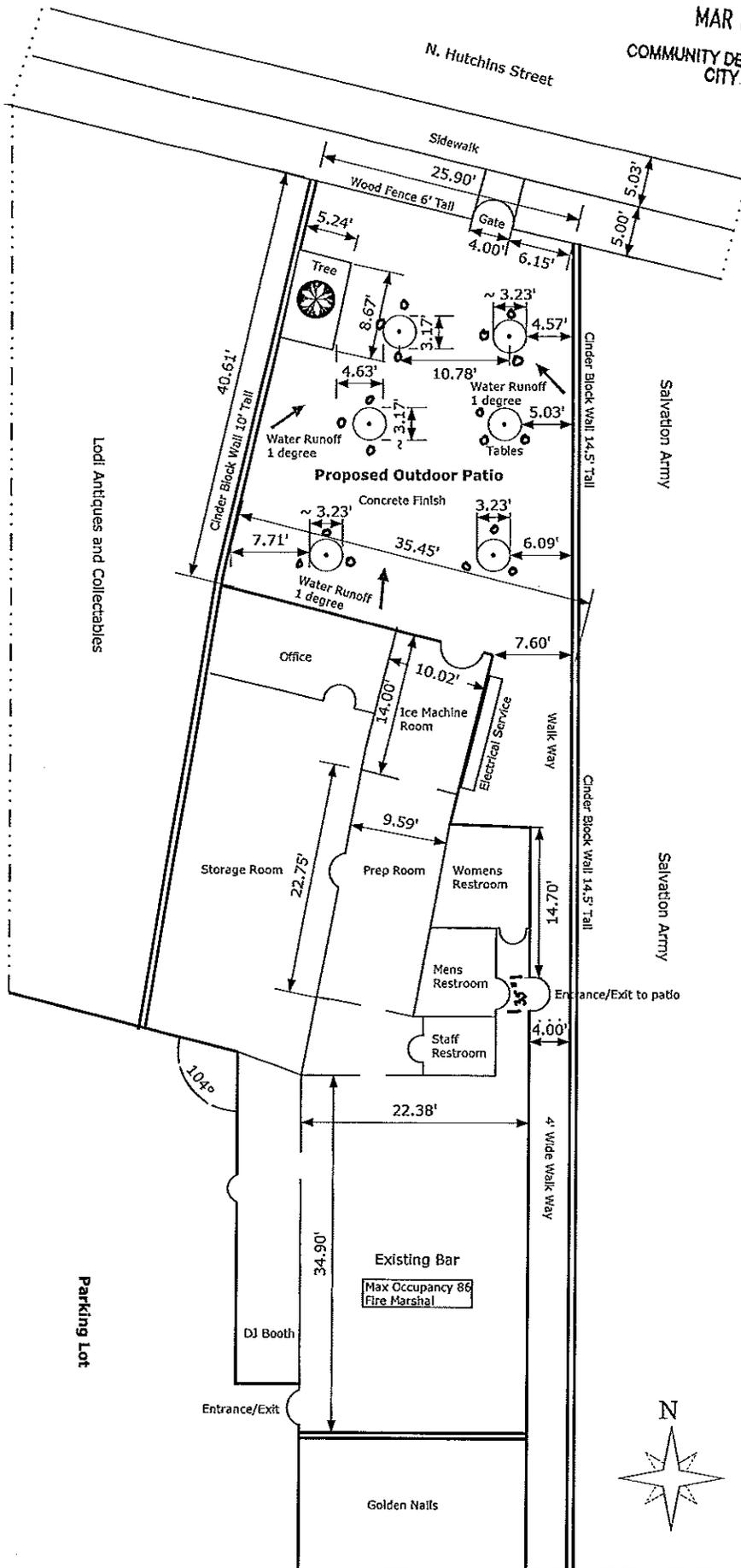
**Legend**

 Barking Dog

RECEIVED

MAR 01 2011

COMMUNITY DEVELOPMENT DEPT  
CITY OF LODI



California Street Pub Site Plan and Floor Plan  
 302 N California ST Lodi  
 APN: 37-250-05

○ = Guest Tables  
 ○ = chair

ATTACHMENT  
E - H

CITY COUNCIL

PHIL KATZAKIAN, Mayor  
SUSAN HITCHCOCK,  
Mayor Pro Tempore  
LARRY D. HANSEN  
BOB JOHNSON  
JOANNE MOUNCE

# CITY OF LODI

Community Development Department

CITY HALL, 221 WEST PINE STREET

P.O. BOX 3006

LODI, CALIFORNIA 95241-1910

(209) 333-6714 – Building

(209) 333-6711 – Planning & Neighborhood Services

(209) 333-6842 - Fax

[www.lodi.gov](http://www.lodi.gov)

KONRADT BARTLAM  
Interim City Manager

RANDI JOHL, City Clerk

D. STEPHEN SCHWABAUER  
City Attorney

May 20, 2010

Greg Stanley  
302 North California Street  
Lodi, CA 95240

Subject: Barking Dog/California Street PUB Live Entertainment Ordinance Violation

Dear Mr. Stanley,

Based on available records, a bar under different ownerships and names has been at this location at least prior to 1990 when bars became subject to Use Permits. This bar does not have an approved Use Permit, and is therefore a legal-nonconforming use, and as such, any material expansion or alteration of the business and/or premises is subject to a Use Permit.

In November of 2009, as a result of complaints received by the Police Department and Code Enforcement, it was learned that Barking Dog was providing live entertainment beyond the building envelop and scope of hours without an approved Live Entertainment Use Permit. The business owners were notified November 2009 that a Live Entertainment Use Permit is required for live entertainment. No application has been filed as of the date of this letter. Please file a completed Use Permit application with the City for review and approval.

If you have any questions, please feel free to contact me at 209-333-6711 or at the address listed above.

Sincerely,



Immanuel Bereket  
Associate Planner

Cc: State Department of Alcoholic Beverage Control  
Nancy Baker, Lodi Police Department

June 3, 2010

Mr. Immanuel Bereket  
Associate Planner  
City of Lodi  
221 W. Pine Street  
Lodi, CA 95241

Re: Barking Dog/California Street Pub Live Entertainment Ordinance Violation

Dear Mr. Bereket:

Thank you for taking the time to discuss your violation notice dated May 20, 2010 for the subject property.

California Street Pub would like to state that they have not violated the ordinance by having any type of live entertainment outside the building envelope. There is not a DJ in the backyard nor is there any dancing. Patrons do use the backyard to smoke, as opposed to smoking out front of the bar in an effort to minimize noise that can affect the residential neighbors.

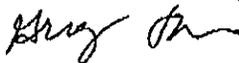
Since the meeting with the surrounding residential neighbors and the Lodi Police Department in April of this year, the California Street Pub is unaware of any noise complaints lodged against them. We have made concerted efforts to minimize noise outside the bar wherever possible. The security personnel have been patrolling the parking lot to ensure patrons are not noisy when they leave the bar.

California Street Pub is committed to making efforts to minimize noise that potentially may bother their residential neighbors and is also committed to being a "good neighbor".

California Street Pub plans to apply for a use permit for the backyard area of the bar by September 30, 2010 or before. We appreciate that the city has made efforts to work with us and would like to continue that partnership.

Please feel free to contact me should you have any further issues or concerns.

Thank you,



Gregory M. Stanley

cc: State Department of Alcoholic Beverage Control  
Nancy Baker, Lodi Police Department, Code Enforcement



Lodi Police Department  
215 West Elm Street  
Lodi, CA 95240  
(209) 333-6823 / (209) 333-6792 fax

**NOTICE OF VIOLATION  
& INTENT TO ABATE**

March 31, 2010

COPY

Cathern Hawkins TR  
440 Stasal Ave  
Jackson, CA 95642

**SUBJECT ADDRESS: 302 N California St-PARCEL NO. 037-250-05**

It has come to the attention of this department that the following violations exist at the above-mentioned address:

1. The storage area behind the California Street Pub has been developed to provide additional area for customers, which includes a new fence, without the necessary building permits and approvals. These improvements change the current permitted use for this business and require building permits and planning approvals. Please contact the City of Lodi Building and Planning Department to obtain the necessary permits and approvals for your improvements.  
**Lodi Municipal Code Section 15.04.060(A)**
2. All dumpster bin storage and refuse collection areas shall be screened from public view by a concrete block or masonry wall or in such a manner so that it is not visible from abutting public right-of-ways, excluding alleys. All storage and collection areas and enclosures shall be maintained in a sanitary condition and walls, roof coverings and doors to enclosures must be maintained in good condition and must be in working order. Please contact the City of Lodi Building and Planning Department to obtain the required permits and approvals to construct an enclosure for the garbage bins for this property that are currently located I the street behind the business.  
**Lodi Municipal Code Section 17.57.180**

The aforementioned item(s) must be removed by May 3, 2010 or the condition will abated by the City of Lodi. All costs for the abatement action will be billed to you, along with any Administrative fines and Non-Compliance Fees.

The consequences for failure to comply with the Notice of Violation and Intent to Abate include, but are not limited to: criminal prosecution, civil injunction, administrative abatement, administrative citations, civil penalties, recordation of a Notice of Violation and the revocation of any existing permits and the withholding of future municipal permits. In addition, there is an assessment of fifty dollars per inspection for non-compliance.

Please contact our office at (209) 333-6800, extension 2080 to notify us that this violation has been corrected. Please clearly communicate the subject address and the nature of the violation when contacting this office.

**COPY**  
NANCY BAKER COMMUNITY IMPROVEMENT OFFICER  
COMMUNITY IMPROVEMENT UNIT  
LODI POLICE DEPARTMENT

cc: California Street Pub, tenant  
Street Files

**DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL**

31 East Channel Street, Room 168  
Stockton, CA 95202  
(209) 948-7739  
(209) 546-7853



July 20, 2010

**Lodi Planning Dept**  
221 W Pine Street  
Lodi CA 95240

The below listed licensee at a location in your jurisdiction has requested an expansion of their premises to sell alcoholic beverages.

**Licensee(s) Name:** THIRSTY

**Business Name:** Barking Dog

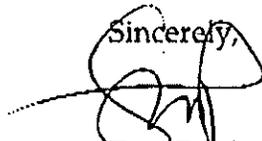
**Premises Address:** 312 N California St  
Lodi CA 95240

**Type of Business:** Bar/Lounge

**Type of License:** Type 48 (Beer, Wine, Distilled Spirits)

The new area includes an outdoor patio area. (See enclosed diagram).

If you have any questions or information regarding the expansion of the license, please contact me at (209) 948-7425 by August 21, 2010

Sincerely,  
  
 Tess Prado  
 LR II

Enc:  
Cc: Lodi PD

**COPY**

TO WHOM IT MAY CONCERN

07/00/10

I would like to extend my licensed area to include my back patio. ~~The area~~ The patio is right off my back door. I

need this because I would be able to force people to smoke out door to help with the <sup>noise</sup> ~~noise~~ <sup>noise</sup>. It ~~would~~ <sup>would</sup> make it easier to get them to smoke out back if they could stand out here



482727

Department of Alcoholic Beverage Contr.  
**PLANNED OPERATION (RETAIL)**

**SECTION I - FOR ALL RETAIL APPLICANTS**

1. APPLICANT NAME(S) \_\_\_\_\_ 2. LICENSE TYPE(S)  
 48

3. PREMISES ADDRESS (Street number and name, city, zip code)  
 310 NORTH CALIFORNIA STREET LODI, CA 95240

4. NEAREST CROSS STREET  
 LOCK FORD

5. TYPE OF BUSINESS (Choose one that best describes the planned operation)

<input type="checkbox"/> Full Service Restaurant	<input type="checkbox"/> Cafeteria/Hofbrau	<input type="checkbox"/> Cocktail Lounge	<input type="checkbox"/> Private Club
<input type="checkbox"/> Deli or Specialty Restaurant	<input type="checkbox"/> Comedy Club	<input type="checkbox"/> Night Club	<input type="checkbox"/> Veterans Club
<input type="checkbox"/> Cafe/Coffee Shop	<input type="checkbox"/> Brew Pub	<input type="checkbox"/> Tavern	<input type="checkbox"/> Fraternal Club
<input type="checkbox"/> Bed & Breakfast	<input type="checkbox"/> Theater	<input type="checkbox"/> Wine Tasting Room	
<input type="checkbox"/> Supermarket	<input type="checkbox"/> Membership Store	<input type="checkbox"/> Service Station	<input type="checkbox"/> Swap Meet/Flea Market
<input type="checkbox"/> Liquor Store	<input type="checkbox"/> Department Store	<input type="checkbox"/> Convenience Market	<input type="checkbox"/> Drive-in Dairy
<input type="checkbox"/> Variety/Drug Store	<input type="checkbox"/> Gift Shop/Florist	<input type="checkbox"/> Convenience Market w/Gasoline	
<input type="checkbox"/> Other - describe: _____			

6. PATRON CAPACITY  
 72

7. SURROUNDING AREA  
 Commercial  Rural  
 Residential  Industrial  
 Other \_\_\_\_\_

8. PREMISES IS LOCATED IN  
 Free Standing Building  
 Shopping Center (Name): \_\_\_\_\_  
 10 Units or Less  More than 10 Units

9. FOOD SERVICE  
 None  Minimal  Full Meals

10. PARKING LOT?  
 Yes  No

11. PATIO?  
 Yes  No

12. WILL YOU HIRE A MANAGER? (Rule 57.5)  
 Yes  No

13. WILL YOU HAVE A FOOD LESSEE? (Rule 57.7)  
 Yes  No

14. MEAL TYPE  
 Dinner House  Seafood  
 Fast Food/Deli  Other: \_\_\_\_\_  
 Pizza/Pasta \_\_\_\_\_

15. TYPE OF FOOD  
 American  Greek  Indian  French  
 Chinese  Korean  Italian  Thai  
 Japanese  Other: \_\_\_\_\_

16. HOURS OF FOOD SERVICE  
 BREAKFAST HOURS From: \_\_\_\_\_ To: \_\_\_\_\_  
 LUNCH HOURS From: \_\_\_\_\_ To: \_\_\_\_\_  
 DINNER HOURS From: \_\_\_\_\_ To: \_\_\_\_\_

17. OPERATING HOURS

	Sunday	Monday	Tuesday	Wednesday	Thursday	Friday	Saturday
Opening Time	10:00	10:00	10:00	10:00	10:00	10:00	10:00
Closing Time	2:00 AM	2:00 AM	2:00 AM	2:AM	2:00 AM	2:00 AM	2:00 AM

18. ENTERTAINMENT (One or more may apply. Please describe any entertainment with an asterisk (\*) below)

<input type="checkbox"/> None	<input type="checkbox"/> *Amplified Music	<input checked="" type="checkbox"/> Patron Dancing	<input type="checkbox"/> Card Room
<input type="checkbox"/> Recorded Music	<input checked="" type="checkbox"/> *Live Entertainment	<input type="checkbox"/> Bikini/Topless/Exotic	<input type="checkbox"/> Movies
<input checked="" type="checkbox"/> Juke Box	<input type="checkbox"/> *Floor/Stage Shows	<input type="checkbox"/> Pool/Billiard Tables	<input type="checkbox"/> "Hot Spot"/Lottery
<input type="checkbox"/> *Other _____	<input checked="" type="checkbox"/> Karaoke	<input type="checkbox"/> *Amateur/Pro Sports Events	<input type="checkbox"/> Video/Coin-Operated Games

\*Description: \_\_\_\_\_

19. PREMISES IS LOCATED ON  
 Major Thoroughfare  Secondary Street  
 Other \_\_\_\_\_

20. TYPE OF STRUCTURE  
 Single Story  Two-Story  
 Multi-Story - Number of stories: \_\_\_\_\_

21. PASS-THROUGH WINDOW?  
 Yes  No

22. FIXED BARS?  
 Yes - how many: \_\_\_\_\_  No

23. WHAT PERCENTAGE OF YOUR TOTAL SALES WILL BE ALCOHOLIC BEVERAGES?  
 0% 100 %

24. INFORMATION GIVEN (R-27, R-107, Sec. 25612.5, Sec. 23790.5, etc.)  
 R107

25. DATE ENTERED INTO CABIN

FOR ABC USE ONLY

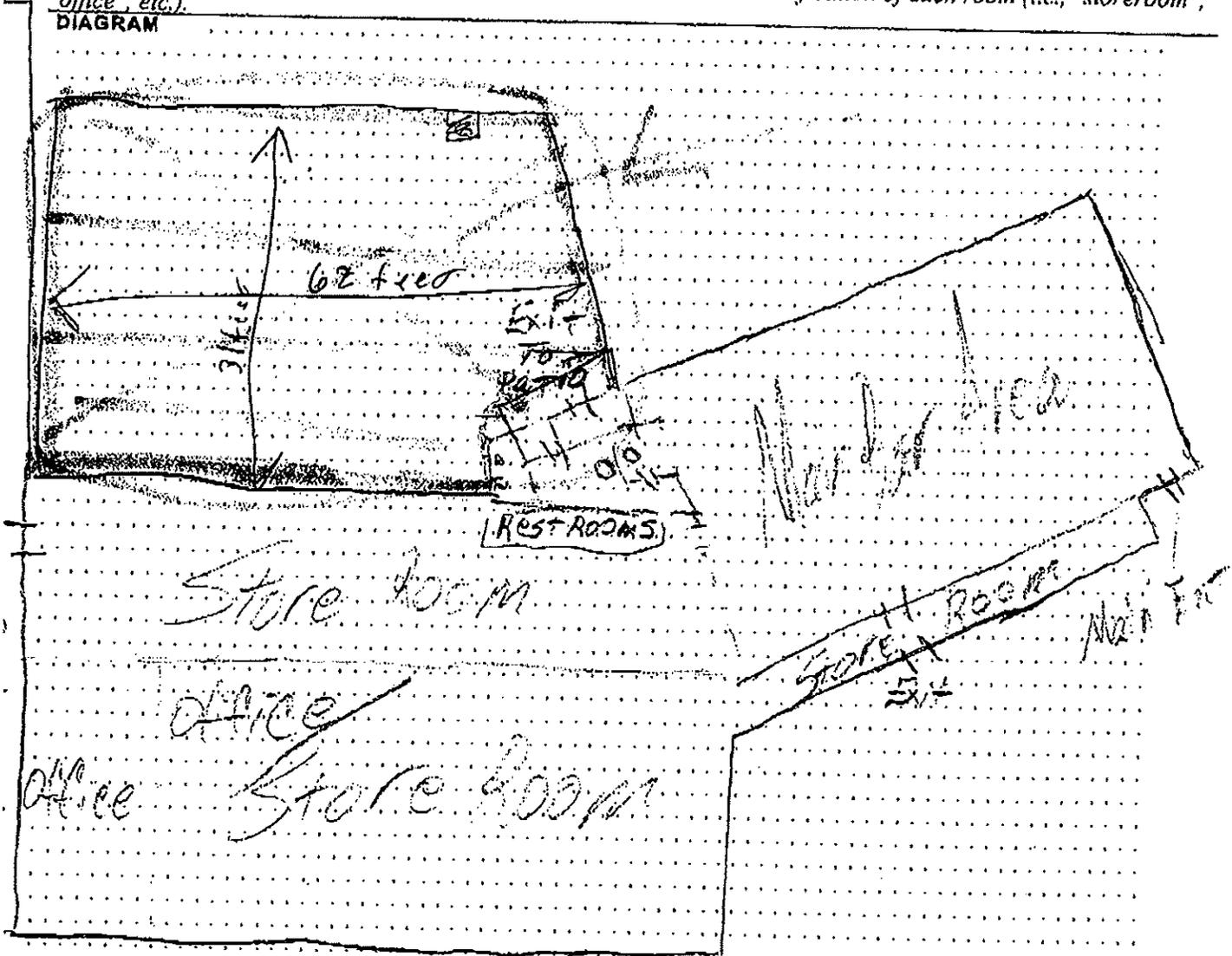
Department of Alcoholic Beverage Control  
**LICENSED PREMISES DIAGRAM (RETAIL)**

State of California

1. APPLICANT NAME (Last, first, middle) <i>Stanley Gregory Martel</i>	2. LICENSE TYPE <i>48</i>
3. PREMISES ADDRESS (Street number and name, city, zip code) <i>310 North California Street Lodi, CA 95242</i>	4. NEAREST CROSS STREET <i>Lockford</i>

The diagram below is a true and correct description of the entrances, exits, interior walls and exterior boundaries of the premises to be licensed, including dimensions and identification of each room (i.e., "storeroom", "office", etc.).

**DIAGRAM**



It is hereby declared that the above-described boundaries, entrances and planned operation as indicated on the reverse side, will not be changed without first notifying and securing prior written approval of the Department of Alcoholic Beverage Control. I declare under penalty of perjury that the foregoing is true and correct.

APPLICANT SIGNATURE (Only one signature required) <i>Stanley Martel</i>	DATE SIGNED <i>9-1-09</i>
<b>FOR ABC USE ONLY</b>	
CERTIFIED CORRECT (Signature)	INSPECTION DATE <i>10/10/09, 10/15/09</i>

CITY COUNCIL

PHIL KATZAKIAN, Mayor  
SUSAN HITCHCOCK,  
Mayor Pro Tempore  
LARRY D. HANSEN  
BOB JOHNSON  
JOANNE MOUNCE

# CITY OF LODI

## Community Development Department

CITY HALL, 221 WEST PINE STREET

P.O. BOX 3006

LODI, CALIFORNIA 95241-1910

(209) 333-6714 – Building

(209) 333-6711 – Planning & Neighborhood Services

(209) 333-6842 - Fax

www.lodi.gov

BLAIR KING, City Manager

RANDI JOHL, City Clerk

D. STEPHEN SCHWABAUER  
City Attorney

August 9, 2010

Attn: Tess Prado  
Department of Alcoholic Beverage Control  
31 East Channel Street  
Room 168  
Stockton, CA 95201

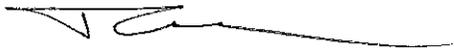
RE: Barking Dog Prem Expansion Request

Dear Ms. Prado,

The City of Lodi has reviewed your referral of an ABC application submitted by a bar called Barking Dog located at 312 North California Street, Lodi CA. Based on available records, a bar under different ownerships and names has been at this location at least prior to 1990 when bars became subject to Use Permits. This bar does not have an approved Use Permit, and is therefore a legal-nonconforming use, and as such, any material expansion or alteration of the business and/or premises is subject to a Use Permit. Their request to premise expansion is subject to issuance of a Use Permit by the City of Lodi.

Thank you for your cooperation in this matter. Please contact this office if you have any questions regarding this matter.

Sincerely,



Immanuel Bereket  
Associate Planner

Cc: Nancy Baker, Lodi Police Department  
Konradt Bartlam, Community Development Director

ATTACHMENT  
I - K

Lodi Funeral Home

725 S. Fairmont Ave | Lodi, CA 95240 | (209) 369-3564 | FD627

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Saturday June 4th – Sunday, June 5th, 9AM-9AM  
Lodi Grape Festival, 413 E. Lockford Street

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Home > Business

# California Street Pub offers dining seven days a week

Story Comments (3) Image (3) Share Print Font Size:

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Jordan Guinn/News-Sentinel

Silvia Rodriguez and Anthony Villasenor work inside the kitchen of California Street Pub on Friday, Oct. 1, 2010.

Buy this photo



Posted: Tuesday, October 5, 2010 12:00 am |  
Updated: 7:48 am, Tue Oct 5, 2010.

By Jordan Guinn  
News-Sentinel Staff Writer | 3 comments

On the backs of a classically trained chef pushing out food in a cramped kitchen, California Street Pub is positioning itself as a premier destination for pub grub in Lodi.

With recent Le Cordon Bleu Academy of Sacramento graduate Anthony Villasenor in charge of the kitchen, California Street Pub is looking to satisfy the hunger pangs of its customers with food made from fresh ingredients for a low price every night of the week. Since Villasenor's graduation several weeks ago, the pub has expanded its food offerings to every night.

Traditional pub food such as hot dogs are served, but more labor-intensive dishes such as carne asada quesadilla, pork tortas and

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## Associated Press Video



## Stocks

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## California Street Pub/ Pug Grub Taqueria at a glance

**Where:** 310 N. California St.

**What's available:** Tacos, tortas, chicken wings, nachos and more (to-go orders are also available).

**When:** 8 p.m. to 3 a.m. daily.

**Phone:** 224-8550 (bar/taqueria) 570-4988 (limo service).

Traditional pub food such as hot dogs are served, but more labor-intensive dishes such as carne asada quesadilla, pork tortas and caramel apples are also available. Coupled with the pub's limousine service to shuttle patrons between bars and safely home, the efforts are part of the bar's mission to provide a safe, clean and welcoming environment for its patrons.

"With California Street Pub, I created something I would want to go to and something I felt Lodi needed," said owner Christian Cole. "It's a place that is safe and where all your needs are met."

While the bar stops pouring drinks at 2 a.m., the food is churned out for another hour to help patrons have additional time to savor some hearty food and drink some non-alcoholic beverages.

Inside the 12-foot-long kitchen, barely wide enough for two people to stand in shoulder-to-shoulder, Villasenor and Silvia Rodriguez feverishly work to satisfy the cravings of customers.

Using a combination of Crock-Pots, store-bought griddles, outdoor barbecues and smokers, Villasenor and Cole created a culinary patchwork they are proud of.

"Piece-by-piece, it came together," Villasenor said.

The pub also features a Taco Tuesday promotion, in which tacos are on sale for 50 cents each. The evening can be one of the busiest nights of the week as customers look to take advantage of the economical prices, Villasenor said.

"Our biggest single order one night was 32 tacos," Rodriguez said.

The pub's homemade salsa, a fiery concoction of peppers and tomatoes, is also available for customers to take with them and enjoy at home.

While store-bought desserts like Drumsticks and It's-Its are available, the staff also creates homemade seasonal pies to satisfy the collective sweet teeth of its patrons.

As he plated some quesadillas and Rodriguez garnished the dish with fresh salsa during a rush Friday evening, Villasenor said the taqueria is part of the pub's main goal to provide clients with a welcoming environment where their cravings are satisfied and they can be secure both coming and going.

## Stocks



Nyse	8429.0498
▲ 42.71	▲ 0.51%
Nasd ETFs	275.48
▲ 1.06	▲ 0.04%
S&P 500	1337.06
▲ 5.96	▲ 0.45%
Russell 2K	836.26
UNCH	0.0
10Yr Bond	3.059
▼ 0.005	▼ 0.16%

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**310.451.0519**

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- ▶ Lodi Councilwoman JoAnne Mounce battles cancer, has positive outlook

homemade seasonal pies to satisfy the collective sweet tooth of its patrons.

As he plated some quesadillas and Rodriguez garnished the dish with fresh salsa during a rush Friday evening, Villasenor said the taqueria is part of the pub's main goal to provide clients with a welcoming environment where their cravings are satisfied and they can be secure both coming and going.

"We've done a lot of partying," said Villasenor. "We know what it takes to be safe and what you need to have a good time."

Contact reporter Jordan Guinn at [jordang@lodinews.com](mailto:jordang@lodinews.com).

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Posted in [Business, News](#) on *Tuesday, October 5, 2010 12:00 am. Updated: 7:48 am.*

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» [Teens killed in crash identified](#)

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## Calendar

May 2011						
Su	Mo	Tu	We	Th	Fr	Sa
1	2	3	4	5	6	7
8	9	10	11	12	13	14
15	16	17	18	19	20	21
22	23	24	25	26	27	28
29	30	31				
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## Rules of Conduct

1

**Use your real name.**  
You must register with your full first and last name before you can comment. (And don't pretend you're someone else.)

2

**Keep it clean.**  
Please avoid obscene, vulgar, lewd, racist or sexually oriented language.

3

**Don't threaten.**  
Threats of harming another person will not be tolerated.

5

**Be nice.**  
No racism, sexism or any sort of -ism that is degrading to another person.

6

**Stay on topic.**  
Make sure your comments are about the story. Don't flame each other.

7

**Tell us if the discussion is getting out of hand.**  
Use the 'Report' link on each comment to let us know of abusive posts.

# Iodinews.com

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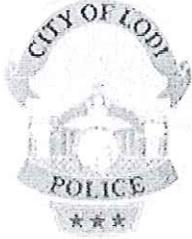
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[www.HertzRent2Buy.com](http://www.HertzRent2Buy.com)









**Lodi Police Department**  
 215 West Elm Street  
 Lodi, CA 95240  
 (209)333-6823/ (209)333-6792 fax

**NOTICE AND ORDER**

HAWKINS, CATHERN TR  
 440 STASAL AVE  
 JACKSON, CA 95642

RE: 302 N CALIFORNIA ST LODI, CA  
 APN: 037-250-05  
 Case No: CE-10-0004

October 14, 2010

Dear HAWKINS, CATHERN TR :

The following violations(s) of the Lodi Municipal Code (LMC), Uniform Housing Code (UHC), or the California Model Construction Codes (CBC, CPC, CEC, CMC), as adopted by the City of Lodi exist at **302 N CALIFORNIA ST. LODI, CA .**

Due to the conditions found at the time of inspection on **October 7, 2010**, it has been determined the building(s) must be repaired or demolished to comply with Lodi Municipal Code 15.28.062. A permit is required for repairs or demolition and must be obtained within 30 days of the date of this Notice and Order. All work must be completed within 180 days from the date the permit is issued. Failure to comply will result in an order being issued to vacate the property and the City of Lodi may proceed with repairs/demolition with the cost to be billed to the property and/or its owner.

Code Section	Corrective Action
LMC 15.08.060 (A): It shall be unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert, demolish, equip, use or maintain any plumbing or permit the same to be done in violation of this chapter. <div style="text-align: center; font-size: 48px; color: blue; opacity: 0.5; margin-top: 100px;">COPY</div>	The storage area behind the California Street Pub has been developed to provide an additional area for customers. To date cement work, installation of tables, chairs, counters and barbecues has occurred without the required building permit and/or approval. These improvements change the current permitted use for the California Street Pub which also requires a building permit and/or planning approval. Please contact the City of Lodi Building and Planning Divisions to obtain the necessary permits and/or appropriate use permit approvals for the improvements. The Building and Planning Divisions are located at 221 W Pine Street, Lodi.
LMC 15.08.060 (A): It shall be unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert, demolish, equip, use or maintain any plumbing or permit the same to be done in violation of this chapter.	A 6-1/2 foot fence has been constructed to enclose the rear storage area behind the California Street Pub which is now used as a customer seating area. Permit application B10-0446 was made on May 7, 2010, and remains in plan check. The application package was

	<p>returned June 1, 2010, for corrections and to date the application package has not been resubmitted. Please make the necessary corrections as requested and return the application package to the Building Division located at 221 W Pine Street, Lodi to complete the permit issuance process.</p>
<p>LMC 17.57.180 (A): The following regulations shall apply to the garbage, refuse, and recycling facilities on residential and commercial properties. Placement of such facilities within the public right-of-way is governed by Chapter 12.04 and Section 17.57.180 of this code: Roll-away and Portable Containers. All roll-away and other portable containers must be kept out of view from the public right-of-ways, excluding alleys, and may not be stored within the front yard setback.</p> <p style="text-align: center; font-size: 2em; color: blue; opacity: 0.5;">COPY</p>	<p>All dumpster bin storage and refuse collection areas shall be screened from public view by a concrete block or masonry wall or in such a manner so it is not visible from abutting public right-of-ways; excluding alleys. All storage, collection areas and enclosures shall be maintained in a sanitary condition. Walls, roof coverings and doors to enclosures must be maintained in good condition and must be in working order. Please contact the City of Lodi Building and Planning Divisions to obtain the required permits and/or approvals to construct the required enclosure for the garbage bins serving this property as the bins are currently located in the street behind the business which is an encroachment into the public right-of-way and is prohibited by ordinance. Remove all trash receptacles and/or bins from view of the public right-of-way as required.</p>
<p>LMC 15.08.060 (A): It shall be unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert, demolish, equip, use or maintain any plumbing or permit the same to be done in violation of this chapter.</p>	<p>Banner, a-frame, and neon signs have been installed at the property for the California Street Pub without the required building permits and/or Planning approvals. Apply for and obtain the appropriate building permit from the Building Division located at 221 W Pine Street, Lodi or remove the unpermitted signs. Permits are to be obtained prior to commencement of work.</p>
<p>LMC 15.08.060 (A): It shall be unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert, demolish, equip, use or maintain any plumbing or permit the same to be done in violation of this chapter.</p>	<p>Kitchen facilities have been installed to facilitate food service without the necessary building permits and/or approvals. Apply for and obtain the appropriate building permit from the Building Division located at 221 W Pine Street, Lodi. Permits are to be obtained prior to commencement of work.</p>
<p>LMC 15.08.060 (A): It shall be unlawful for any person, firm or corporation to erect, construct, enlarge, alter, repair, move, improve, remove, convert, demolish, equip, use or maintain any plumbing or permit the same to be done in violation of this chapter.</p>	<p>The California Street Pub is currently operating without the required finalization of the Authorization to Connect permit AC09-0061. To date the required certificate of occupancy has not been issued. Contact the City of Lodi Building Division located at 221 W Pine Street, Lodi to obtain the</p>

	necessary permits and inspections required to operate the California Street Pub.
LMC 3.01.020: Business taxes are imposed upon all businesses, professions, trades, vocations, enterprises, establishments, occupations or callings conducting business in the city to which a business tax may lawfully apply, in an amount established by resolution of the city council. It is unlawful for any person to transact and carry on any business, trade, vocation, enterprise, establishment, occupation or calling in the city not otherwise exempt without first having procured a business tax certificate from the city or complying with all of the applicable provisions of this chapter.	The required city of Lodi business tax certificate for this California Street Pub is currently inactive and has not been reactivated after the completion of fire repairs covered under Permit B10-0241 finalized April 15, 2010. Obtain the required business tax certificate from the Finance Department located at 310 W Elm Street, Lodi.

Any person having record title or interest in this property may appeal this Notice and Order in accordance with section §15.28.070 and Chapter 1.10., et. seq. of the Lodi Municipal Code. Appeals must be made in writing and submitted within 10 calendar days from the date of the notice mailing. The appeal application can be obtained at the Lodi Police Department at 215 W. Elm Street, Lodi, CA. There is a \$100 fee for filing an appeal due on completion of the appeal paperwork. Failure to file such an appeal in accordance with the provisions of section §15.28.070 of the Lodi municipal code shall constitute a waiver of all rights to an administrative hearing and adjudication of this Notice and Order or to any portion thereof.

Failure to voluntarily comply with this Notice and Order may result in criminal prosecution, administrative abatement, administrative citations, civil penalties, clouding the property title, revocation or withholding of any municipal permits. Administrative fees for continued enforcement activities on the above listed property will be assessed at \$50 per hour. Administrative penalties are \$100 for the first citation, up to \$350 for the second citation and up to \$800 for the third citation for each day the violations remain. All costs associated with these actions would be the responsibility of the property owner.

Maintenance of substandard housing may subject you to the loss of deductions for interest, depreciation, taxes, and amortization pursuant to the Revenue and Taxation Code of the State of California, section 17274.

If you have any questions regarding this matter, please contact Nancy Baker at (209) 333-6800, extension 2080.

Sincerely,

COPY

Nancy Baker  
Community Improvement Officer





209-333-6792 CITY OF LODI R  
**RECEIVED**

:25:47 p.m. 07-19-2010 1/1  
EHD LOG NUMBER

**SAN JOAQUIN COUNTY  
ENVIRONMENTAL HEALTH DEPARTMENT**

600 East Main St. Stockton, CA 95202-3029

Telephone: (209) 468-3420 Fax: (209) 464-0138 Web: www.sjgov.org/ehd

**55040**

ENVIRONMENTAL HEALTH  
PERMIT/SERVICES

**PUBLIC RECORDS RELEASE APPLICATION**

APPLICANT: NANCY BANER BUSINESS/AGENCY: CITY OF LODI POLICE DEPT.

ADDRESS: 215 W. ELM STREET CITY/STATE/ZIP: LODI, CA 95240

PHONE (1): 209-333-6800 ext. 2080 PHONE (2): 209-333-6823 FACSIMILE: 209-333-6792

TENTATIVE\* APPOINTMENT DATE: \_\_\_\_\_ Time: \_\_\_\_\_  
(Please allow 10 business days from date of application submittal - \*Tentative only - must be confirmed)

CHECK BOX TO EXPEDITE REQUEST - \$115 FEE (CASH OR CHECK ONLY) - REQUEST PROCESSED IN 3 BUSINESS DAYS

SIGNATURE OF APPLICANT [Signature] DATE 7-19-10

Electronic Information:  List  Map - Description: Asbestos Abatement Inspections conducted

FILE ADDRESS				EHD USE ONLY	
	Street #	Street Name	City		
1.	310	N. CALIFORNIA ST	LODI, CA	<input checked="" type="checkbox"/>	Unit 1
2.		(BARKING DOG/ CALIF STREET, PUB)		<input type="checkbox"/>	Unit 2
3.				<input type="checkbox"/>	Unit 3
4.				<input type="checkbox"/>	Unit 4
5.				<input type="checkbox"/>	Unit 5
6.				<input type="checkbox"/>	Unit 6
7.				<input type="checkbox"/>	Unit 6
8.				<input type="checkbox"/>	Unit 6
9.				<input type="checkbox"/>	Unit 6
10.				<input type="checkbox"/>	Unit 6

Specific Date Range of Information Requested: From \_\_\_\_\_ to \_\_\_\_\_

**ENVIRONMENTAL HEALTH DEPARTMENT FILES**

- UNDERGROUND TANK (UST) CLEANUP SITE (LOP)
- OTHER CLEANUP SITE (NON-LOP)
- UNDERGROUND TANK (MONITORING/REMOVAL)
- HAZARDOUS WASTE GENERATOR
- TIERED PERMITTED FACILITY
- TATTOO/BODY PIERCING
- MEDICAL WASTE FACILITY
- HOUSING ABATEMENT
- FOOD FACILITY
- DOG KENNEL
- CHICKEN RANCH
- MOTEL/HOTEL
- POOL/SPA
- OTHER (PLEASE SPECIFY)
- SOLID WASTE FACILITY/VEHICLE
- WASTE TIRE
- DAIRY
- WASTEWATER TREATMENT PLANT
- PUMPER TRUCK/YARD/CHEMICAL TOILETS
- LAND USE APPLICATION SITES

**WELL AND SEPTIC PERMIT RECORDS ARE AVAILABLE FOR REVIEW: MONDAY-FRIDAY 8:00 AM-5:00PM (EXCLUDING HOLIDAYS)**

- List up to ten addresses in the space above. Select the type(s) of files from the list above by checking the appropriate box(es). At least one file type MUST be selected. Fax to (209) 464-0138 or mail to the address indicated above. Address ranges will not be accepted - for additional assistance with file addresses, contact the EHD. Applications received after 3:00 pm will be processed the next business day.
- The EHD will notify the applicant if any EHD files exist. An appointment for review will be confirmed approximately ten (10) days after receipt of application. The files will be held for a maximum of five business days for review. Appointments should be scheduled accordingly.
- A file that is actively being worked on by EHD staff may not be immediately available for review. A new application may be submitted when the file is available.
- Any file not returned in the same condition as released will be reorganized by EHD staff at the expense of the applicant. Future file reviews by the same applicant may require a \$115 deposit prior to review.
- If you need further assistance, please contact Diane Martinez, at (209) 468-3425.

EHD USE ONLY

LVM w/ fax #209.464.0138 7/22/10



**SAN JOAQUIN COUNTY**  
**ENVIRONMENTAL HEALTH DEPARTMENT**  
 600 East Main Street, Stockton, CA 95202-3029  
 Telephone: (209) 468-3420 Fax: (209) 464-0138 Web: [www.sjgov.org/ehd](http://www.sjgov.org/ehd)

## FOOD PROGRAM OFFICIAL INSPECTION REPORT

Name of Facility: <u>California Street Pub</u>		Date: <u>4-23-10</u>
Address: <u>310 N California St</u> City: <u>Lodi</u>		Zip Code: <u>95240</u>
Owner/Operator: <u>Thirsty Inc</u>		Telephone: <u>224-8550</u>
Program Element: <u>1623</u>	Program Record: <u>PR0160031</u>	Inspection Type: <u>2nd Reinsp</u>
SB160 Posted <input type="checkbox"/> Yes <input type="checkbox"/> No	Permit Posted <input type="checkbox"/> Yes <input type="checkbox"/> No	Re-inspection on or After:

### REMARKS AND CORRECTIVE ACTIONS

- Finish for walls and ceiling adequate
- Floors are not 100% finished
  - \* continue to install base tiles at bar
  - \* grout all tiles (especially floor to wall areas)
- Install new exit door (close to restrooms) once new door is delivered.
- Install corner strips at entrance to bar (FRP / wood paneling)
- Seal walls to prevent entrance / harborage of vermin

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Name:	Hand Sink:	Chlorine: ppm	Heat: °F
Exp. Date:	Warewashing Sink:	Quat. Amm.: ppm	Other: °F

Received By / Title: <u>Matthew Lopez</u>		Phone: <u>953-7817</u>	Page <u>1</u> of <u>1</u>
EH Specialist: <u>Maribel Fohrschutz</u>	Time Out: <u>2:00</u>		
Time in: <u>1:40</u>			





# SAN JOAQUIN COUNTY

## ENVIRONMENTAL HEALTH DEPARTMENT

600 East Main Street, Stockton, CA 95202-3029

Telephone: (209) 468-3420 Fax: (209) 464-0138 Web: [www.sjgov.org/ehd](http://www.sjgov.org/ehd)

### FOOD PROGRAM OFFICIAL INSPECTION REPORT 4-8-10

Name of Facility:	California Street Pub	Date:	3/18/10
Address:	310 N California St.	City:	Lodi
Owner/Operator:	Thirsty Inc Christian	Telephone:	224-8550
Program Element:	1623	Program Record:	PR060031
SB180 Posted <input type="checkbox"/> Yes <input type="checkbox"/> No	Permit Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Inspection Type:	Reinspection
		Re-inspection on or After:	Follow-up 2 weeks

#### OBSERVATIONS AND CORRECTIVE ACTIONS

Facility had an electrical fire 3-4-10. Owner installed an extra 3-comp sink at bar. Two water heaters service all sinks. A 33,000 BTU unit services mop sink, kitchen's 2 comp sink, bar's 3-comp sink. Another 33,000 BTU unit services all restrooms and one 3-comp sink. Floors at bar were replaced with ceramic tile.

\* Most violations written 3-2-10 were corrected. Work on the following before re-opening facility.

- ① General cleaning of all surfaces
- ② Finish installing base tiles, seal ceiling wood panels. Seal all new walls (panels), ect. All surfaces shall be smooth, cleanable, non absorbent.
- ③ Finish entrance to bar with corner strips (wood or plastic).
- ④ Install stainless steel gutter bar (to seal granite to plywood).

\* By 1 month  
 ⑤ Install new ext door close to restrooms.  
 => O.K to open 4-9-10


Name:	Rudy Mender	Hand Sink:	of	Chlorine:	ppm	Heat:	of
Exp. Date:	3-14-13	Warewashing Sink: (2 Temp)	of	Quat. Amm.:	ppm	Other:	of
		3-comp	124°F				

Received By / Title:		RB
EH Specialist:	Maibel Fehrschutz	Phone: 953-7817
Time In:	2:30	Time Out: 3:15
		Page of 1





# SAN JOAQUIN COUNTY

## ENVIRONMENTAL HEALTH DEPARTMENT

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### FOOD PROGRAM OFFICIAL INSPECTION REPORT

Tony

Name of Facility:	California Street Pub	Date:	3-2-10
Address:	310 N California St.	City:	Lodi
Owner/Operator:	Thirsty Inc	Zip Code:	95240
Program Element:	1623	Telephone:	224-8550
Program Record:	PR 0160031	Inspection Type:	Routine
SB180 Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Permit Posted <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Re-Inspection on or After:	2 weeks

IN = In Compliance N/O = Not Observed N/A = Not Applicable COS = Corrected on-site MAJ = Major Violation OUT = Not in Compliance  
 See reverse side for code sections and general requirements that correspond to each violation listed below.  
 Major violations pose a threat to public health and must be corrected immediately. Non-compliance may warrant closure of the food facility

IN	N/O	N/A	Code	COS	MAJ	OUT
<b>Demonstration of Knowledge</b>						
<input checked="" type="checkbox"/>			1.			
<b>Employee Health and Hygiene</b>						
<input checked="" type="checkbox"/>			2.			
<input checked="" type="checkbox"/>			3.			
			4.			<input checked="" type="checkbox"/>
<b>Preventing Contamination by Hands</b>						
<input checked="" type="checkbox"/>			5.			
			6.			<input checked="" type="checkbox"/>
<b>Time and Temperature Relationship</b>						
<input checked="" type="checkbox"/>			7.			
			8.			
			9.			
<input checked="" type="checkbox"/>			10.			
<input checked="" type="checkbox"/>			11.			
<b>Protection From Contamination</b>						
<input checked="" type="checkbox"/>			12.			
<input checked="" type="checkbox"/>			13.			
<input checked="" type="checkbox"/>			14.			
<b>Food From Approved Source</b>						
<input checked="" type="checkbox"/>			15.			
			16.			
			17.			
<b>Conformance With Approved Procedures</b>						
			18.			
<b>Consumer Advisory</b>						
			19.			
<b>Highly Susceptible Populations</b>						
			20.			
<b>Water / Hot Water</b>						
			21.			<input checked="" type="checkbox"/>
<b>Liquid Waste Disposal</b>						
<input checked="" type="checkbox"/>			22.			
<b>Vermin</b>						
<input checked="" type="checkbox"/>			23.			
<b>Supervision</b>						
			24.			
<b>Personal Cleanliness</b>						
			25.			
<b>General Food Safety Requirements</b>						
			26.			
			27.			
			28.			
			29.			<input checked="" type="checkbox"/>
<b>Food Storage/Display/Service</b>						
			30.			
			31.			
			32.			
<b>Equipment / Utensils / Linens</b>						
			33.			<input checked="" type="checkbox"/>
			34.			<input checked="" type="checkbox"/>
			35.			
			36.			<input checked="" type="checkbox"/>
			37.			
			38.			
			39.			<input checked="" type="checkbox"/>
			40.			
<b>Physical Facilities</b>						
			41.			
			42.			
			43.			
			44.			
<b>Permanent Food Facilities</b>						
			45.			<input checked="" type="checkbox"/>
			46.			
<b>Compliance and Enforcement</b>						
			47.			<input checked="" type="checkbox"/>
			48.			
			49.			
			50.			
			51.			

Received By/Title: *Maibelle Kotschütz*  
 EH Specialist: *Maibelle Kotschütz* Phone: *953-7817* Page 1 of 1



**SAN JOAQUIN COUNTY**  
**ENVIRONMENTAL HEALTH DEPARTMENT**  
 600 East Main Street, Stockton, CA 95202-3029  
 Telephone: (209) 468-3420 Fax: (209) 464-0138 Web: [www.sjgov.org/ehd](http://www.sjgov.org/ehd)

**FOOD PROGRAM OFFICIAL INSPECTION REPORT**

Name of Facility: <u>California Street Pub</u>	Date: <u>3-2-10</u>
Address: <u>310 N California St.</u> City: <u>Lodi</u>	Zip Code: <u>95240</u>
Owner/Operator: <u>Thirsty Inc.</u>	Telephone: <u>224-8550</u>
Program Element: <u>1623</u> Program Record: <u>PRO160031</u>	Inspection Type: <u>Routine</u>
SB180 Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Permit Posted <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Re-Inspection on or After: <u>2 weeks</u>	

**OBSERVATIONS AND CORRECTIVE ACTIONS**

- ① Hot water from a different water heaters is not hot enough. Water shall be 120°F or higher.
- ② Small refrigerator close to 2-comp sink lacks thermometer. Provide by week.
- ③ Restroom lacks paper towels. Provide for employee restroom towels, today.
- ④ Quaternary Ammonium (Bar tablets) test strips not available. Provide by week. Maintain level at 200 ppm or higher.
- ⑤ Door sliders and bottom shelves of 2 door cooler at bar area is unsanitary. Detail clean.
- ⑥ Some clutter at dry storage rooms (3 total). De-clutter and store items per category.
- ⑦ Small bar area - floor unsanitary and vinyl floor unglued from wall. Found cigarette butt. Clean area, repair floor, and remind employees that smoking is not allowed inside bar.
- ⑧ CO<sub>2</sub> tanks not chained up to rigid structure. Provide a chain by 1-2 weeks.
- ⑨ Detail clean all unsanitary areas by 2 weeks.

Item	Temp	Location	Temp	Inspector	Date
Crystal cooler	36°F	2 door cooler	40°F	FIS.	
GE 2 door cooler	35°F			Rudy Mendez	
3 door True	38°F				3-14-13

Facility Hot Water Temperature		Warewashing	
Name: <u>Anthony Villasenor</u>	Hand Sink: <u>2-comp 110 °F</u>	Chlorine: <u>ppm</u>	Heat: <u>°F</u>
Exp. Date: <u>2-25-11</u>	Warewashing Sink: <u>Bar 3-comp 106-115 °F</u>	Quat. Amm.: <u>Bar 3-comp 400 ppm</u>	Other: <u>°F</u>

Received By / Title: <u>Anthony Villasenor</u>	Phone: <u>953-7817</u>
EH Specialist: <u>Maribel Zebuschutz</u>	Time Out: <u>11:55</u>
Time In: <u>10:55</u>	Page <u>2</u> of <u>3</u>



**SAN JOAQUIN COUNTY**  
**ENVIRONMENTAL HEALTH DEPARTMENT**  
 600 East Main Street, Stockton, CA 95202-3029  
 Telephone: (209) 468-3420 Fax: (209) 464-0138 Web: [www.sjgov.org/ehd](http://www.sjgov.org/ehd)

### FOOD PROGRAM OFFICIAL INSPECTION REPORT

Name of Facility: <u>California Street Pub</u>	Date: <u>3-2-10</u>
Address: <u>310 N California St.</u> City: <u>Lodi</u>	Zip Code: <u>95240</u>
Owner/Operator: <u>Thirsty Inc</u>	Telephone: <u>224-8660</u>
Program Element: <u>1623</u> Program Record: <u>PR0160031</u>	Inspection Type: <u>Routine</u>
SB180 Posted <input type="checkbox"/> Yes <input type="checkbox"/> No	Permit Posted <input type="checkbox"/> Yes <input type="checkbox"/> No
Re-inspection on or After: <u>2 weeks</u>	

#### OBSERVATIONS AND CORRECTIVE ACTIONS

⑩ Exit door close to restrooms in disrepair. Replace door by 1 month to prevent entrance of vermit.

Where is permit. Post at a visable location

Facility Name	Location	Temperature	Test Location	Temperature

Name:	Facility Hot Water Temperature		Warewashing	
	Hand Sink:	°F	Chlorine:	ppm
Exp. Date:	Warewashing Sink:	°F	Quat. Amm.:	ppm
			Other:	°F

Received By / Title: <u>[Signature]</u>	Phone: <u>953-7817</u>
EH Specialist: <u>Marilyn Holaschutz</u>	Time Out: <u>11:55</u>
Time In: <u>10:55</u>	Page of <u>33</u>





**SAN JOAQUIN COUNTY**  
**ENVIRONMENTAL HEALTH DEPARTMENT**  
 600 East Main Street, Stockton, CA 95202-3029  
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**FOOD PROGRAM OFFICIAL INSPECTION REPORT**

Name of Facility: <u>California Street Pub</u>		Date: <u>11-4-09</u>
Address: <u>310 N California</u>		City: <u>Lodi</u>
Owner/Operator: <u>Christian Cole</u>		Zip Code: <u>93240</u>
Program Element: <u>1602/061</u>		Telephone: <u>333-9969</u>
Program Record: <u>SR0058390</u>		Inspection Type: <u>240 Reinspection</u>
SB180 Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Permit Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Re-inspection on or After:

**OBSERVATIONS AND CORRECTIVE ACTIONS**

*Almost all violations written 10-28-09 were corrected. Continue to work on the following*

- ① Provide a wall mounted paper towel dispenser at 2-comp sinks.
- ② Finish sealing linoleum floors at new "Bar" section
- ③ Provide sanitizer test strip strips for chlorine level testing

Item/Location	Temperature	Item/Location	Temperature	Item/Location	Temperature

Food Safety Certificate		Faucet Hot Water Temperature		Warewashing	
Name: <u>Anthony Villaseñor</u>	Hand Sink: °F	Chlorine: ppm	Heat: °F	Warewashing Sink: °F	Quat. Amm.: ppm
Exp. Date: <u>2-25-11</u>					

Received By / Title: [Signature]

EH Specialist: Mariabel Floherschütz Phone: 953-7817

Time in: 1:35 Time Out: 1:50 Page 1 of 1



**SAN JOAQUIN COUNTY**  
**ENVIRONMENTAL HEALTH DEPARTMENT**  
 600 East Main Street, Stockton, CA 95202-3029  
 Telephone: (209) 468-3420 Fax: (209) 464-0138 Web: [www.sjgov.org/ehd](http://www.sjgov.org/ehd)

**FOOD PROGRAM OFFICIAL INSPECTION REPORT**

*Ashley*

Name of Facility: <i>California Street Pub</i>	Date: <i>10-28-09</i>
Address: <i>310 N California</i>	City: <i>Lodi</i>
Owner/Operator: <i>Christian Cole</i>	Zip Code: <i>95240</i>
Program Element: <i>1602/061</i>	Telephone: <i>333-9969</i>
Program Record: <i>SR0058390</i>	Inspection Type: <i>Reinspection</i>
SB180 Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Permit Posted <input type="checkbox"/> Yes <input type="checkbox"/> No
	Re-Inspection on or After: <i>1 Week</i>

**OBSERVATIONS AND CORRECTIVE ACTIONS**

*Some violations written 9-28-09 were corrected. Continue to work on the following:*

- ① Provide wall mounted paper towel dispenser at 2-comp sink.*
- ② Provide thermometers for all refrigerators*
- ③ Provide a one inch air gap for ice makers drain line*
- ④ Maintain all "full" CO<sub>2</sub> tanks chained up to a rigid surface.*
- ⑤ New bar section floors: tack and seal linoleum to wall to prevent either liquids / debris / insects from falling into gaps.*
- ⑥ Continue to clean all unsanitary areas*
- ⑦ Seal back entry door's broken corner to prevent the entrance of vermin.*
- ⑧ Provide sanitizer test strips for chlorine.*

Item/Location	Temperature	Item/Location	Temperature	Item/Location	Temperature
<i>GE Refrigerator</i>	<i>34°F</i>				

Food Safety Certification	Facility Hot Water Temperature	Warewashing
Name: <i>Anthony Villaseñor</i>	Hand Sink: °F	Chlorine: ppm °F
Exp. Date: <i>2-25-11</i>	Warewashing Sink: °F	Quat. Amm.: ppm °F
		Other: °F

Received By / Title: *[Signature]*

EH Specialist: *Maubel K. Kerschertz* Phone: *953-7817*

Time In: *10:00* Time Out: *10:30* Page of





**SAN JOAQUIN COUNTY**  
**ENVIRONMENTAL HEALTH DEPARTMENT**

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**FOOD PROGRAM OFFICIAL INSPECTION REPORT**

1023/286

Name of Facility:	California Street Pub	Date:	9-28-09
Address:	310 N California St.	City:	Lodi
Owner/Operator:	Christian Cole	Zip Code:	95240
Program Element:	1602/061	Telephone:	333-9969
Program Record:	SR0068390	Inspection Type:	Consultation
SB180 Posted <input type="checkbox"/> Yes <input type="checkbox"/> No	Permit Posted <input type="checkbox"/> Yes <input type="checkbox"/> No	Re-Inspection on or After:	1 month

**OBSERVATIONS AND CORRECTIVE ACTIONS**

- Provide wall mounted towels at 2 comp
- GE refrigerator and whirlpool freezer are not commercial. If they are replaced, they shall be commercial
- Provide thermometers for all refrigerators. Keep potentially hazardous foods at 41°F or lower
- Provide cleanable containers to store ice scoops
- Provide a one inch air gap for ice makers drain line
- Lights above prep area lack covers. Provide covers w/ end caps
- Keep CO2 tanks chained up
- New "bar" area not up to code. Ice bin cannot be used to keep/store cold plate; floors and walls shall be smooth, cleanable & non absorbent - floors need to be continuously finished with tile or linoleum with base of 3/8" radius that extends a minimum of 4 inches.
- General cleaning needed at all surfaces
- Back exit door is broken (bottom corner). Repair to prevent mice/insects from entering

Item/Location	Temperature	Item/Location	Temperature	Item/Location	Temperature
GE refrigerator	47°F				
3 door beer cooler	35°F				
2 door cooler	38°F				

Food Safety Certification		Facility Water Temperature		Warewashing	
Name:	Anthony Villasenor	Hand Sink:	3 comp Bar 120 °F	Chlorine:	ppm Heat: °F
Exp. Date:	2-25-11	Warewashing Sink:	2 comp 120 °F	Quat. Amm.:	ppm Other: °F

Received By/ Title:

EH Specialist: Maribel Floreschultz Phone: 953-7817

Time In: 9:55 Time Out: 11:00 Page of 2





**SAN JOAQUIN COUNTY**  
**ENVIRONMENTAL HEALTH DEPARTMENT**  
 600 East Main Street, Stockton, CA 95202-3029  
 Telephone: (209) 468-3420 Fax: (209) 464-0138 Web: [www.sjgov.org/ehd](http://www.sjgov.org/ehd)

**FOOD PROGRAM OFFICIAL INSPECTION REPORT**

Name of Facility: <u>California Street Pub</u>		Date: <u>9-28-09</u>
Address: <u>310 N California St</u>		City: <u>Lodi</u>
		Zip Code: <u>95240</u>
Owner/Operator: <u>Christian Cole</u>		Telephone: <u>333-9969</u>
Program Element: <u>1602/001</u>	Program Record: <u>SR0068390</u>	Inspection Type: <u>Consultation</u>
SB180 Posted <input type="checkbox"/> Yes <input type="checkbox"/> No	Permit Posted <input type="checkbox"/> Yes <input type="checkbox"/> No	Re-Inspection on or After: <u>1 month</u>

**OBSERVATIONS AND CORRECTIVE ACTION**

- Post SBBO visible to customers  
 - Provide sanitizer test strips to test Quat level, level shall be at 200ppm

D.K to issue permit once fee is paid.  
 Come to office by 9-29-09 to pay permit fee of \$286<sup>00</sup> by Program 1623

Item/Location	Temperature	Item/Location	Temperature	Item/Location	Temperature

Food Safety Certification	Facility Water Temperature	Warewashing
Name: <u> </u>	Hand Sink: <u> </u> °F	Chlorine: <u> </u> ppm
Exp. Date: <u> </u>	Warewashing Sink: <u> </u> °F	Quat. Amm.: <u> </u> ppm
		Heat: <u> </u> °F
		Other: <u> </u> °F

Received By / Title:  

EH Specialist: Maribel Johnson-Rutz Phone: 953-7817

Time In: 9:55 Time Out:   Page 2 of 2

✓



# SAN JOAQUIN COUNTY

## ENVIRONMENTAL HEALTH DEPARTMENT

600 E. MAIN STREET, STOCKTON, CA 95202-3029

TELEPHONE: (209) 468-3420 FAX: (209) 464-0138 WEB: WWW.SJGOV.ORG/EHD

### FOOD PROGRAM OFFICIAL INSPECTION REPORT

Name of Facility: <u>Barking Dog</u>		Date: <u>2-11-09</u>
Address: <u>310 N California</u>		City: <u>Lodi</u>
Owner/Operator: <u>Bill Cronin</u>		Zip Code: <u>95240</u>
Program Element: <u>1624</u>	Program Record: <u>PR 016023.1</u>	Telephone: <u>323-9969</u>
SB180 Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Permit Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Inspection Type: <u>Routine</u>
Re-inspection on or After:		

IN = In Compliance N/O = Not Observed N/A = Not Applicable COS = Corrected on-site MAJ = Major Violation OUT = Not In Compliance  
 See reverse side for code sections and general requirements that correspond to each violation listed below.  
**Major violations pose a threat to public health and must be corrected immediately. Non-compliance may warrant closure of the food facility**

IN	NO	MA	MAJ	OUT	COS	DESCRIPTION
<b>Demonstration of Knowledge</b>						
	<input checked="" type="checkbox"/>					1. Demonstration of knowledge; food safety certificate
<b>Employee Health and Hygiene</b>						
<input checked="" type="checkbox"/>						2. Communicable disease; reporting, restrictions & exclusions
<input checked="" type="checkbox"/>						3. No discharge from eyes, nose, or mouth; no open wounds
<input checked="" type="checkbox"/>						4. Proper eating, tasting, drinking, or tobacco use
<b>Preventing Contamination by Hands</b>						
<input checked="" type="checkbox"/>						5. Hands clean and properly washed; proper glove use
<input checked="" type="checkbox"/>						6. Handwashing facilities supplied and accessible
<b>Time and Temperature Relationship</b>						
<input checked="" type="checkbox"/>						7. Proper hot and cold holding temperatures
	<input checked="" type="checkbox"/>					8. Proper use of time as a public health control
	<input checked="" type="checkbox"/>					9. Proper cooling methods
	<input checked="" type="checkbox"/>					10. Proper cooking time and temperatures
	<input checked="" type="checkbox"/>					11. Proper reheating procedures for hot holding
<b>Protection From Contamination</b>						
<input checked="" type="checkbox"/>						12. No re-service of returned food
<input checked="" type="checkbox"/>						13. Food free from contamination and adulteration
<input checked="" type="checkbox"/>						14. Food contact surface cleaned and sanitized/warewashing procedures
<b>Food From Approved Source</b>						
<input checked="" type="checkbox"/>						15. Food obtained from approved source
	<input checked="" type="checkbox"/>					16. Compliance with shell stock regulations; tags/display
	<input checked="" type="checkbox"/>					17. Compliance with Gulf oyster regulations
<b>Conformance With Approved Procedures</b>						
	<input checked="" type="checkbox"/>					18. Compliance with HACCP plan or variance conditions
<b>Consumer Advisory</b>						
	<input checked="" type="checkbox"/>					19. Advisory provided for raw or undercooked food
<b>Highly Susceptible Populations</b>						
	<input checked="" type="checkbox"/>					20. Prohibited foods not offered at high risk facilities
<b>Water / Hot Water</b>						
<input checked="" type="checkbox"/>						21. Hot and cold potable water available.
<b>Liquid Waste Disposal</b>						
					<input checked="" type="checkbox"/>	22. Sewage/wastewater properly disposed; toilet facility useable
<b>Vermin</b>						
<input checked="" type="checkbox"/>						23. No rodents, insects, birds or animals inside facility
<b>Supervision</b>						
						24. Person In Charge is present and performs duties
<b>Personal Cleanliness</b>						
						25. Personal cleanliness and hair restraints
<b>General Food Safety Requirements</b>						
						26. Approved thawing methods used
						27. Food protected from contamination during storage
						28. Washing fruits and vegetables before use
						29. Toxic substances properly identified, stored, and used
<b>Food Storage / Display / Service</b>						
						30. Food storage; food storage containers labeled
						31. Customer self-service food protected; indiv utensils provided
						32. Food properly labeled and honestly presented
<b>Equipment / Utensils / Linens</b>						
						33. Nonfood contact surfaces clean
						34. Warewashing facilities maintained; test strips available
						35. Equipment/utensils approved; installed; clean; good repair
						36. Equipment, utensils and linens; storage and use
						37. Vending machines maintained
						38. Approved and sufficient ventilation and lighting
						39. Thermometers provided, accurate, and easily visible
						40. Proper use and storage of wiping cloths
<b>Physical Facilities</b>						
						41. Plumbing maintained; proper back flow prevention
						42. Garbage and refuse properly disposed
						43. Toilet facilities clean, supplied, and maintained
						44. Premises; personal/cleaning items; vermin-proofing
<b>Permanent Food Facilities</b>						
						45. Floors, walls and ceiling are maintained and kept clean
						46. No living or sleeping quarters inside facility
<b>Compliance and Enforcement</b>						
						47. Signs posted; last inspection report available
						48. Compliance with plan review requirements
						49. Facility operating with a valid health permit
						50. Impoundment
						51. Permit Suspension

Received By/Title: <u>Bill Knight</u>	Phone: <u>953-7817</u>	Page 1 of <u>2</u>
EH Specialist: <u>Maribel Gohrschutz</u>		



**SAN JOAQUIN COUNTY**  
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**FOOD PROGRAM OFFICIAL INSPECTION REPORT**

Name of Facility: <u>Barking Dog</u>		Date: <u>2-11-09</u>
Address: <u>310 N California</u>		City: <u>Lodi</u>
Owner/Operator: <u>Bill Cronin &amp; Leona</u>		Zip Code: <u>95240</u>
Program Element: <u>1624</u>	Program Record: <u>PR0160031</u>	Telephone: <u>333-9969</u>
SB180 Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Permit Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Inspection Type: <u>Routine</u>
Re-Inspection on or After:		

**OBSERVATIONS AND CORRECTIVE ACTIONS**

- ① White GE cooler lacks thermometer. Provide by week
- ② Employee and mens toilets are not draining (Currently everyone using ladies restroom). Call plumber immediately and have repaired within the next 2 days. \* Mens urinal working O.K \*
- ③ Employee restroom door not self-closing. Adjust device by 2 weeks.
- ④ Gun nozzles & rubber holder have mildew. Clean, daily
- ⑤ Sanitizer test strips not available. Provide by 1-2 weeks. Quaternary Ammonium test strips.

NOTE: Cooking not taking place  
 Beige GE cooler for personal use (recommend 41°F or lower)

Item	Temp	Temp	Temp	Temp
GE Cooler - white	35°F			
" - beige	47°F			
2 door bar cooler	38°F			

Name:	Hand Sink:	°F	Chlorine:	ppm	Heat:	°F
Exp. Date:	Washing Sink:	°F	Quat Amm.:	ppm	Other:	°F
	<u>Bar</u>	<u>3 comp 121</u>	<u>3 comp</u>	<u>200</u>	<u>121</u>	<u>121</u>

Received By / Title: <u>Bob Knight</u>	<u>M</u>
EH Specialist: <u>Maribel Florezschutz</u>	
Time In: <u>11:00</u>	Phone: <u>953-7817</u>
	Time Out: <u>11:35</u>
	Page of <u>2</u>



# SAN JOAQUIN COUNTY ENVIRONMENTAL HEALTH DEPARTMENT

600 E. Main Street, Stockton, CA 95202-3029

Telephone: (209) 468-3420 Fax: (209) 464-0138 Web: www.sjgov.org/ehd

## FOOD PROGRAM OFFICIAL INSPECTION REPORT

Name of Facility: <u>Barking Dog</u>		Date: <u>3-11-08</u>
Address: <u>310 N California</u>		City: <u>Lodi</u>
Owner/Operator: <u>Bill Cronin</u>		Zip Code: <u>95240</u>
Program Element Code: <u>1024</u>	Program Record ID: <u>PR0160031</u>	Telephone: <u>333-9969</u>
SB180 Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Permit Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Inspection Type: <u>Reinspection</u>
Reinspection On or After:		

### OBSERVATIONS AND CORRECTIVE ACTIONS

Some violations corrected. Continue to work on the following:

- ① Gun nozzles and rubber holders have mildew. Clean daily.
- ② Bar 3-comp lacks cold water. Both hot & cold water shall be available at all times.
- ③ Ice makers deflector plate has mildew. Clean by 3-12-08 and as needed.
- ④ Hot water not hot enough. Increase to 120°F or higher.
- ⑤ Provide sanitizer test strips. Test at 200ppm or higher.


Name:	Hand Sink:	*F	Chlorine:	ppm	Heat:	*F
Exp. Date:	Warewashing Sink:	<u>117°F</u>	*F	Quat. Amm. <u>200</u>	ppm	Other:
						ppm

ENVIRONMENTAL HEALTH AND SERVICE CHARGE FEES ARE AUTHORIZED BY RESOLUTION OF THE SAN JOAQUIN COUNTY BOARD OF SUPERVISORS. ALL DOCUMENTED CRITICAL HEALTH VIOLATIONS OR REPEAT VIOLATIONS ARE SUBJECT TO A REINSPECTION AND REINSPECTION FEE.

Received By: <u>Bill Cronin</u>	Title: <u>Director</u>
EH Specialist: <u>Maribel Johnson</u>	Phone: <u>953-7817</u>
Time In: <u>10:20</u>	Time Out: <u>10:35</u>
Page: <u>1</u> of <u>1</u>	





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**ENVIRONMENTAL HEALTH DEPARTMENT**  
 600 East Main Street, Stockton, CA 95202-3029

Telephone: (209) 468-3420 Fax: (209) 464-0138 Web: [www.sjgov.org/ehd](http://www.sjgov.org/ehd)

**FOOD PROGRAM OFFICIAL INSPECTION REPORT**

Name of Facility: <u>Barking Dog</u>		Date: <u>2-21-08</u>
Address: <u>310 N California</u>	City: <u>Stockton</u>	Zip Code: <u>95240</u>
Owner/Operator: <u>Bill Cronin</u>		Telephone: <u>333-9969</u>
Program Element: <u>1624</u>	Program Record: <u>PRO160031</u>	Inspection Type: <u>Routine</u>
SB180 Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Permit Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Reinspection on or After: <u>2 weeks</u>

The items marked and/or listed below are violations detailed in the California Health & Safety Code (CHSC), commencing §113700. "Major" is a critical violation that poses an imminent risk to public health. Unless otherwise specified, violations marked "Major" must be corrected immediately or warrant immediate closure of the food establishment. "Minor" indicates a violation that does not pose an imminent public health risk, but warrants timely correction as noted.

Critical Risk Factors		Major	Minor	The marked violations represent Health & Safety Code Violations and must be corrected as follows:
Food Temp	Improper holding temperature of potentially hazardous food	1	2	① SB180 posted at back room. Post at customer area today. ② Sanitizer at 3-comp is too weak. Keep Quat level at 200 ppm or bleach level at 100 ppm. Provide test strips on site at all times. ③ Gun nozzles and rubber holders have mildew. Clean them daily. ④ Cigarette butt at back room. Per California law smoking is not allowed at food facilities. ⑤ Cold water not available at 3-comp. Hot + cold water shall be available at all times. ⑥ Hot water not hot enough at 111°F. Increase to 120°F by 2-22-08 ⑦ Chain CO2 tanks to wall by 2-22-08 Due to several repeat violations a reinspection is needed.
	Inadequate cooking temperatures/practices	3	4	
	Improper reheating temperatures/practices	5	6	
	Improper cooling practices	7	8	
Food & Food Handling	Adulterated/Contaminated food	9	10	
	Reused/returned food	11	12	
	Cross contamination or improper handling of Food/Utensils/Equipment	13	⑭	
	Unapproved food source	15	16	
	Improper thawing of potentially hazardous food	17	18	
Food Handler Health/Practices & Facility Maint.	Ill employee/cuts/rashes	19	20	
	Lack of proper hand washing procedure	21	22	
	Required sink(s)/dish washing machine removed, inoperable, inaccessible	23	24	
	Unsanitary Food Facility Conditions - Critical/Non-Critical Area	25	26	
Water & Sanitizing	Hot water not available	27	⑳	
	Lack of potable water supply	29	30	
	Improper sanitizer concentration/methods/testing equipment	⑳	32	
Sewage & Vermin	Sewage system failure/back up	33	34	
	No operable/accessible toilets	35	36	
	Rodent/Cockroach/Other vermin infestation	37	38	

ENVIRONMENTAL HEALTH AND SERVICE CHARGE FEES ARE AUTHORIZED BY RESOLUTION OF SAN JOAQUIN COUNTY BOARD OF SUPERVISORS. ALL DOCUMENTED CRITICAL HEALTH VIOLATIONS OR REPEAT VIOLATIONS ARE SUBJECT TO A REINSPECTION AND REINSPECTION FEE. ALL UNPAID CHARGES ASSOCIATED WITH THE FACILITY OWNER OF RECORD OR APPLICANT SHALL BE PAID PRIOR TO THE ISSUANCE OF A PERMIT TO OPERATE.

ITEM/LOCATION	TEMP	ITEM/LOCATION	TEMP	ITEM/LOCATION	TEMP
door beige cooler	33°F	2 door Bar Cooler			
door white cooler	39°F				

Food Safety Certification Required:  Yes  No

Certificate Issued By: \_\_\_\_\_ Date: 2/21/08

Name on Certificate: \_\_\_\_\_

Time In: 1:50 am/pm Time out: 2:35 am/pm

Received By: Beverly Knight

Inspected By: Maribel Holzhutz

CONTINUATION - OFFICIAL INSPECTION REPORT

PAGE: 2 OF 2  
DATE: 2-21-08  
PROGRAM:  
SITE COMPUTER#

SITE NAME: *BH Cream Barking Dog*

SITE ADDRESS: 310 N California

- ① Ice makers deflector plate has mildew and ice scoop's bucket needs cleaning. Correct by 2-22-08
- ② Lots of dust and dead crickets at facility. Clean all floors and shelves of excess dust.

INSPECTOR: *Marilyn Kohnschutz*

RECEIVED BY: *Burke & Knight*





**SAN JOAQUIN COUNTY**  
**ENVIRONMENTAL HEALTH DEPARTMENT**  
 304 East Weber Avenue, 3<sup>rd</sup> Floor, Stockton, CA 95202-2708  
 Telephone: (209) 468-3420 Fax: (209) 464-0138 Web: www.sjgov.org/ehd

**FOOD PROGRAM OFFICIAL INSPECTION REPORT**

Name of Facility: <u>Barking Dog</u>	Date: <u>2-20-07</u>
Address: <u>310 N California</u> City: <u>Lodi</u>	Zip Code:
Owner/Operator: <u>Bill Cronin</u>	Telephone: <u>333-9969</u>
Program Element: <u>1624</u> Program Record: <u>PR0160031</u> Inspection Type: <u>Routine</u>	
SB180 Posted <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Permit Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
	Reinspection on or After:

The items marked and/or listed below are violations detailed in the California Health & Safety Code (CHSC), commencing §113700. "Major" is a critical violation that poses an imminent risk to public health. Unless otherwise specified, violations marked "Major" must be corrected immediately or warrant immediate closure of the food establishment. "Minor" indicates a violation that does not pose an imminent public health risk, but warrants timely correction as noted.

Critical Risk Factors		Major	Minor	The marked violations represent Health & Safety Code Violations and must be corrected as follows:
Food Temp	Improper holding temperature of potentially hazardous food	1	2	① Restroom door lacks self-closing device (Repeat visit). Provide on door hinge by <u>wiret</u> (Employee <u>Restroom</u> )
	Inadequate cooking temperatures/practices	3	4	
	Improper reheating temperatures/practices	5	6	
	Improper cooling practices	7	8	
Food & Food Handling	Adulterated/Contaminated food	9	10	② Sanitizer level at 3-comp is too weak. Use at least 2 tablets. Quat level shall be at 200ppm.
	Reused/returned food	11	12	
	Cross contamination or improper handling of Food/Utensils/Equipment	13	14	
	Unapproved food source	15	16	
	Improper thawing of potentially hazardous food	17	18	
Food Handler Health/Practices & Facility Maint.	Ill employee/cuts/rashes	19	20	③ Nozzle and holder (Right side) have residue. Clean by 2-21-07 and on a routine basis. ④ SB180 at kitchen. Move to a customer visible location, today. ⑤ Heavy cigarette smoke odor. Per California Law, smoking shall not take place at any time. Smoking shall take place only 20 feet away from any entrance or exit.
	Lack of proper hand washing procedure	21	22	
	Required sink(s)/dish washing machine removed, inoperable, inaccessible	23	24	
	Unsanitary Food Facility Conditions - Critical/Non-Critical Area	25	26	
Water & Sanitizing	Hot water not available	27	28	⑥ Ashtrays at kitchen. Remove immediately.
	Lack of potable water supply	29	30	
	Improper sanitizer concentration/methods/ testing equipment	31	32	
Sewage & Vermin	Sewage system failure/back up	33	34	
	No operable/accessible toilets	35	36	
	Rodent/Cockroach/Other vermin infestation	37	38	

ENVIRONMENTAL HEALTH AND SERVICE CHARGE FEES ARE AUTHORIZED BY RESOLUTION OF SAN JOAQUIN COUNTY BOARD OF SUPERVISORS. ALL DOCUMENTED CRITICAL HEALTH VIOLATIONS OR REPEAT VIOLATIONS ARE SUBJECT TO A REINSPECTION AND REINSPECTION FEE. ALL UNPAID CHARGES ASSOCIATED WITH THE FACILITY OWNER OF RECORD OR APPLICANT SHALL BE PAID PRIOR TO THE ISSUANCE OF A PERMIT TO OPERATE.

ITEM/LOCATION	TEMP	ITEM/LOCATION	TEMP	ITEM/LOCATION	TEMP
2 door beige cooler	34°F	2 door beer cooler	34°F		
2 door white cooler	36°F				

Food Safety Certification Required:  Yes  No

Certificate Issued By: \_\_\_\_\_ Date: 2/21/07

Name on Certificate: \_\_\_\_\_

Time in: 1:30 am/pm Time out: 2:00 am/pm

Received By: Bill Cronin

Inspected By: Maribel Grohnduetz



**SAN JOAQUIN COUNTY**  
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**FOOD PROGRAM OFFICIAL INSPECTION REPORT**

Name of Facility: <u>Barkins Dog</u>		Date: <u>2-10-06</u>
Address: <u>310 N California</u>		City: <u>Lodi</u>
Owner/Operator: <u>Bill Cronin</u>		Telephone: <u>333-9969</u>
Program Element: <u>1624</u>	Program Record: <u>PRO160031</u>	Inspection Type: <u>Routine</u>
SB180 Posted <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No <u>In Kitchen</u>	Permit Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No <u>Old One</u>	Reinspection on or After:

The items marked and/or listed below are violations detailed in the California Health & Safety Code (CHSC), commencing §113700. "Major" is a critical violation that poses an imminent risk to public health. Unless otherwise specified, violations marked "Major" must be corrected immediately or warrant immediate closure of the food establishment. "Minor" indicates a violation that does not pose an imminent public health risk, but warrants timely correction as noted.

Critical Risk Factors		Major	Minor	The marked violations represent Health & Safety Code Violations and must be corrected as follows:
Food Temp	Improper holding temperature of potentially hazardous food	1	2	① Customers smoking at Bar. Per California Law smoking is not allowed at public places.
	Inadequate cooking temperatures/practices	3	4	
	Improper reheating temperatures/practices	5	6	
	Improper cooling practices	7	8	
Food & Food Handling	Adulterated/Contaminated food	9	10	② Restroom door lacks self closing device. Provide by week. ③ Restroom recently remodelled and lacks wall mounted soap. Provide by week. Meanwhile provide bottle of soap.
	Reused/returned food	11	12	
	Cross contamination or improper handling of Food/Utensils/Equipment	13	14	
	Unapproved food source	15	16	
	Improper thawing of potentially hazardous food	17	18	
Food Handler Health/Practices & Facility Maint.	Ill employee/cuts/rashes	19	20	④ Bar nozzles have residue. Clean nozzles, daily. ⑤ Bar floors unsanitary. Clean floors daily starting today.
	Lack of proper hand washing procedure	21	22	
	Required sink(s)/dish washing machine removed, inoperable, inaccessible	23	24	
	Unsanitary Food Facility Conditions - Critical/Non-Critical Area	25	26	
Water & Sanitizing	Hot water not available	27	28	⑥ Post SB180 at a customer visible location by 2-11-06 ⑦ Utensil contact time for sanitizer under 1 minute. Leave glasses in sanitizer for 1 minute or longer.
	Lack of potable water supply	29	30	
	Improper sanitizer concentration/methods/testing equipment	31	32	
Sewage & Vermin	Sewage system failure/back up	33	34	
	No operable/accessible toilets	35	36	
	Rodent/Cockroach/Other vermin infestation	37	38	

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ITEM/LOCATION	TEMP	ITEM/LOCATION	TEMP	ITEM/LOCATION	TEMP
<u>2 Door Celler</u>	<u>40°F</u>				

Food Safety Certification Required:  Yes  No  
 Certificate Issued By: \_\_\_\_\_ Date: 1/1  
 Name on Certificate: \_\_\_\_\_  
 Time In: 10:00 am/pm Time out: 10:30 am/pm  
 Received By: Bill Cronin  
 Inspected By: Maribel Floeschutz



**SAN JOAQUIN COUNTY**

**ENVIRONMENTAL HEALTH DEPARTMENT**  
 304 East Weber Avenue, 3<sup>rd</sup> Floor, Stockton, CA 95202-2708  
 Telephone: (209) 468-3420 Fax: (209) 464-0138 Web: www.sjgov.org/ehd

**FOOD PROGRAM OFFICIAL INSPECTION REPORT**

Name of Facility: <u>The Barking Dog</u>	Date: <u>1-25-05</u>
Address: <u>310 N California</u> City: <u>Lodi</u>	Zip Code:
Owner/Operator: <u>Cronin, Bill</u>	Telephone: <u>333-9969</u>
Program Element: <u>1624</u>	Program Record: <u>PR0160031</u> Inspection Type: <u>Routine</u>
SB180 Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Permit Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No Reinspection on or After:

The items marked and/or listed below are violations detailed in the California Health & Safety Code (CHSC), commencing §113700. "Major" is a critical violation that poses an imminent risk to public health. Unless otherwise specified, violations marked "Major" must be corrected immediately or warrant immediate closure of the food establishment. "Minor" indicates a violation that does not pose an imminent public health risk, but warrants timely correction as noted.

Official Risk Factors		Major	Minor	The marked violations represent Health & Safety Code Violations and must be corrected as follows:
Food Holding & Heating	Improper holding temperature of potentially hazardous food	1	2	* No cooking done at facility - will change program to Bar w/out food*
	Inadequate cooking temperatures/practices	3	4	
	Improper reheating temperatures/practices	5	6	
	Improper cooling practices	7	8	
Food Handling	Adulterated/Contaminated food	9	10	* Employee stated that food in freezer and refrigerator is for personal use*
	Reused/returned food	11	12	
	Cross contamination or improper handling of Food/Utensils/Equipment	13	14	
	Unapproved food source	15	16	
Food Handling - Critical/Non-Critical Area	Improper thawing of potentially hazardous food	17	18	① Employee rest room - door not self closing and towels lack wall mounted holder. Provide self closing device by 2 weeks and towel holder by 2 days. (Also toilet paper).
	Ill employee/cuts/rashes	19	20	
	Lack of proper hand washing procedure	21	22	
	Required sink(s)/dish washing machine removed, inoperable, inaccessible	23	24	
Water	Unsanitary Food Facility Conditions - Critical/Non-Critical Area	25	26	② Sheetrock walls at water heater room have water damage and are unpainted. Make necessary repairs and paint walls with semigloss paint so that surfaces are smooth & cleanable.
	Hot water not available	27	28	
	Lack of potable water supply	29	30	
	Improper sanitizer concentration/methods/testing equipment	31	32	
Sewage	Some floor areas have excess dirt/dust.	33	34	③ Some floor areas have excess dirt/dust. Clean all floors thoroughly by week.
	Sewage system failure/back up	33	34	
	No operable/accessible toilets	35	36	
	Rodent/Cockroach/Other vermin infestation	37	38	
				④ Bar nozzles and holder have residue. Clean today and on a routine basis.

ENVIRONMENTAL HEALTH AND SERVICE CHARGE FEES ARE AUTHORIZED BY RESOLUTION OF SAN JOAQUIN COUNTY BOARD OF SUPERVISORS. ALL DOCUMENTED CRITICAL HEALTH VIOLATIONS OR REPEAT VIOLATIONS ARE SUBJECT TO A REINSPECTION AND REINSPECTION FEE. ALL UNPAID CHARGES ASSOCIATED WITH THE FACILITY OWNER OF RECORD OR APPLICANT SHALL BE PAID PRIOR TO THE ISSUANCE OF A PERMIT TO OPERATE.

ITEM/LOCATION	TEMP	ITEM/LOCATION	TEMP	ITEM/LOCATION	TEMP
GE - Eggshell	39°F	2-Door / Front Bar	40°F		
GE - White	38°F				

Food Safety Certification Required:  Yes  No

Certificate Issued By: \_\_\_\_\_ Date: 1-25-05 Time in: 11:00 am/pm Time out: 11:30 am/pm

Name on Certificate: \_\_\_\_\_ Received By: Bill Cronin

Inspected By: Mabel Johnson

CONTINUATION - OFFICIAL INSPECTION REPORT

PAGE: 2 OF 7  
DATE: 1-28-05  
PROGRAM:  
SITE COMPUTER#

SITE NAME: The Barkling Dog  
SITE ADDRESS: 310 N California

⑤ Water leak under ice bins at bar (Both bins). Duck tape used to contain leak. Repair pipes w/out using duck tape by 1 week.

⑥ Facility smells like cigarette smoke. Per California law smoking is not allowed at public facilities.

Call me at 953-7817 with questions (Maribel)

INSPECTOR: Maribel Kohnschütz

RECEIVED BY: Ben Knight



**SAN JOAQUIN COUNTY**  
**ENVIRONMENTAL HEALTH DEPARTMENT**  
 304 East Weber Avenue, 3<sup>rd</sup> Floor, Stockton, CA 95202-2708  
 (209) 468-3420 • Fax: (209) 464-0138 • Web: www.co.san-joaquin.ca.us/ehd

**FOOD PROGRAM OFFICIAL INSPECTION REPORT**

Name of Facility: <u>Barking Dog</u>	Date: <u>10/6/03</u>
Address: <u>310 N California</u> City: <u>Lodi</u>	Zip Code:
Owner/Operator: <u>Leona Cronin</u>	Telephone: <u>333-9969</u>
Program Element: <u>PR 0160031</u> Program Record: <u>1624</u>	Inspection Type: <u>Routine</u>
SB180 Posted <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Permit Posted <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
Time In: <u>10.45</u> Time Out: <u>11.30</u>	

The items marked and/or listed below are violations detailed in the California Health & Safety Code (CHSC), commencing §113700. "Major" is a critical violation that poses an imminent risk to public health. Unless otherwise specified, violations marked "Major" must be corrected immediately or warrant immediate closure of the food establishment. "Minor" indicates a violation that does not pose an imminent public health risk, but warrants timely correction as noted.

Critical Risk Factors		Major	Minor	The marked violations represent Health & Safety Code Violations and must be corrected as follows:
Food Temp	Improper holding temperature of potentially hazardous food	1	2	① Smoking in facility. No smoking in bar at any time. ② Post copy of SB 180 in a visible location. Copy provided. ③ Food handler certification required by someone at this facility. Sign up for food handler class by 11/6/03 & take class by 12/6/03. List of classes provided. ④ Soda guns at bar need cleaning. Clean by 10/7/03.
	Inadequate cooking temperatures/practices	3	4	
	Improper reheating temperatures/practices	5	6	
	Improper cooling practices	7	8	
Food & Food Handling	Adulterated/Contaminated food	9	10	
	Reused/returned food	11	12	
	Cross contamination or improper handling of food/Utensils/Equipment	13	14	
	Unapproved food source	15	16	
	Improper thawing of potentially hazardous food	17	18	
Food Handler Health/Practices & Facility Maint.	Ill employee/cuts/rashes	19	20	
	Lack of proper hand washing procedure	21	22	
	Required sink(s)/dish washing machine removed, inoperable, inaccessible	23	24	
	Unsanitary Food Facility Conditions - Critical/Non-Critical Area	25	26	
Water & Sanitizing	Hot water not available	27	28	
	Lack of potable water supply	29	30	
	Improper sanitizer concentration/methods/testing equipment	31	32	
Sewage & Vermin	Sewage system failure/back up	33	34	
	No operable/accessible toilets	35	36	
	Rodent/Cockroach/Other vermin infestation	37	38	

ENVIRONMENTAL HEALTH AND SERVICE CHARGE FEES ARE AUTHORIZED BY RESOLUTION OF SAN JOAQUIN COUNTY BOARD OF SUPERVISORS. ALL DOCUMENTED CRITICAL HEALTH VIOLATIONS OR REPEAT VIOLATIONS ARE SUBJECT TO A REINSPECTION AND REINSPECTION FEE. ALL UNPAID CHARGES ASSOCIATED WITH THE FACILITY OWNER OF RECORD OR APPLICANT SHALL BE PAID PRIOR TO THE ISSUANCE OF A PERMIT TO OPERATE.

ITEM/LOCATION	TEMP	ITEM/LOCATION	TEMP	ITEM/LOCATION	TEMP

Food Safety Certification Required:  Yes  No

Certificate Issued By: [Signature] Date: 10/6/03 Reinspection on or After: \_\_\_\_\_

Name on Certificate: Expired in 2002 Received By: [Signature] E.H.S.: [Signature]

**FOOD PROGRAM OFFICIAL INSPECTION REPORT**  
**SAN JOAQUIN COUNTY**  
 ENVIRONMENTAL HEALTH DEPARTMENT (209) 468-3420  
 304 E. WEBER AVE., THIRD FLOOR, STOCKTON, CA 95202

DEANAME <u>Barking Dog</u>		TEL ( )	DATE <u>9-12-02</u>
ADDRESS <u>310 N California</u>			PRI #
OWNER/OPERATOR <u>Leonna</u>		TEL ( )	TIME IN
MAILING ADDRESS			TIME OUT
PROGRAM/ELEMENT	PERMIT #	SERVICE <u>Plumbing</u>	TRANSFER DATE

FOOD FACILITIES OPERATING WITHOUT A VALID PERMIT ARE SUBJECT TO CLOSURE. TRANSFERS OF OWNERSHIP NOT REPORTED WITHIN THIRTY (30) DAYS FROM THE RECORDED DATE OF TRANSACTION ARE SUBJECT TO THE BASE PERMIT FEE PLUS 100% PENALTY.

		THE FOLLOWING ITEMS REPRESENT HEALTH CODE VIOLATIONS AND MUST BE CORRECTED IN ACCORDANCE WITH THE IDENTIFIED TIME SCHEDULES:	
		MAJOR	MINOR
PROTECTION	Food Temp.	1	2
	Prep/Service	3	4
	Storage/Disp.	5	6
	Frozen Food	7	8
	Pure Food	9	10
	Reused Food	11	12
EXPL	Handwashing	15	16
	Disease Trans	17	18
	Employee Habits	19	20
VERMIN	Rodents	21	22
	Insects	23	24
	Animal/Powl	25	26
UTEN./EQUIP.	Wash./Sanit.	27	28
	Equip. Cond.	29	30
	Uten. Cond.	31	32
	Storage	33	34
FOOD STORAGE	Storage Fac.	35	36
	Refrig. Units	37	38
	Thermometer	39	40
	Hazardous Mat.	41	42
	Spoils	43	44
WATER	Water	45	46
	Cross Conn.	47	48
WASTE	Liquid Waste	49	50
	Refuse	51	52
	Premises	53	54
REST ROOM	Lavatories	55	56
	Toilets	57	58
	Dressing Rooms	59	60
FACILITIES	Ventilation	61	62
	Floors	63	64
	Walls-Ceiling	65	66
	Janitorial Fac.	67	68
	Lighting	69	70
MISC.	Clothing-Linen	71	72
	Living Quarters	73	74
	Signs-Permits	75	76

① Smoking in facility. As of Jan 1, 98  
 NO smoking in bars or restaurants.

② Rodent droppings in back room.  
 = Clean up immediately and eliminate rodents.

③ Leak in pipe near janitor sink in back room. Repair leak by 9-13-02.

Reinspection on or after 9-22-02

ESTAB. STATUS: (MARK ONE)

E  G  A  F  P

LEGAL ACTION:

82 83 84

CITATION:  CLOSURE:  OTHER:

ENVIRONMENTAL HEALTH PERMIT AND SERVICE CHARGE FEES ARE AUTHORIZED BY SAN JOAQUIN COUNTY ORDINANCE. ALL DOCUMENTED IMMEDIATE HEALTH VIOLATIONS OR REPEAT VIOLATIONS ARE SUBJECT TO A REINSPECTION AND REINSPECTION FEE. ALL UNPAID CHARGES ASSOCIATED WITH THE FACILITY OWNER OF RECORD OR APPLICANT SHALL BE PAID PRIOR TO THE ISSUANCE OF A PERMIT TO OPERATE

REINSPECTION DATE:

RECEIVED BY: [Signature]  
 ENVIRONMENTAL HEALTH SPECIALIST  
[Signature]

PAGE  OF

**FOOD PROGRAM OFFICIAL INSPECTION REPORT**  
**SAN JOAQUIN COUNTY PUBLIC HEALTH SERVICES**  
**ENVIRONMENTAL HEALTH DIVISION (209) 468-3420**  
**304 E. WEBER AVE., THIRD FLOOR, STOCKTON, CA 95202**

DBA/NAME <i>Banking Day</i>		TEL <i>833-9969</i>	DATE <i>5-7-01</i>	
ADDRESS <i>310 California</i>			PRI #	
OWNER/OPERATOR <i>Bill Cronin</i>		TEL	TIME IN	TIME OUT
MAILING ADDRESS				
PROGRAM/ELEMENT	PERMIT #	SERVICE <i>Routine</i>	TRANSFER DATE	
FOOD FACILITIES OPERATING WITHOUT A VALID PERMIT ARE SUBJECT TO CLOSURE. TRANSFERS OF OWNERSHIP NOT REPORTED WITHIN THIRTY (30) DAYS FROM THE RECORDED DATE OF TRANSACTION ARE SUBJECT TO THE BASE PERMIT FEE PLUS 100% PENALTY.				

		MAJOR MINOR		THE FOLLOWING ITEMS REPRESENT HEALTH CODE VIOLATIONS AND MUST BE CORRECTED IN ACCORDANCE WITH THE IDENTIFIED TIME SCHEDULES:
PROTECTION	Food Temp.	1	2	<p>① Smoking in facility. As of Jan 1, 1998 no smoking in bars or restaurants.</p> <p>② Small amount of food out on a table (cold cuts, pies, beans). keep all warm foods above 140°F &amp; cold cuts &amp; cheese below 40°F at all times.</p> <p>③ Provide liquid soap &amp; not bar soap in employee restroom.</p> <p>④ Refill soap dispenser in mens restroom immediately.</p>
	Prep/Service	3	4	
	Storage/Disp.	5	6	
	Frozen Food	7	8	
	Pure Food	9	10	
	Reused Food	11	12	
EMPL.	Handwashing	15	16	
	Disease Trans.	17	18	
	Employee Habits	19	20	
VERMIN	Rodents	21	22	
	Insects	23	24	
	Animal/Fowl	25	26	
UTEN./EQUIP.	Wash./Sant.	27	28	
	Equip. Cond.	29	30	
	Uten. Cond.	31	32	
	Storage	33	34	
FOOD STORAGE	Storage Fac.	35	36	
	Refrig. Units	37	38	
	Thermometer	39	40	
	Hazardous Mat.	41	42	
	Spoils	43	44	
WATER	Water	45	46	
	Cross Conn.	47	48	
WASTE	Liquid Waste	49	50	
	Refuse	51	52	
	Premises	53	54	
REST ROOM	Levatories	55	56	
	Toilets	57	58	
	Dressing Rooms	59	60	
FACILITIES	Ventilation	61	62	
	Floors	63	64	
	Walls-Ceiling	65	66	
	Janitorial Fac.	67	68	
	Lighting	69	70	
MISC.	Clothing-Linen	71	72	
	Living Quarters	73	74	
	Signs-Permits	75	76	

ESTAB. STATUS: (MARK ONE)

77  78  79  80  81

E  G  A  F  P

LEGAL ACTION

82  83  84

CITATION:  CLOSURE  OTHER

ENVIRONMENTAL HEALTH PERMIT AND SERVICE CHARGE FEES ARE AUTHORIZED BY SAN JOAQUIN COUNTY ORDINANCE. ALL DOCUMENTED IMMEDIATE HEALTH VIOLATIONS OR REPEAT VIOLATIONS ARE SUBJECT TO A REINSPECTION AND REINSPECTION FEE. ALL UNPAID CHARGES ASSOCIATED WITH THE FACILITY OWNER OF RECORD OR APPLICANT SHALL BE PAID PRIOR TO THE ISSUANCE OF A PERMIT TO OPERATE.

REINSPECTION DATE:

RECEIVED BY:

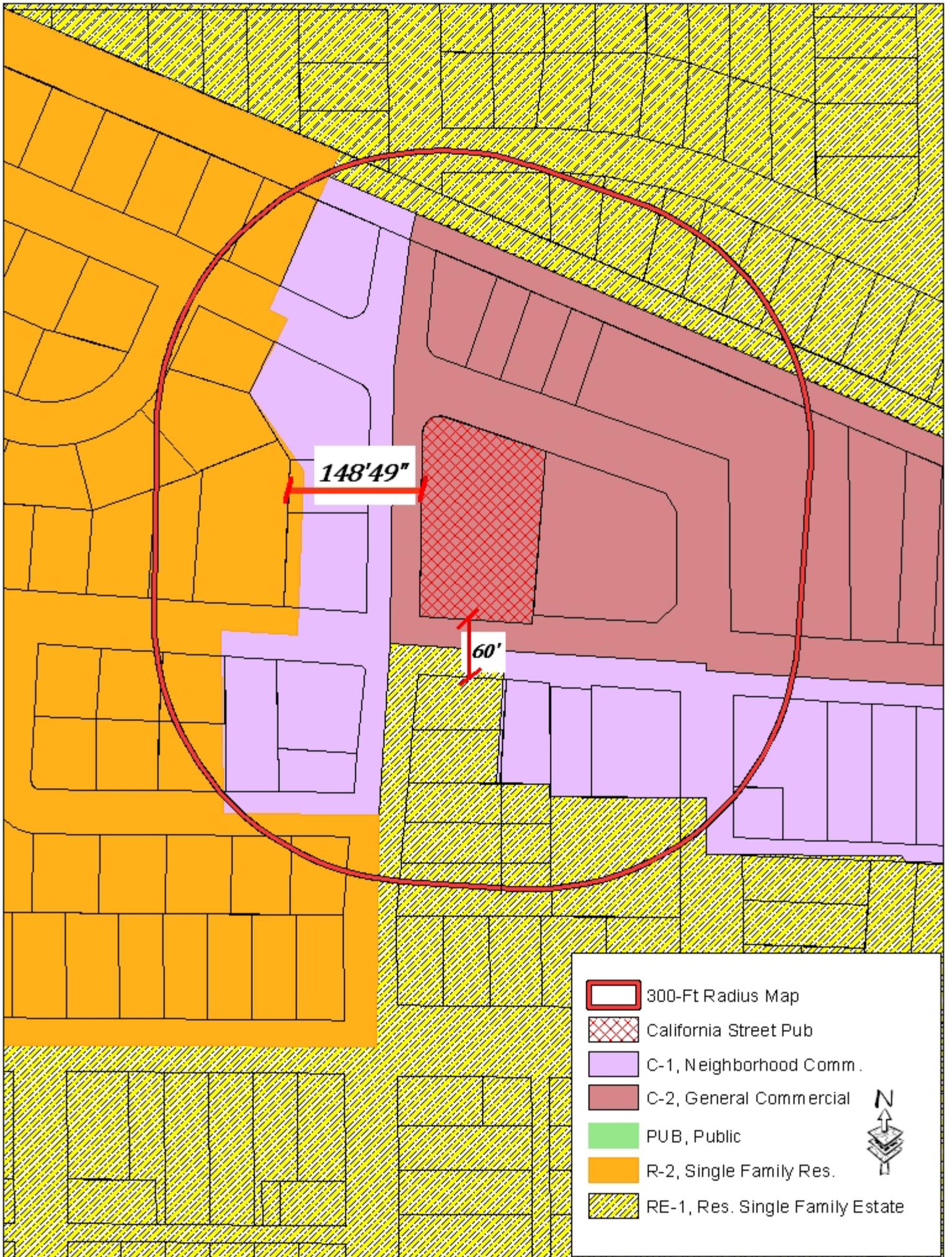
*Suzanne Becker*  
 ENVIRONMENTAL HEALTH SPECIALIST

*J. Carner*

PAGE 1 OF 1

# ATTACHMENT

## L - N



-  300-Ft Radius Map
  -  California Street Pub
  -  C-1, Neighborhood Comm.
  -  C-2, General Commercial
  -  PUB, Public
  -  R-2, Single Family Res.
  -  RE-1, Res. Single Family Estate
- 

CITY COUNCIL

BOB JOHNSON, Mayor  
JOANNE MOUNCE,  
Mayor Pro Tempore  
LARRY D. HANSEN  
PHIL KATZAKIAN  
ALAN NAKANISHI

# CITY OF LODI

Community Development Department

CITY HALL, 221 WEST PINE STREET

P.O. BOX 3006

LODI, CALIFORNIA 95241-1910

(209) 333-6714 - Building

(209) 333-6711 - Planning & Neighborhood Services

(209) 333-6842 - Fax

www.lodi.gov

KONRADT BARTLAM  
City Manager

RANDI JOHL, City Clerk

D. STEPHEN SCHWABAUER  
City Attorney

May 23, 2011

Tess Prado  
Dept. of Alcoholic Bev. Control  
LR II - Stockton Office  
31 E Channel St, #168  
Stockton CA 95202  
209-948-7425  
Fax 209-546-7853

RE: Public Records Act Request

Dear Ms. Prado,

Pursuant to California Public Records Act (Government Code Section 6250 et seq), the City of Lodi Planning Division requests Department of Alcoholic Beverage Control, Stockton Office, provide the City of Lodi with unredacted, complete, entire, and legible copies of all reports, documents, and other records, including disciplinary records, of an establishment located in the City of Lodi at 302 North California Street, Lodi, CA, commonly known as Barking Dog and also known as California Street Pub.

The City is currently processing a conditional Use Permit per the bar owners' request. It has been brought to the City's attention that the conduct of the business owners and operation of the business has been a subject of disciplinary actions by your agency. Disclosure of this information is in the public interest because providing a copy of the information primarily benefits the general public.

If you determine that any or all of the information qualifies for an exemption from disclosure, I ask you to note whether, as is normally the case under the Act, the exemption is discretionary, and if so whether it is necessary in this case to exercise your discretion to withhold the information.

If you determine that some but not all of the information is exempt from disclosure and that you intend to withhold it, I ask that you redact it for the time being and make the rest available as requested. In any event, please provide a signed notification citing the legal authorities on which you rely if you determine that any or all of the information is exempt and will not be disclosed.

I ask for a determination on this request within 10 days of your receipt of it, and an even prompter reply if you can make that determination without having to review the

RECEIVED

MAY 25 2011

COMMUNITY DEVELOPMENT DEPT  
CITY OF LODI

record[s] in question.

In the interest of expediting this request, please feel free to fax copies via fax at 209-333-6842 or via email at [ibereket@lodi.gov](mailto:ibereket@lodi.gov)

Thank you for your time and attention to this matter.

Sincerely,



Immanuel Bereket  
Associate Planner

Cc: Konradt Bartlam, City Manager

**Prado, Maritess@ABC**

---

**From:** Immanuel Bereket [ibereket@lodi.gov]  
**Sent:** Monday, May 23, 2011 10:01 AM  
**To:** Prado, Maritess@ABC  
**Subject:** RE: Barking Dog  
**Attachments:** Scan7452.pdf

May 23, 2011

Tess Prado  
Dept. of Alcoholic Bev. Control  
LRII -Stockton Office  
31 E Channel St, #168  
Stockton CA 95202  
209-948-7425  
Fax 209-546-7853

RE: Public Records Act Request

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If you determine that some but not all of the information is exempt from disclosure and that you intend to withhold it, I ask that you redact it for the time being and make the rest available as requested. In any event, please provide a signed notification citing the legal authorities on which you rely if you determine that any or all of the information is exempt and will not be disclosed.

I ask for a determination on this request within 10 days of your receipt of it, and an even prompter reply if you can make that determination without having to review the record[s] in question.

In the interest of expediting this request, please feel free to fax copies via fax at 209-333-6842 or via

5/23/2011

BEFORE THE  
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL  
OF THE STATE OF CALIFORNIA

In the Matter of the Accusation Against:

THIRSTY

DBA: Barking Dog

PREMISES: 312 N. California St.  
Lodi, Ca 95240

LICENSE(S): On-Sale General Public Premise

48-482727  
File: ~~20-351830~~

Reg:

ACCUSATION UNDER  
ALCOHOLIC BEVERAGE  
CONTROL ACT AND  
STATE CONSTITUTION

I hereby complain and accuse the above respondent(s), holding the above license(s), based on the following statement of facts:

COUNT 1

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about 09/17/10, respondent-licensee(s), violated a condition # 1 on the license which states Entertainment provided shall not be audible beyond the area under the control of the licensee(s), in that licensee did have entertainment that was audible beyond the area under their control, such being a violation of the license condition and ground for license suspension or revocation under Business and Professions Code Section 23804.

COUNT 2

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about 09/17/10, respondent-licensee(s), violated a condition # 5 on the license which states On Fridays and Saturdays, between the hours of 8:00 p.m. and 2:00 a.m., the petitioner(s) shall provide security personnel in the parking lot and shall maintain order therein and prevent any activity which would interfere with the quiet enjoyment of their property by nearby residents, in that licensee's failed to have security personnel posted in the parking lot, such being a violation of the license condition and ground for license suspension or revocation under Business and Professions Code Section 23804.

COUNT 3

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about 10/08/10, respondent-licensee(s), violated a condition # 1 on the license which states Entertainment provided shall not be audible beyond the area under the control of the licensee(s), in that licensee did have entertainment that was audible beyond the area under their control, such being a violation of the license condition and ground for license suspension or revocation under Business and Professions Code Section 23804.

COUNT 4

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about 10/08/10, respondent-licensee(s), violated a condition # 5 on the license which states On Fridays and Saturdays, between the hours of 8:00 p.m. and 2:00 a.m., the petitioner(s) shall provide security personnel in the parking lot and shall maintain order therein and prevent any activity which would interfere with the quiet enjoyment of their property by nearby residents, in that licensee's failed to have security personnel posted in the parking lot, such being a violation of the license condition and ground for license suspension or revocation under Business and Professions Code Section 23804.

COUNT 5

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about 10/15/10, respondent-licensee(s), violated a condition # 1 on the license which states Entertainment provided shall not be audible beyond the area under the control of the licensee(s), in that licensee did have entertainment that was audible beyond the area under their control, such being a violation of the license condition and ground for license suspension or revocation under Business and Professions Code Section 23804.

COUNT 6

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about 10/15/10, respondent-licensee(s), violated a condition # 5 on the license which states On Fridays and Saturdays, between the hours of 8:00 p.m. and 2:00 a.m., the petitioner(s) shall provide security personnel in the parking lot and shall maintain order therein and prevent any activity which would interfere with the quiet enjoyment of their property by nearby residents, in that licensee's failed to have security personnel posted in the parking lot, such being a violation of the license condition and ground for license suspension or revocation under Business and Professions Code Section 23804.

COUNT 7

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about 10/16/10, respondent-licensee(s), violated a condition # 1 on the license which states Entertainment provided shall not be audible beyond the area under the control of the licensee(s), in that licensee did have entertainment that was audible beyond the area under their control, such being a violation of the license condition and ground for license suspension or revocation under Business and Professions Code Section 23804.

COUNT 8

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On or about 10/16/10, respondent-licensee(s), violated a condition # 5 on the license which states On Fridays and Saturdays, between the hours of 8:00 p.m. and 2:00 a.m., the petitioner(s) shall provide security personnel in the parking lot and shall maintain order therein and prevent any activity which would interfere with the quiet enjoyment of their property by nearby residents, in that licensee's failed to have security personnel posted in the parking lot, such being a violation of the license condition and ground for license suspension or revocation under Business and Professions Code Section 23804.

COUNT 9

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

Between the dates of October 3, 2010 and October 23, 2010, respondent-licensee(s), violated a condition # 1 on the license which states Entertainment provided shall not be audible beyond the area under the control of the licensee(s), in that licensee did have entertainment that was audible beyond the area under their control, such being a violation of the license condition and ground for license suspension or revocation under Business and Professions Code Section 23804.

COUNT 10

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On six days between the dates of October 3, 2010 and October 23, 2010, respondent-licensee(s), violated a condition # 5 on the license which states On Fridays and Saturdays, between the hours of 8:00 p.m. and 2:00 a.m., the petitioner(s) shall provide security personnel in the parking lot and shall maintain order therein and prevent any activity which would interfere with the quiet enjoyment of their property by nearby residents, in that licensee's failed to have security personnel posted in the parking lot thus interfering with resident Larry Sauseda's quiet enjoyment of his property, such being a violation of the license condition and ground for license suspension or revocation under Business and Professions Code Section 23804.

COUNT 11

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

Between the dates of October 15, 2010 and October 22, 2010, respondent-licensee(s), violated a condition # 1 on the license which states Entertainment provided shall not be audible beyond the area under the control of the licensee(s), in that licensee did have entertainment that was audible beyond the area under their control, such being a violation of the license condition and ground for license suspension or revocation under Business and Professions Code Section 23804.

COUNT 12

By reason of the following facts, there is cause for suspension or revocation of the license(s), in accordance with Section 24200 and Sections 24200(a) and (b) of the Business and Professions Code. It is further alleged that the continuance of the license would be contrary to public welfare and/or morals as set forth in Article XX, Section 22 of the California State Constitution and Sections 24200(a) and (b) of the Business and Professions Code. The facts which constitute the basis for the suspension or revocation by the Department are as follows:

On three days between the dates of October 15, 2010 and October 22, 2010, respondent-licensee(s), violated a condition # 5 on the license which states On Fridays and Saturdays, between the hours of 8:00 p.m. and 2:00 a.m., the petitioner(s) shall provide security personnel in the parking lot and shall maintain order therein and prevent any activity which would interfere with the quiet enjoyment of their property by nearby residents, in that licensee's failed to have security personnel posted in the parking lot thus interfering with resident Sar Lee Okazaki's quiet enjoyment of her property, such being a violation of the license condition and ground for license suspension or revocation under Business and Professions Code Section 23804.

Licensee(s) Previous Record: Licensed as above since 06/22/10, with the no record of disciplinary action.

WHEREFORE, I recommend that a hearing be held on this accusation.

Dated this 3rd day of November 2010.

J McCullough #1732

District Administrator  
Department of Alcoholic Beverage Control

Reviewed:

Pursuant to Government Code Section 11507.6 discovery is requested to be provided to: Dept. of Alcoholic Beverage Control, Legal Unit, 3927 Lennane Drive, Suite 100, Sacramento, CA 95834 (916) 419-2500.

#### STATEMENT TO RESPONDENT(S)

Unless a written request for a hearing, signed by you, or on your behalf, is delivered, or mailed, to the Department of Alcoholic Beverage Control within fifteen (15) days after the foregoing accusation was personally served on you or mailed to you, the Department of Alcoholic Beverage Control may proceed upon the accusation without a hearing to take action thereon as provided by law. The request for a hearing may be made by delivering or mailing the enclosed form entitled: "Notice of Defense", or by delivering or mailing a Notice of Defense to the Department of Alcoholic Beverage Control, 3927 Lennane Drive, Suite 100, Sacramento, California 95834, as provided by Section 11506 of the Government Code. The "Notice of Defense" forwarded herewith, if signed and returned to the Department of Alcoholic Beverage Control, shall be deemed a specific denial of all parts of the accusation, but you will not be permitted to raise any objection to the form of the accusation, unless you file a further Notice of Defense as provided, in Section 11506 of the Government Code within said 15 days after service of said accusation upon you. At any or all stages of these proceedings, you have the right to be represented by counsel at your own expense or to represent yourself without legal counsel. You are not entitled to the appointment of an attorney to represent you.

The hearing may be postponed for good cause. If you have good cause, you are obliged to notify this agency within 10 working days after you discover the good cause. Failure to notify this agency within 10 days will deprive you of a postponement.

BEFORE THE  
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL  
OF THE STATE OF CALIFORNIA

IN THE MATTER OF THE ACCUSATION AGAINST

STOCKTON

THIRSTY  
BARKING DOG  
312 N CALIFORNIA ST  
LODI, CA 95240

FILE 48-482727

REG.

STIPULATION  
AND WAIVER  
FOR PREHEARING  
SETTLEMENT

Respondent(s)

Licensee(s) under the Alcoholic Beverage Control Act

The above-named respondent(s) does hereby:

- (1) Acknowledge receipt of the accusation (with printed statement to respondent) and forms for notice of defense and stipulation and waiver in the above-entitled action.
- (2) Stipulate that disciplinary action may be taken on the accusation and that such discipline may be determined on the basis of the facts contained in the investigative reports on file with the Department.
- (3) Waive all rights to a hearing, reconsideration and appeal, and any and all other rights which may be accorded pursuant to the Alcoholic Beverage Control Act or the Administrative Procedure Act.
- (4) Acknowledge that the licensee(s) understand(s) that by waiving said rights the Director of the Department of Alcoholic Beverage Control may, without further notice, enter an order suspending the On-Sale General Public Premises License(s) at the above-mentioned premises for a period of 15 days, the effective date to be set by further order of the Director of the Department of Alcoholic Beverage Control, with execution of 5 days of said suspension stayed upon the condition that no subsequent final determination be made, after hearing or upon stipulation and waiver, that cause for disciplinary action occurred within one year from the effective date of this decision; that should such determination be made the Director of the Department of Alcoholic Beverage Control may, in his discretion and without further hearing, vacate this stay order and reimpose the stayed portion of the penalty; and that should no such determination be made, the stay shall become permanent.

(I) (We) wish to serve the suspension

(I) (We) wish to pay the fine in lieu of  
serving the suspension

BEFORE THE  
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL  
OF THE STATE OF CALIFORNIA

IN THE MATTER OF THE ACCUSATION AGAINST:

THIRSTY  
BARKING DOG  
312 N CALIFORNIA ST  
LODI, CA 95240

RECEIVED

MAR 24 2011

Alcoholic Beverage Control  
STOCKTON DISTRICT

FILE : 48-482727

REG.: 11074513

ON-SALE GENERAL PUBLIC PREMISES LICENSE

DECISION

Respondent(s)/Licensee(s)  
under the Alcoholic Beverage Control Act.

The above-entitled matter having regularly come before the Department for decision; and it appearing to the Department that the respondent(s) has filed a stipulation and waiver in connection with the accusation herein in which respondent(s) waives right to hearing, reconsideration and appeal; and good cause appearing therefor, the Department now finds as follows:

That cause for disciplinary action has been established.

Determination of issues presented: That respondent(s) violated or permitted violation of Business & Profession Code Section 23804.

Grounds for suspension or revocation have been established under Article XX, Section 22 of the State Constitution and Business and Professions Code Section 24200(a&b).

Wherefore, it is hereby ordered that the license(s) issued to respondent(s) at the above-mentioned premises be suspended for a period of 15 days and that execution of 5 days of said suspension be stayed upon the condition that no subsequent final determination be made, after hearing or upon stipulation and waiver, that cause for disciplinary action occurred within one year from the effective date of this Decision; that should such determination be made the Director of the Department of Alcoholic Beverage Control may, in his discretion and without further hearing, vacate this stay order and reimpose the stayed portion of the penalty; and that should no such determination be made, the stay shall become permanent.

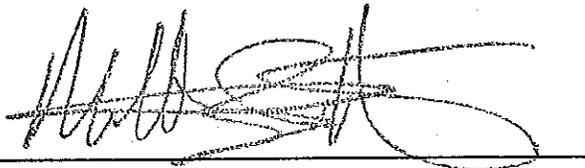
**THE BEGINNING DATE OF THE SUSPENSION WILL BE HELD UP UNTIL FURTHER NOTICE, PURSUANT TO SECTION 23095, TO CONSIDER YOUR REQUEST TO MAKE AN OFFER IN COMPROMISE (PAY A FINE) IN LIEU OF ACTUAL SUSPENSION OF THE LICENSE.**

CERTIFICATE OF DECISION

It is hereby certified that on March 23, 2011 the Department of Alcoholic Beverage Control adopted the foregoing as its decision in the proceeding therein described effective immediately.

Sacramento, California  
Dated: March 23, 2011

By



Matthew D. Botting  
General Counsel

BEFORE THE  
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL  
OF THE STATE OF CALIFORNIA

IN THE MATTER OF THE ACCUSATION AGAINST:

THIRSTY  
BARKING DOG  
312 N CALIFORNIA ST  
LODI, CA 95240

FILE : 48-482727

REG. : 11074513

ON-SALE GENERAL PUBLIC PREMISES LICENSE

DECLARATION OF  
SERVICE BY MAIL

under the Alcoholic Beverage Control Act.

The undersigned declares:

I am over eighteen years of age, and not a party to the within cause; my business address is 3927 Lennane Drive, Suite 100, Sacramento, California 95834. I served by **CERTIFIED** mail a copy of the following documents:

**DECISION AFTER WAIVER OF HEARING**

on each of the following, by placing same in an envelope(s) addressed as follows:

THIRSTY  
310 N CALIFORNIA ST  
LODI, CA 95240

Each said envelope was then, on March 23, 2011 sealed and deposited in the United States Mail at Sacramento, California, the county in which I am employed, with the postage thereon fully prepaid.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on March 23, 2011 at Sacramento, California.

  
Declarant

Stockton District Office(interoffice mail)

Division Office(interoffice mail)

## Event List with Report Numbers

1 of 4

Report #	Date	Time	Nature	Location	Prime Unit	Disp.	Close Time
	09/04/2010	23:36	DISTURBANCE-NO	310 N CALIFORNIA ST	1A5	EVE	09/05/2010 00:01:52
	09/05/2010	01:33	DISTURBANCE IN	310 N CALIFORNIA ST	1A1	EVE	09/05/2010 02:00:41
	09/12/2010	02:35	MUNI CODE VIOL	310 N CALIFORNIA ST	1A1	EVE	09/12/2010 03:09:48
	09/17/2010	17:14	MISC SERVICES	310 N CALIFORNIA ST	3D5	EVE	09/17/2010 17:39:08
10007023	09/18/2010	01:38	DISTURBANCE	310 N CALIFORNIA ST	1D5	REPT	09/18/2010 02:22:15
	09/25/2010	00:34	DISTURBANCE-NO	310 N CALIFORNIA ST	1A3	EVE	09/25/2010 01:03:20
	10/03/2010	03:26	DUI	310 N CALIFORNIA ST	1A1	EVE	10/03/2010 03:57:24
	10/05/2010	22:27	DISTURBANCE-NO	310 N CALIFORNIA ST	1A1	EVE	10/05/2010 23:02:47
10007523	10/07/2010	09:06	TELEPHONE	310 N CALIFORNIA ST	Z80	REPT	10/07/2010 09:25:43
10007569	10/08/2010	23:11	INTOX PERSON	310 N CALIFORNIA ST	4A5	REPT	10/09/2010 00:55:24
10007628	10/11/2010	23:29	ASSAULT-WEAPO	310 N CALIFORNIA ST	4A1	REPT	10/12/2010 00:23:23
	10/11/2010	23:34	DISTURBANCE-NO	310 N CALIFORNIA ST	4A1	EVE	10/12/2010 00:42:33
	10/16/2010	00:08	DISTURBANCE	310 N CALIFORNIA ST	4A1	EVE	10/16/2010 00:17:33
	10/16/2010	01:02	DISTURBANCE	310 N CALIFORNIA ST		EVE	10/16/2010 01:07:02

Total Number of Events Listed: 14

Attn: Agent Fuentes

LPD, ~~reports~~ reports

Calif St Pub.

Event List with Report Numbers

2 of 4

Report #	Date	Time	Nature	Location	Prime Unit	Disp.	Close Time
10007030	09/18/2010	10:13	TRAFFIC STOP	N CALIFORNIA ST/HOLLY DR	2S1	TSOP	09/18/2010 10:39:39
	10/12/2010	01:48	TRAFFIC STOP	N CALIFORNIA ST/HOLLY DR	4A1	TSOP	10/12/2010 01:51:10

Total Number of Events Listed: 2

Event List with Report Numbers

3 of 4

Report #	Date	Time	Nature	Location	Prime Unit	Disp.	Close Time
10007030	09/18/2010	10:13	TRAFFIC STOP	N CALIFORNIA ST/N HUTCHINS ST	2S1	TSOP	09/18/2010 10:39:39
	10/12/2010	01:48	TRAFFIC STOP	N CALIFORNIA ST/HOLLY DR	4A1	TSOP	10/12/2010 01:51:10

Total Number of Events Listed: 2

Event List with Report Numbers

4 of 4

Report #	Date	Time	Nature	Location	Prime Unit	Disp.	Close Time
10007030	09/18/2010	10:13	TRAFFIC STOP	N CALIFORNIA ST/W LOCKEFORD	2S1	TSOP	09/18/2010 10:39:39
	10/12/2010	01:48	TRAFFIC STOP	N CALIFORNIA ST/HOLLY DR	4A1	TSOP	10/12/2010 01:51:10

Total Number of Events Listed: 2

Department of Alcoholic Beverage Control  
**CITIZEN'S LOG OF DISRUPTIVE ACTIVITY**

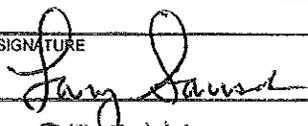
State of California  
 ARNOLD SCHWARZENEGGER, Governor

Instructions: List details of disturbances. State how disturbance was related to the licensed premises.

OWNER/LICENSEE <b>THIRSTY</b>	CASE INVESTIGATOR Various
ABC LICENSE NUMBER 48-482727	INVESTIGATOR'S PHONE NUMBER (209) 948-7739
PREMISES ADDRESS 310-312 N. California St. Lodi, Ca 95240	PREMISES' PHONE NUMBER ( )

DATE	TIME	What I saw, heard, or experienced that disturbed me, where and how it happened and who did it
10/3/10	11:30-2:30	LOUD CONVERSATIONS, POLICE ACTIVITY
10/5/10	10pm-3am	LOUD MUSIC, TALKING, PROFANITY, PARKING LOT
10/8/10	11:30-3am	Police Activity, Bouncers & PATRONS LOUD,
10/9/10	11 <sup>00</sup> - 3am	LOUD CONVERSATIONS, Fights, Music, PARKING LOT
10/11/10	10pm-3am	LOUD CONVERSATIONS Bouncers & PATRONS
10/15/10	11 <sup>00</sup> - 2am	Police Activity, Bouncers & Patrons Talkins, Fight HARLY DAVIDSON coming & going all nite
10/16/10	11 <sup>00</sup> - 3am	Music Loud, Talkins Loud, Police Activity
10/18/10	10pm-2am	Loud Conversations parking lot - Bouncers, Patrons, Late nite Music - Door Open
10/20/10	11 <sup>30</sup> - 3am	Loud Music, Loud Conversations, Bouncers & Patrons, <del>the</del> Cars spinning wheels, Police Activity, Parkins lot
10/22/10	11 <sup>00</sup> - 3am	Loud Music with Door Open, Loud conversations, Bouncers & Patrons in Parking lot.
10/23/10	11 <sup>00</sup> - 3am	Cars Spinning wheels all nite. Bouncers and Patrons Loud Talkins in parkins lots. Loud Music with Door open.

This log was prepared by

CITIZEN'S PRINTED NAME <b>LARRY SAUSEDA</b>	CITIZEN'S SIGNATURE 
CITIZEN'S ADDRESS (Street number and name, city, state, zip code) <b>230 N. CALIF ST LODI, CA 95240</b>	

ABC-099-L (12/03)

FAXED 10/25/10 ABC

PROTEST AGAINST ALCOHOLIC BEVERAGE LICENSE APPLICATION

- Please refer to Form ABC-510, Instructions for Protesting an Alcoholic Beverage License Application, before completing and submitting your protest. The ABC-510 can be found at [www.abc.ca.gov](http://www.abc.ca.gov).
- Please print legibly or type. Incomplete and/or illegible information will cause the protest to be rejected.
- You will be notified by letter regarding a hearing on your protest. You will need to attend the hearing to testify and/or present evidence to support your protest.
- A copy of this completed form, ABC-510-A, will be provided to the applicant.

RECEIVED

OCT - 8 2009

I hereby protest the issuance of a license under the Alcoholic Beverage Control Act to:

THIRSTY, CHRISTIAN COLE ETAL

(Name(s) of Applicant(s))

Alcoholic Beverage Control STOCKTON DISTRICT

For premises at:

310 N. CALIFORNIA ST, LODI CA 95240

(Exact address of proposed premises)

on the grounds that:

There is Loud Music accompanied by many young people using profanity, yelling & screaming. When they smoke out in the parking lot, their voices carry into the neighborhood which alarms Dogs and causes them to bark continuously. They continue to loiter in the parking lot after 2am and many spin their wheels when leaving. Weekdays can sometimes be as bad as weekends.

Check here if additional sheets attached

I, LARRY SAUSEDA, declare under penalty of perjury:

PRINT (Name of Protestant)

(1) That I am the protestant herein; (2) That I have read the above protest and know the contents thereof; and (3) That the same is true of my own knowledge except as to those matters which are therein stated on information and belief, and as to those matters I believe to be true.

PROTESTANT'S SIGNATURE <i>Larry Sauseda</i>	PROTESTANT'S TELEPHONE NUMBER (Optional) 209-334-5749
SIGNED AT (City and State) LODI, CALIF.	DATE SIGNED 10/7/09
PROTESTANT'S ADDRESS (Street number and name, city, state, zip code) 230 N. CALIF ST, LODI, CA 95240	

As a close Neighbor we have difficulty sleeping because of all this & when I tried to speak with owner about these issues, they didn't return my call. I have witnessed fist fights, arguments, Police activity & other nuisance through my bedroom window. In my 3 yrs as a resident, home-owner in this neighborhood, I have never seen this kind of disturbing activity, lack of respect and disregard for people sleeping as this new Club Owner has allowed to carry on!

Jung Jank

Attn: Tess Prada ABC

From: Larry Sauseda  
230 N. CALIF ST  
LODI, CA 95240

9/13/10

Regarding: Calif ST Pub  
310 N. CALIF ST

Dear Tess,

Here is a list of Police calls for the Ca ST Pub from July 1 - Sept 1.

I included nearby streets, Lockeford St, Holly Dr, because people leave the Bar intoxicated and cause property damage, get arrested, etc and does not show on reports they left the Calif ST Pub.

Thank you so much for all your help with this matter. The Bar Owners care less about our neighborhood.

Larry Sauseda

Jay Sauseda

209-810-7434

## CAD Events

2 of 11

## Search Conditions:

Call Date between '07/01/2010 00:00:01' and '07/30/2010 23:59:59'

Street starts with 'N CALIFORNIA ST'

Street number is between '100' and '500'

Case ID	Nature Code	Nature Description	Call Time	Address
10000032217	922	INTOX PERSON	07/04/2010 01:04:06	N CALIFORNIA
10000033205	813	TRAFFIC STOP	07/08/2010 21:04:48	N CALIFORNIA ST/FIRST
10000033443	415N	DISTURBANCE-NOISE	07/10/2010 00:57:59	310 N CALIFORNIA ST
10000034491	CVC	VEH VIOL	07/16/2010 02:06:27	310 N CALIFORNIA ST
10000034701	415	DISTURBANCE	07/17/2010 02:11:18	310 N CALIFORNIA ST
10000034853	415N	DISTURBANCE-NOISE	07/17/2010 23:29:20	310 N CALIFORNIA ST
10000034902	459	BURGLARY	07/18/2010 09:58:47	N CALIFORNIA ST/FIRST
10000036083	893	PED STOP	07/25/2010 00:15:34	310 N CALIFORNIA ST
10000036101	415N	DISTURBANCE-NOISE	07/25/2010 01:32:51	310 N CALIFORNIA ST
10000036104	906	MISC SERVICES	07/25/2010 01:46:22	310 N CALIFORNIA ST
10000036920	906	MISC SERVICES	07/30/2010 00:01:35	310 N CALIFORNIA ST
10000037116	LCC	MUNI CODE VIOL	07/30/2010 23:13:33	310 N CALIFORNIA ST
10000037124	906	MISC SERVICES	07/30/2010 23:59:59	310 N CALIFORNIA ST

## CAD Events

3 of 11

## Search Conditions:

Call Date between '07/31/2010 00:00:01' and '08/30/2010 23:59:59'

Street starts with 'N CALIFORNIA ST'

Street number is between '100' and '500'

Case ID	Nature Code	Nature Description	Call Time	Address
10000037312	415P	DISTURBANCE IN PROG	08/01/2010 01:35:13	310 N CALIFORNIA ST
10000037645	10851	VEH THEFT	08/03/2010 00:12:29	310 N CALIFORNIA ST
10000037689	974	SUSPICIOUS CIRC-OBJECT	08/03/2010 08:18:21	230 N CALIFORNIA ST
10000037775	DUI	DUI	08/03/2010 15:31:48	230 N CALIFORNIA ST
10000037984	813	TRAFFIC STOP	08/04/2010 14:14:21	N CALIFORNIA ST/W
10000038320	415	DISTURBANCE	08/06/2010 02:00:52	310 N CALIFORNIA ST
10000038667	415N	DISTURBANCE-NOISE	08/07/2010 23:23:05	310 N CALIFORNIA ST
10000038687	893	PED STOP	08/08/2010 01:00:35	310 N CALIFORNIA ST
10000038852	459	BURGLARY	08/09/2010 05:03:11	110 N CALIFORNIA ST
10000039203	974P	SUS CIRC IN PROG	08/11/2010 02:47:35	310 N CALIFORNIA ST
10000039836	893	PED STOP	08/14/2010 01:02:15	310 N CALIFORNIA ST
10000040014	415N	DISTURBANCE-NOISE	08/15/2010 00:33:38	310 N CALIFORNIA ST
10000042127	JUV	JUV COMPLAINT	08/26/2010 10:43:14	211 N CALIFORNIA ST
10000042475	893	PED STOP	08/28/2010 01:12:16	310 N CALIFORNIA ST

## CAD Events

4 of 11

## Search Conditions:

Call Date between '08/31/2010 00:00:01' and '09/06/2010 23:59:59'

Street starts with 'N CALIFORNIA ST'

Street number is between '100' and '500'

Case ID	Nature Code	Nature Description	Call Time	Address
100000043184	901	TC-NON INJURY	09/01/2010 09:56:44	N CALIFORNIA ST/W
100000043479	415P	DISTURBANCE IN PROG	09/02/2010 21:36:41	404 N CALIFORNIA ST
100000043937	415N	DISTURBANCE-NOISE	09/04/2010 23:36:06	310 N CALIFORNIA ST
100000043959	415P	DISTURBANCE IN PROG	09/05/2010 01:33:16	310 N CALIFORNIA ST

## CAD Events

5 of 11

## Search Conditions:

Call Date between '07/01/2010 00:00:01' and '07/31/2010 23:59:59'

Street starts with 'W LOCKEFORD'

Street number is between '300' and '700'

Case ID	Nature Code	Nature Description	Call Time	Address
100000031989	974	SUSPICIOUS CIRC-OBJECT	07/02/2010 20:14:16	429-A W LOCKEFORD ST
100000032143	415	DISTURBANCE	07/03/2010 16:03:03	400 W LOCKEFORD ST
100000032671	459	BURGLARY	07/06/2010 08:46:10	314 W LOCKEFORD ST
100000032798	813	TRAFFIC STOP	07/06/2010 21:15:41	W LOCKEFORD
100000032831	CIV	CIVIL	07/07/2010 03:11:02	414-3 W LOCKEFORD ST
100000032870	897	WARRANT SERVICE	07/07/2010 11:02:13	400-1 W LOCKEFORD ST
100000033310	415	DISTURBANCE	07/09/2010 11:29:48	314 W LOCKEFORD ST
100000033866	843	FOLLOW UP	07/12/2010 14:29:19	325 W LOCKEFORD ST
100000034134	813	TRAFFIC STOP	07/14/2010 00:16:21	401 W LOCKEFORD ST
100000034542	974	SUSPICIOUS CIRC-OBJECT	07/16/2010 11:22:24	316 W LOCKEFORD ST
100000034675	813	TRAFFIC STOP	07/16/2010 23:41:23	W LOCKEFORD ST/N
100000034708	893	PED STOP	07/17/2010 03:23:28	400-BLK W LOCKEFORD
100000035386	LCC	MUNI CODE VIOL	07/21/2010 08:05:23	508 W LOCKEFORD ST
100000035561	LCC	MUNI CODE VIOL	07/22/2010 09:34:49	429-E W LOCKEFORD ST
100000035572	813	TRAFFIC STOP	07/22/2010 11:12:25	W LOCKEFORD ST/N
100000035744	974	SUSPICIOUS CIRC-OBJECT	07/23/2010 09:26:12	325 W LOCKEFORD ST
100000035816	459	BURGLARY	07/23/2010 15:30:05	412 W LOCKEFORD ST
100000036044	813	TRAFFIC STOP	07/24/2010 19:59:41	300-BLK W LOCKEFORD
100000036521	907	ANIMAL CALL FOR SERVICE	07/27/2010 17:10:22	W LOCKEFORD ST/N

Case ID	Nature Code	Nature Description	Call Time	Address
100000036614	813	TRAFFIC STOP	07/28/2010 07:47:08	W LOCKEFORD ST/N
100000036746	813	TRAFFIC STOP	07/28/2010 22:18:21	W LOCKEFORD ST/N
100000036987	CVC	VEH VIOL	07/30/2010 11:35:27	400 W LOCKEFORD ST

6 of 11

## CAD Events

7 of 11

## Search Conditions:

Call Date between '08/01/2010 00:00:01' and '08/31/2010 23:59:59'

Street starts with 'W LOCKEFORD'

Street number is between '300' and '700'

Case ID	Nature Code	Nature Description	Call Time	Address
100000037493	920	PROPERTY LOST/FOUND	08/02/2010 09:14:32	310 W LOCKEFORD ST
100000037671	459	VANDALISM	08/03/2010 06:03:23	429-E W LOCKEFORD ST
100000037676	459	PETTY THEFT	08/03/2010 06:38:49	429-E W LOCKEFORD ST
100000037992	813	TRAFFIC STOP	08/04/2010 14:32:26	W LOCKEFORD ST/N
100000038195	907	ANIMAL CALL FOR SERVICE	08/05/2010 12:50:10	601 W LOCKEFORD ST
100000038790	CVC	VEH VIOL	08/08/2010 18:45:14	W LOCKEFORD ST/N
100000038882	907	ANIMAL CALL FOR SERVICE	08/09/2010 10:33:22	W LOCKEFORD ST/N
100000039015	893	PED STOP	08/10/2010 01:55:16	429-E W LOCKEFORD ST
100000039030	484P	PETTY THEFT IN PROG	08/10/2010 07:14:26	401 W LOCKEFORD ST
100000039043	813	TRAFFIC STOP	08/10/2010 09:40:11	432 W LOCKEFORD ST
100000039445	HS	DRUGS	08/12/2010 09:30:13	401 W LOCKEFORD ST
100000039606	906	MISC SERVICES	08/13/2010 01:36:42	W LOCKEFORD ST/N
100000039833	415N	DISTURBANCE-NOISE	08/14/2010 00:51:58	412-2 W LOCKEFORD ST
100000040194	415N	DISTURBANCE-NOISE	08/16/2010 02:05:22	412-2 W LOCKEFORD ST
100000040629	907	ANIMAL CALL FOR SERVICE	08/18/2010 09:41:25	325 W LOCKEFORD ST
100000040730	813	TRAFFIC STOP	08/18/2010 17:21:33	307 W LOCKEFORD ST
100000041510	813	TRAFFIC STOP	08/23/2010 00:12:07	W LOCKEFORD ST/N
100000041637	459	SUS RES ACTIVITY CONTACT	08/23/2010 17:54:33	307 W LOCKEFORD ST
100000041775	983	PERSONS CARED FOR	08/24/2010 14:23:21	504 W LOCKEFORD ST

Case ID	Nature Code	Nature Description	Call Time	Address
10000041935	LOB	LOBBY CALL	08/25/2010 11:13:50	W LOCKEFORD ST/N
10000042235	922	INTOX PERSON	08/26/2010 19:58:11	401 W LOCKEFORD ST
10000042241	922	INTOX PERSON	08/26/2010 20:48:32	525-A W LOCKEFORD ST
10000042432	484P	DISTURBANCE-NOISE	08/27/2010 21:33:48	525-A W LOCKEFORD ST
10000042448	974P	SUS CIRC IN PROG	08/27/2010 22:58:16	W LOCKEFORD ST/N

8 of 11

## CAD Events

9 of 11

## Search Conditions:

Call Date between '09/01/2010 00:00:01' and '09/06/2010 23:59:59'

Street starts with 'W LOCKEFORD'

Street number is between '300' and '700'

Case ID	Nature Code	Nature Description	Call Time	Address
100000043136	415N	DISTURBANCE-NOISE	09/01/2010 00:20:34	412-2 W LOCKEFORD ST
100000043331	415N	DISTURBANCE-NOISE	09/02/2010 01:29:15	401 W LOCKEFORD ST
100000043756	933	ALARM AUD RES OR COMM	09/04/2010 06:01:48	429-E W LOCKEFORD ST
100000043782	813	TRAFFIC STOP	09/04/2010 09:47:57	W LOCKEFORD ST/N
100000043867	983P	SUICIDE OR ATTEMPT	09/04/2010 17:58:09	400-7 W LOCKEFORD ST

## CAD Events

10 of 11

## Search Conditions:

Call Date between '07/01/2010 00:00:01' and '07/31/2010 23:59:59'

Street starts with 'HOLLY'

Street number is between '300' and '700'

Case ID	Nature Code	Nature Description	Call Time	Address
100000031632	893	PED STOP	07/01/2010 09:23:37	HOLLY DR/N
100000031747	459	BURGLARY	07/01/2010 17:30:10	626 HOLLY DR

## Event List with Report Numbers

Report #	Date	Time	Nature	Location	Prime Unit	Disp.	Close Time
	07/10/2010	00:57	DISTURBANCE-NO	310 N CALIFORNIA ST	1D5	EVE	07/10/2010 01:03:35
	07/16/2010	02:06	VEH VIOL	310 N CALIFORNIA ST	1A1	EVE	07/16/2010 02:13:20
	07/17/2010	02:11	DISTURBANCE	310 N CALIFORNIA ST	1A1	EVE	07/17/2010 02:26:04
	07/17/2010	23:29	DISTURBANCE-NO	310 N CALIFORNIA ST	1A1	EVE	07/17/2010 23:56:24
	07/25/2010	00:15	PED STOP	310 N CALIFORNIA ST		EVE	07/25/2010 00:37:48
	07/25/2010	01:32	DISTURBANCE-NO	310 N CALIFORNIA ST		CAN	07/25/2010 01:33:22
	07/25/2010	01:46	MISC SERVICES	310 N CALIFORNIA ST	4A1	ASST	07/25/2010 01:56:38
	07/30/2010	00:01	MISC SERVICES	310 N CALIFORNIA ST		EVE	07/30/2010 00:37:23
	07/30/2010	23:13	MUNI CODE VIOL	310 N CALIFORNIA ST	4A1	EVE	07/30/2010 23:45:39
	08/01/2010	01:35	DISTURBANCE IN	310 N CALIFORNIA ST	1A1	EVE	08/01/2010 01:51:26
10005659	08/03/2010	00:12	VEH THEFT	310 N CALIFORNIA ST	1A1	REPT	08/03/2010 02:49:41
10005763	08/06/2010	02:00	DISTURBANCE	310 N CALIFORNIA ST	1D5	REPT	08/06/2010 03:21:21
	08/07/2010	23:23	DISTURBANCE-NO	310 N CALIFORNIA ST	4A1	EVE	08/07/2010 23:31:56
	08/08/2010	01:00	PED STOP	310 N CALIFORNIA ST	4A1	EVE	08/08/2010 01:03:36
	08/11/2010	02:47	SUS CIRC IN PROG	310 N CALIFORNIA ST	1A1	EVE	08/11/2010 03:51:46
	08/14/2010	01:02	PED STOP	310 N CALIFORNIA ST	4A1	EVE	08/14/2010 01:04:25
	08/15/2010	00:33	DISTURBANCE-NO	310 N CALIFORNIA ST	1A1	EVE	08/15/2010 01:13:31
	08/28/2010	01:12	PED STOP	310 N CALIFORNIA ST	4D5	EVE	08/28/2010 01:55:54
	09/04/2010	23:36	DISTURBANCE-NO	310 N CALIFORNIA ST	1A5	EVE	09/05/2010 00:01:52
	09/05/2010	01:33	DISTURBANCE IN	310 N CALIFORNIA ST	1A1	EVE	09/05/2010 02:00:41

Total Number of Events Listed: 20

11 OF 11



**Lodi Police Department  
Operations Division**

# Patrol Shift Summary

To: Interim Chief Ray Samuels  
Captain J. P. Badel

From: Sergeant Sierra Brucia

Shift: Graveyard: May 22, 2011

### CALLS OF INTEREST

415 PC

California St. Pub

11-3947

Officers responded to the California St. Pub to investigate the report of a large fight in the parking lot. Upon arrival I found numerous people yelling and chasing each other around the parking lot. I arrested [REDACTED] for 647f PC and he was later determined to have assaulted two other people. [REDACTED] fled from the parking lot and jumped over a fence into a residential yard. He was found hiding in the bushes and was arrested at gunpoint. [REDACTED] was determined to be a parolee. [REDACTED] was also on scene in the parking lot. [REDACTED] is a SJSO Deputy who LPD has arrested for domestic violence in the past. [REDACTED] was intoxicated and yelling at numerous subjects in the parking lot. While I arrested [REDACTED] was yelling in his face and had to be ordered away. [REDACTED] continued to agitate people in the parking lot and repeatedly identified himself as a Deputy. I told [REDACTED] to leave numerous times over a 5-10 minute period before he finally left as a passenger in a vehicle. The only reason [REDACTED] was not arrested for public intoxication was due to officers being tied up with [REDACTED] and [REDACTED] at the same time. I contacted the SJSO watch commander and advised him of [REDACTED] behavior.

(Brucia, Dunfee, Delgado, Welton)

### USE OF FORCE

None

### REQUIRED REPORTING

\_\_\_\_\_ arrested at gunpoint in above incident.

### COMPLAINTS

None

## Event List with Report Numbers

Report #	Date	Time	Nature	Location	Prime Unit	Disp.	Close Time
	03/02/2011	23:21	DISTURBANCE-NO	310 N CALIFORNIA ST		EVE	03/02/2011 23:47:11
	03/03/2011	09:14	MISC SERVICES	310 N CALIFORNIA ST	H2	EVE	03/03/2011 09:53:08
	03/03/2011	20:53	DISTURBANCE	310 N CALIFORNIA ST	4A1	EVE	03/03/2011 21:15:07
	03/05/2011	01:51	DISTURBANCE	310 N CALIFORNIA ST	1S1	EVE	03/05/2011 02:07:55
	03/06/2011	02:15	DISTURBANCE-NO	310 N CALIFORNIA ST	1A3	EVE	03/06/2011 02:39:19
	03/16/2011	12:45	DISTURBANCE-NO	310 N CALIFORNIA ST	2A1	EVE	03/16/2011 13:07:25
	03/17/2011	22:03	DISTURBANCE-NO	310 N CALIFORNIA ST	4K3	EVE	03/17/2011 22:49:21
	03/17/2011	23:47	MISC SERVICES	310 N CALIFORNIA ST	4A1	EVE	03/17/2011 23:56:42
	03/17/2011	23:58	MISC SERVICES	310 N CALIFORNIA ST	4A1	ASST	03/18/2011 00:28:19
	03/17/2011	23:58	DISTURBANCE IN	310 N CALIFORNIA ST	4A2	ASST	03/18/2011 00:28:29
	03/20/2011	02:20	DISTURBANCE	310 N CALIFORNIA ST	1S1	EVE	03/20/2011 02:35:00
11002228	03/21/2011	23:44	PETTY THEFT	310 N CALIFORNIA ST	4A1	REPT	03/22/2011 01:59:18
	04/01/2011	01:56	DISTURBANCE-NO	310 N CALIFORNIA ST	1A1	EVE	04/01/2011 02:12:09
	04/01/2011	23:06	DISTURBANCE-NO	310 N CALIFORNIA ST	1A5	EVE	04/01/2011 23:26:38
11002531	04/02/2011	01:19	DISTURBANCE	310 N CALIFORNIA ST	4A1	REPT	04/02/2011 01:55:07
11002561	04/03/2011	01:53	DISTURBANCE IN	310 N CALIFORNIA ST	1A2	ASST	04/03/2011 02:18:50
	04/04/2011	23:27	DISTURBANCE	310 N CALIFORNIA ST	1A5	EVE	04/04/2011 23:44:41
	04/27/2011	15:40	DISTURBANCE	310 N CALIFORNIA ST	4A3	EVE	04/27/2011 16:43:09
	04/29/2011	12:41	DISTURBANCE	310 N CALIFORNIA ST	2A1	EVE	04/29/2011 12:53:53
11003384	05/01/2011	18:51	DISTURBANCE	310 N CALIFORNIA ST	4A1	REPT	05/01/2011 19:38:03
	05/06/2011	01:34	PED STOP	310 N CALIFORNIA ST	4A4	EVE	05/06/2011 02:00:13
	05/07/2011	23:38	DISTURBANCE	310 N CALIFORNIA ST	1A2	EVE	05/07/2011 23:57:30
	05/14/2011	01:45	DISTURBANCE	310 N CALIFORNIA ST	1K3	EVE	05/14/2011 01:50:47
	05/16/2011	03:11	PED STOP	310 N CALIFORNIA ST	1A1	EVE	05/16/2011 03:14:47
	05/16/2011	23:37	PETTY THEFT	310 N CALIFORNIA ST	4A1	EVE	05/17/2011 00:36:23
	05/18/2011	20:17	DISTURBANCE	310 N CALIFORNIA ST	4A1	EVE	05/18/2011 20:25:28
11003838	05/18/2011	22:19	DISTURBANCE	310 N CALIFORNIA ST	1K2	REPT	05/18/2011 23:32:19
	05/19/2011	00:24	DISTURBANCE	310 N CALIFORNIA ST	1A2	EVE	05/19/2011 00:35:19
	05/19/2011	23:02	DISTURBANCE-NO	310 N CALIFORNIA ST	1A5	CAN	05/19/2011 23:46:44
	05/19/2011	23:58	DISTURBANCE-NO	310 N CALIFORNIA ST	4A1	EVE	05/20/2011 00:41:30
	05/20/2011	02:08	MISC SERVICES	310 N CALIFORNIA ST	1A1	EVE	05/20/2011 02:15:19
11003947	05/22/2011	02:06	DISTURBANCE IN	310 N CALIFORNIA ST	1A1	ASST	05/22/2011 04:22:55
	05/23/2011	01:30	MUNI CODE VIOL	310 N CALIFORNIA ST	4A1	EVE	05/23/2011 01:43:06
	05/25/2011	00:45	DISTURBANCE-NO	310 N CALIFORNIA ST	4A1	EVE	05/25/2011 01:20:33

Total Number of Events Listed: 34

# ATTACHMENT O

## Immanuel Bereket

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**From:** jen dentone [rebelr0se@sbcglobal.net]  
**Sent:** Thursday, May 12, 2011 4:23 PM  
**To:** Immanuel Bereket  
**Subject:** Proposed Expansion of California Street Pub  
**Attachments:** Letter to planning commission.docx

Hello Mr Bereket,

I am a resident within a few blocks of the California Street Pub. I am attaching a letter to voice my disapproval over the proposed expansion of this bar.

Thank you for your time.

Jennifer Dentone

May 12, 2011

Mr. Immanuel Bereket

It has recently come to my attention that the California Street Pub is proposing an expansion to include the outside patio area. I am writing this letter to voice my disapproval over this expansion. I own my house within 2 blocks of this bar and over the past year have had to deal with many disturbances attributed to the operations of California Street Pub. My property has been vandalized by patrons of the bar as they walk to and from the bar. My husband and I have had to break up numerous fights that have occurred in front of our property and on numerous occasions have had to resort to calling Lodi Police to help deal with disturbances.

I was informed by a neighbor that the owners of California Street Pub handed out letters explaining the expansion but I never received one. I did get an opportunity to view this letter and have a few concerns with this expansion. First concern is that the outside patio area is secured with a six foot tall redwood fence. This is not a proper barrier against patrons of the bar passing drinks over the fence to possible minors nor is this a sufficient sound barrier. From my property you can hear the music and the loud voices when the bar is busy. I fear the noise will only get worse once the patrons are allowed to drink in the patio.

There is already insufficient parking and this will get worse if the capacity of California Street Pub is increased. While I understand that parking on the street is legal, it also is a disturbance to my peace when the bar patrons park outside my home and loiter. I have witnessed illegal drug use from these patrons and have reported this to Lodi PD.

When my husband and I purchased our home in 2003, we knew there was an existing bar a few blocks away but never experienced any problems until the business changed ownership. I just want to be able to live peacefully and raise my children in a safe environment.

Below is a list of disturbances I have experienced since The Barking Dog changed to California Street Pub.

Loud music

Loud voices-yelling, screaming

Loitering on the sidewalk and street outside my home

Fights

Public Urination

Drug use- reported and turned in used syringes to Lodi PD

Litter – various alcohol bottles thrown in my yard, food containers, etc

Vandalism

Trespassing

Drunk Drivers

Public Intoxication

The California Street Pub should not be allowed to expand until they are able to control the clientele that they are currently limited to.

Thank you for your time.

Jennifer Dentone

404 N. California St

May 12, 2011

Mr. Immanuel Bereket  
Associate Planner  
City of Lodi  
221 W. Pine Street  
Lodi, CA 95241

Dear Mr. Bereket,

I have resided in my current home for 36 years. My home is located south of the location of the California Street Pub, at 302/310/312 N. California St. This letter is to inform you that I am AGAINST the current proposal to allow the outdoor seating/standing and drinking area on behalf of Christian Cole and partners, Thirsty Inc., dba California Street Pub, File #11-U-06.

Since taking over this establishment in August/September 2009, this neighborhood has been greatly disrupted and our quality of life has also been greatly reduced. The "grandfather clause" was used to allow these new owners to change a peaceful, non-disruptive bar into a nightclub, without any input from the homeowners and residents of our surrounding neighborhood.

In short, after almost two years of working with the Lodi Police Department, the ABC, and the City of Lodi, this applicant(s) continues to be allowed to disrupt the surrounding residents. Do not allow this business to expand its capacity nor allow them to serve alcohol outdoors period. This applicant has proven himself to not care about anybody or anything in this neighborhood, other than profit.

I want my neighborhood back. This applicant(s) needs to relocate their business somewhere else that is more appropriate for what they want to accomplish, without any rules or boundaries.

Sincerely,



Terry Dockter  
218 N. California St.  
Lodi, CA 95240

May 12, 2011

Mr. Immanuel Bereket  
Associate Planner  
City of Lodi  
221 W. Pine Street  
Lodi, CA 95241

Dear Mr. Bereket,

I am a resident/homeowner in the vicinity of the California Street Pub, at 302/310/312 N. California St. This letter is to inform you that I am AGAINST the current proposal to allow the outdoor seating/standing and drinking area on behalf of Christian Cole and partners, Thirsty Inc., dba California Street Pub, File #11-U-06.

This would be their second increase in capacity since taking over this establishment in August/September 2009. There is a two year history, with documentation available at the Lodi Police Department and the ABC, which demonstrates this establishment's inability to handle noise levels and the rowdy clientele that this business attracts. Any increase in capacity, combined with permission to add additional drinking and resultant noise levels, to the outside patio area will directly affect the quality of life in the surrounding area, especially in the hours between 10 pm and 2:15 am.

This establishment currently caters to the young crowd, who often take their partying into the parking lot and residential neighborhood that surround this nightclub. This is a working class residential neighborhood. Yet, since the changeover in 2009 from the Barking Dog to the ownership/management of Mr. Cole and his partners, we have faced continual problems relating to loud music, lack of parking lot control including yelling, cussing, and cars peeling out of the parking lot between the hours of 11 pm and 2:15 am. We have even noticed an increase in traffic by young patrons who appear to be circling the block and parking lot in search of friends who may be inside.

We (the neighborhood) have been working tirelessly since 2009 with the Lodi Police Dept. (Lt. Todd Patterson in particular) and the ABC (Paul Fuentes in particular), to arrive at where things are now, which I admit is better than what we experienced in 2009/2010, but still needs improvement. It is important to note that, even with a citation (see Police Case# 09-009462 including Officer Narrative Report) and a recent fine from the ABC, we are still plagued with problems from this establishment.

California Street Pub's conditional license from the ABC includes rules for parking lot security and noise control, yet the noise and police calls continue. In the proposed project description submitted to the City of Lodi for this use permit, the applicant states that security personnel will be stationed at the patio entry on N. Hutchins Street. Do not be lulled into thinking this applicant(s) will follow through with this promise. Current ABC License conditions, particularly Item #5 of 8 states: "On Fridays and Saturdays, between the hours of 8:00 pm and 2:00 am, the petitioner(s) shall provide security personnel in the parking lot and shall maintain order therein and prevent any activity which would interfere with the quiet enjoyment of their property by nearby residents". This is not happening now, as Police Log reports will demonstrate. Why would you allow an increase in capacity and allow drinking to occur at the rear patio when they cannot even handle their current situation?

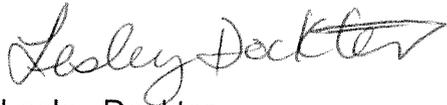
Another issue I have with this proposed increase in capacity is parking. This parking lot has approximately 33 spaces, shared among the four tenants in this building. On some nights, the parking lot is full, so the patrons park in the private lot on the west side of California St., without that owner's permission, or along the residential streets to the south and west of the bar/nightclub. If this expansion and capacity increase is approved, it will only add to the ongoing problems we currently face: loud conversations as they walk to their car, litter, and car engine starting/revving/peeling sounds at 2:00-2:15 am in front of our homes! Oftentimes I experience this but do not report it because I know that by the time the police would arrive, the people are gone. Yet, I/we are left awake, it's usually somewhere between 12:00-2:15 AM and the night's sleep has been interrupted.

Please remember that the California Street Pub is not equipped to handle the problems associated with the capacity that is currently allowed. To grant this business permission to expand its capacity and allow them to serve alcohol outdoors would negate all the diligent work that has been accomplished thus far.

PLEASE REJECT THIS REQUEST FOR THE PROPOSED USE PERMIT.

Furthermore, I would also ask that you entertain the idea that perhaps this is NOT the location for the nightclub atmosphere the applicant(s) seems to desire. During this almost two year process to restore civility in our neighborhood, we've been often told "the Barking Dog was there for years and this business has been grandfathered in". But I argue that we need to talk apples and apples here—let's go back to the conditions that were in existence when the Barking Dog occupied this space—a much SMALLER CAPACITY of customers, a business that had no DJ, and a business that, as a neighbor, I was never made aware whether it was open or closed. Perhaps this application to expand opens the door to question whether or not this is a compatible business/use in this primarily residential neighborhood.

Sincerely,

A handwritten signature in cursive script that reads "Lesley Dockter". The signature is written in black ink and is positioned above the printed name and address.

Lesley Dockter  
218 N. California St.  
Lodi, CA 95240

To: City of Lodi Planning Dept  
concerning Calif St Pub Permit to allow  
outdoor seating/standing and Drinking area.

We are Mr & Mrs Sauseda. We own our home near the Pub, 230 N. Calif St. We are opposed to the proposal by Christian Cole; Applicant.

There are many reasons why. Before Thirsty Corp / Mr Cole bought the Barking Dog, we never had any trouble. In the years we lived here, I never called the Police one time!

The Barking Dog crowd were older and respectful. The younger patrons of the Pub are loud, use profanity and keep late hours during the week days. Many of us in the neighborhood complained but to no avail. On April 15<sup>th</sup>, 2010 we gathered at the Lodi Police Community room to express our concerns to Mr. Cole. Police Lt Price, Petterson were there along with Agent Paul Fuentes of the Alcoholic Beverage Control Dept. On Jan 20<sup>th</sup>, 2010 the ABC put Eight restrictions on the Pub signed by Mr. Cole. The Ca St Pub has since violated some of these laws

and was fined 3,000 Dollars! They are still currently under investigation.

I am providing many Police reports of complaints at 310 N. CA. ST, The Ca ST Pub. Also reports of the neighborhood were people left the Bar and were arrested for various violations. I'm also providing the ABC Petition for Conditional License, eight restrictions. One example is #1 on the list concerning Entertainment. On St. Paddy's Day the Pub ran an Ad in the Sentinel featuring Music by DJ KEITH, a clear violation of the ABC rule.

  
Larry Sauseda

**BEFORE THE  
DEPARTMENT OF ALCOHOLIC BEVERAGE CONTROL  
OF THE STATE OF CALIFORNIA**

IN THE MATTER OF THE APPLICATION OF

**THIRSTY**  
dba: Barking Dog  
312 N California St  
Lodi, CA 95240

} FILE: 48-482727

}  
}  
}  
}  
}  
}

**PETITION FOR CONDITIONAL  
LICENSE**

For Issuance of an **On-Sale General Public Premises License**

Under the Alcoholic Beverage Control Act

**WHEREAS**, petitioner(s) has/have filed an application for the issuance of the above-referred-to license(s) for the above-mentioned premises; and,

**WHEREAS**, the premises to be licensed is located in an area which the Lodi Police Department has voiced concerns involving litter, loitering, disturbance and neighborhood complaints; and,

**WHEREAS**, the Lodi Police Department feels the issuance of a conditional license would reduce or eliminate their concerns; and,

**WHEREAS**, the issuance of an unrestricted license would be contrary to public welfare and morals:

**NOW, THEREFORE**, the undersigned petitioner(s) do/does hereby petition for a conditional license as follows, to-wit:

1. Entertainment provided shall not be audible beyond the area under the control of the licensee(s).
2. The petitioner(s) shall be responsible for maintaining free of litter the area adjacent to the premises over which they have control.
3. Licensees or employees shall regularly police the area under their control in an effort to prevent the loitering of persons about the premises.
4. No alcoholic beverages shall be consumed on any property adjacent to the licensed premises under the control of the licensee(s).
5. On Fridays and Saturdays, between the hours of 8:00 p.m. and 2:00 a.m., the petitioner(s) shall provide security personnel in the parking lot and shall maintain order therein and prevent any activity which would interfere with the quiet enjoyment of their property by nearby residents.
6. The parking lot of the premises shall be equipped with lighting of sufficient power to illuminate and make easily discernable the appearance and conduct of all persons on or about the parking lot. Additionally, the position of such lighting shall not disturb the normal privacy and use of any neighboring residences.

COPY

48-482727

THRISTY (Barking Dog)

Page 2

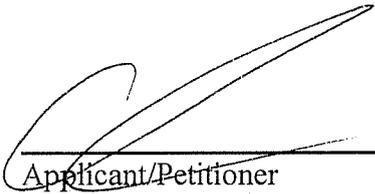
7. The sale of alcoholic beverages for consumption off the premises is strictly prohibited.
8. There shall be no male or female performers or fashion shows permitted on the premises at any time.

This petition for conditional license is made pursuant to the provisions of Sections 23800 through 23805 of the Business and Professions Code and will be carried forward in any transfer at the applicant-premises.

Petitioner(s) agree(s) to retain a copy of this petition on the premises at all times and will be prepared to produce it immediately upon the request of any peace officer.

The petitioner(s) understand(s) that any violation of the foregoing condition(s) shall be grounds for the suspension or revocation of the license(s).

DATED THIS 20 DAY OF JAN, 2010



CHRISTIAN COLE

Applicant/Petitioner

(Print & Sign Name)

# St. Patty's Day Celebration

Thursday, March 17th

at the

**California St. Pub**

310 N. California St., Lodi



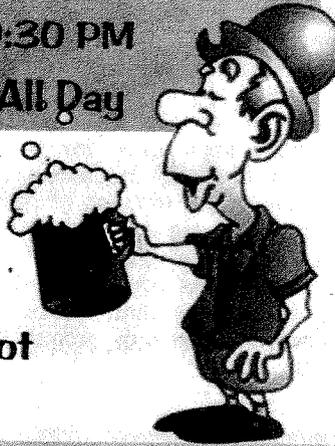
Featuring Music by

**DJ Keith • Starting at 9:30 PM**

**Corn Beef and Cabbage - Served All Day**

## All Day Drink Specials:

- ✿ \$2 Green Beer Drafts
- ✿ \$5 Jameson Shots
- ✿ \$9 Guinness + Jameson Shot
- ✿ \$6 Irish Car Bombs



**Limo Starts at 8:00 PM ✿ For rides, call 570-4988**

FOR LARRY

### 9.24.010 Definitions.

For the purpose of this chapter, the words set out in this section shall have the following meanings:

- A. "Ambient noise" means the all-encompassing noise associated with a given environment, usually being a composite of sounds with many sources near and far as determined at any specific point.
- B. "Clearly audible" means those sounds or noises which can be heard by any person of average or normal hearing capability.
- C. "Commercial noise" means that noise or sound which is generated or created by the use, operation or maintenance of any commercial activity, including but not limited to the operation of machinery, construction equipment, manufacturing equipment, motor vehicles operated in conjunction with such use, and shall include but not be limited to compressors, fans, air conditioning units, and sound amplification systems utilized in conjunction with such functions.
- D. "Decibel (db)" means a unit of level which denotes the ratio between two quantities which are proportional to power; the number of decibels corresponding to the ratio of two amounts of power is ten times the logarithm to the base ten of this ratio; a unit of measure of sound (noise) level.
- E. "Emergency work" means work made necessary to restore property to a safe condition following a public calamity, or work required to protect persons or property from imminent exposure to danger or damage, or work by public or private utilities when restoring utility service.
- F. "Motor vehicle" includes any car, truck, motorcycle, motor scooter, and any and all self-propelled vehicles, as defined in the California Vehicle Code, including but not limited to mini-bikes and go-carts.
- G. "Noise level" means the same as "sound level." The terms may be used interchangeably.
- H. "Sound level" means the same as "noise level"; in decibels, that quantity measured with a sound level meter as defined herein, by use of the "A" frequency weighting and "fast" time averaging unless some other time averaging is specified.
- I. "Sound level meter" means an instrument of sound including a microphone, amplifier, an attenuator, networks for at least the standardized "A" frequency weighing, and an indicating instrument having at least the standardized dynamic characteristic "fast," as specified in the American National Standards Institute specifications for sound level meters, S1.4-1971.

(Ord. 1449 § 1 (part), 1989)

### 9.24.020 Public nuisance noise.

The following special noise restrictions are established without regard to their sound level impact and may be enforced without the prerequisite of a sound level measurement.

- A. General Noise Regulations. Notwithstanding any other provision of this chapter, and in addition thereto, it is unlawful for any persons to wilfully make or continue or permit or cause to be made or continued, any loud, unnecessary or unusual noise which unreasonably disturbs the peace and quiet of any neighborhood or which causes discomfort or annoyance to any reasonable person of normal noise sensitivity.

B. The standards which shall be considered in determining whether a violation of the provision of this section exists shall include, but not be limited to, the following:

1. The volume of the noise;
2. The intensity of the noise;
3. Whether the nature of the noise is usual or unusual for the area and hour;
4. Whether the origin of the noise is natural or unnatural;
5. The volume and intensity of the background noise, if any;
6. The proximity of the noise to residential sleeping facilities;
7. The nature and the zoning of the area within which the noise emanates;
8. The density of the inhabitation of the area within which the noise emanates;
9. The time of day or night the noise occurs;
10. The duration of the noise;
11. Whether the noise is produced by a commercial or noncommercial activity.

This section shall be inapplicable to emergency work as defined herein.

(Ord. 1449 § 1 (part), 1989)

#### **9.24.030 Excessive, offensive or disturbing noise.**

The following activities are declared to cause excessive, offensive or disturbing noise in violation of this section, but said enumeration shall not be deemed exclusive:

A. It is unlawful for any person to sound any horn or other signaling device on any vehicle except as an emergency or danger warning signal. This provision shall be inapplicable to the sounding of any horn, bell, whistle, siren or other audible warning device which is operated in compliance with Section 7064 of the California Public Utilities Code, or with any other state or federal provision governing railroad operations.

B. It is unlawful to play or operate any drum, radio, phonograph, loudspeaker, sound amplifier, stereo, television, or other similar sound system, whether mobile or from a fixed location upon the public streets, public right-of-way or in public parks in such a fashion that it is clearly audible at a distance of fifty feet. The city council finds and declares that any sound or noise audible at such distance endangers the public safety and welfare by interference with normal human capability for hearing nearby traffic movement and warning signals. This section shall be inapplicable to radio systems operated under or pursuant to Federal Communications Commission licenses in the regular course of business.

It is found and declared as a matter of legislative policy that the operation of the aforementioned equipment or instruments on the public streets and rights-of-way adjacent to public parks during the hours between ten p.m. and seven a.m. in such a manner as to be clearly audible at a distance of fifty feet or greater shall constitute prima facie evidence of a violation of this section.

C. It is unlawful for any person, firm or corporation to cause, permit, or generate any noise or sound as described herein between the hours of ten p.m. and seven a.m. which exceeds the ambient noise level at the property line of any residential property (or, if a condominium or apartment house within any adjoining apartment) as determined at the time of such reading by more than five decibels. This section shall be applicable whether

such noise or sound is of a commercial or noncommercial nature.

(Ord. 1449 § 1 (part), 1989)

## CAD Events

## Search Conditions:

Call Date between '12/31/2010 00:00:01' and '01/30/2011 23:59:59'

Street starts with 'N CALIFORNIA'

Street number is between '300' and '400'

Case ID	Nature Code	Nature Description	Call Time	Address
10000063432	415N	DISTURBANCE-NOISE	12/31/2010 02:17:26	310 N CALIFORNIA ST
11000001070	415	DISTURBANCE	01/08/2011 01:36:02	310 N CALIFORNIA ST
11000001071	415N	DISTURBANCE-NOISE	01/08/2011 01:55:09	310 N CALIFORNIA ST
11000001222	843	FOLLOW UP	01/09/2011 00:26:09	310 N CALIFORNIA ST
11000003535	415	DISTURBANCE	01/22/2011 23:36:27	310 N CALIFORNIA ST
11000003670	484	PETTY THEFT	01/23/2011 20:31:10	310 N CALIFORNIA ST
11000004346	415N	DISTURBANCE-NOISE	01/27/2011 23:33:56	310 N CALIFORNIA ST
11000004349	415N	DISTURBANCE-NOISE	01/28/2011 00:30:55	310 N CALIFORNIA ST
11000004675	DUI	DUI	01/30/2011 01:26:59	310 N CALIFORNIA ST

**RECEIVED**

MAR 11 2011

Alcoholic Beverage Control  
STOCKTON DISTRICT

## Event List with Report Numbers

Report #	Date	Time	Nature	Location	Prime Unit	Disp.	Close Time
11000169	12/31/2010	02:17	DISTURBANCE-NO	310 N CALIFORNIA ST	1A1	EVE	12/31/2010 02:22:00
	01/08/2011	01:36	DISTURBANCE	310 N CALIFORNIA ST	4A1	REPT	01/08/2011 02:11:57
	01/08/2011	01:55	DISTURBANCE-NO	310 N CALIFORNIA ST	1D5	EVE	01/08/2011 02:15:29
	01/09/2011	00:26	FOLLOW UP	310 N CALIFORNIA ST	4A1	EVE	01/09/2011 00:36:55
	01/22/2011	23:36	DISTURBANCE	310 N CALIFORNIA ST	1A1	EVE	01/22/2011 23:47:28
	01/23/2011	20:31	PETTY THEFT	310 N CALIFORNIA ST	4A3	EVE	01/23/2011 21:05:24
	01/27/2011	23:33	DISTURBANCE-NO	310 N CALIFORNIA ST	4A1	EVE	01/27/2011 23:49:46
	01/28/2011	00:30	DISTURBANCE-NO	310 N CALIFORNIA ST	4A1	EVE	01/28/2011 00:38:29
	01/30/2011	01:26	DUI	310 N CALIFORNIA ST		CAN	01/30/2011 01:30:30

Total Number of Events Listed: 9

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MAR 11 2011  
Alcoholic Beverage Control  
STOCKTON DISTRICT

Department of Alcoholic Beverage Control  
**CITIZEN'S LOG OF DISRUPTIVE ACTIVITY**

State of California  
 ARNOLD SCHWARZENEGGER, Governor

Instructions: List details of disturbances. State how disturbance was related to the licensed premises.

OWNER/LICENSEE <i>Thirsty</i>		CASE INVESTIGATOR <i>Various</i>
ABC LICENSE NUMBER <i>48-482727</i>		INVESTIGATOR'S PHONE NUMBER <i>( ) 209-948-7739</i>
PREMISES ADDRESS <i>310-312 N Ca. ST Lodi, Ca 95240</i>		PREMISES' PHONE NUMBER <i>( )</i>

DATE	TIME	What I saw, heard, or experienced that disturbed me, where and how it happened and who did it
------	------	---

<i>12-31-10</i>	<i>2:00 AM</i>	<i>EXTREME SHOOTING - WOKE ME UP</i>
<i>1-8-11</i>	<i>1:45 AM</i>	<i>SHOUTING/FOUL LANGUAGE - WOKE ME UP</i>
<i>1-10-11</i>	<i>7:30 AM</i>	<i>BEER BOTTLES IN FRONT OF HOUSE/LAWN</i>
<i>1-22-11</i>	<i>11:15 PM</i>	<i>SHOOTING/FIGHTING/HEAR ABOUT TV IN LB</i>
<i>1-24-11</i>	<i>9:30 AM</i>	<i>SAW BEER BOTTLES IN PARKING LOT OF BAR</i>
<i>1-26-11</i>	<i>10:00 PM</i>	<i>CARS RACING DOWN STREET/PULLED IN BAR LOT</i>
<i>1-29-11</i>	<i>10:30 PM</i>	<i>LOW GROUP OF PEOPLE COMING FROM BAR</i>

*NO BAR - NO NOISE - THIS IS MY NEIGHBORHOOD!!!*  
000

**RECEIVED**

*WHAT EVER RESTRICTIONS ARE IN PLACE ARE NOT WORKING!!*

MAR 11 2011

Alcoholic Beverage Control  
 STOCKTON DISTRICT

This log was prepared by

CITIZEN'S PRINTED NAME <i>TERRY DOCKTER</i>	CITIZEN'S SIGNATURE <i>Terry Dockter</i>
--	---

CITIZEN'S ADDRESS (Street number and name, city, state, zip code)  
*218 N. CALIFORNIA STREET LODI CA 95240*

User: MVALENCIA

**LODI POLICE DEPARTMENT**

02/02/11 11:04:35

**Event Report**

Event ID: 10-000063432

Call Ref#: 119

Date/Time Received: 12/31/10 02:17:26

Rpt #:	Call Source: PHONE	Prime 1A1 Unit: BARROW, KYLE	Services Involved			
			LAW			
Location: 310 N CALIFORNIA ST			Jur: LODI	Service: LAW	Agency: LPD	
X-ST:	W LOCKEFORD ST		St/Beat: 1	District: SUNS	RA: 1U	
	N HUTCHINS ST				GP: GP1A	
Business: CALIFORNIA ST PUB		Phone: (209) 712-6829				
Nature: <b>DISTURBANCE-NOISE</b>	Alarm Lvl: 1	Priority: 2	Medical Priority:			
Reclassified Nature:						
Caller: LARRY			Alarm:			
Addr: 230 N CALIFORNIA		Phone: (209) 810-7434	Alarm Type:			
Vehicle #:	St:	Report Only: No	Race:	Sex:	Age:	
Call Taker: JCARTER	Console: CAD5					
Geo-Verified Addr.: Yes	Nature Summary Code:	Disposition: EVEN	Close Comments			
Notes: Subjects in parking lot advised to move on. nfa [12/31/10 02:21:58 Unit:1A1] UDTs: {1A1} NO FURTHER ASSISTANCE [12/31/10 02:21:31 JCARTER] ASSOC WITH TAN CHEVY P/U [12/31/10 02:18:19 JCARTER] LOUD SBJTS LOITERING IN PKG LOT [12/31/10 02:17:44 JCARTER]						

**RECEIVED**

MAR 11 2011

Alcoholic Beverage Control  
STOCKTON DISTRICT

Times			
Call Received: 12/31/10 02:17:26	<u>Time From Call Received</u>		
Call Routed: 12/31/10 02:18:03	000:00:37	Unit Reaction: : :	(1st Dispatch to 1st Arrive)
Call Take Finished: 12/31/10 02:18:03	000:00:37	En-Route: : :	(1st Dispatch to 1st En-Route)
1st Dispatch: 12/31/10 02:21:28	000:04:02 (Time Held)	On-Scene: 000:00:32	(1st Arrive to Last Clear)
1st En-Route:	: :		
1st Arrive: 12/31/10 02:21:28	000:04:02 (Reaction Time)		
Last Clear: 12/31/10 02:22:00	000:04:34		

Event Log						Close Code	User
Jnit	Empl ID	Type	Description	Time Stamp	Comments		
	002693	TR	Time Received	12/31/10 02:17:26	By: PHONE		JCARTE
	002693	ENT	Entered Street	12/31/10 02:17:32	310 N CALIFORNIA ST		JCARTE
	002693	ENT	Entered Nature	12/31/10 02:17:36	DISTURBANCE-NOISE		JCARTE
	002693	ENT	Entered Remarks	12/31/10 02:17:44			JCARTE
	002693	ENT	Entered CallerNm	12/31/10 02:17:49	LARRY		JCARTE
	002693	CHG	Changed CallerAddr	12/31/10 02:17:58	310 N CALIFORNIA ST --> 230 N		JCARTE
	002693	ENT	Entered CallerPh	12/31/10 02:18:03	2098107434		JCARTE
	002693	FIN	Finished Call Taking	12/31/10 02:18:03			JCARTE
	002693	ARM	Added Remarks	12/31/10 02:18:19			JCARTE

209-810-7434

Larry Sauseda  
230 N CALIF ST Lodi 95240

Department of Alcoholic Beverage Control  
**CITIZEN'S LOG OF DISRUPTIVE ACTIVITY**

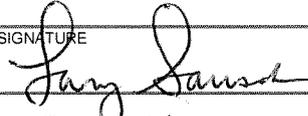
State of California  
 ARNOLD SCHWARZENEGGER, Governor

Instructions: List details of disturbances. State how disturbance was related to the licensed premises.

OWNER/LICENSEE THIRSTY	CASE INVESTIGATOR Various
ABC LICENSE NUMBER 48-482727	INVESTIGATOR'S PHONE NUMBER ( 209 ) 948-7739
PREMISES ADDRESS 310-312 N. California St. Lodi, Ca 95240	PREMISES' PHONE NUMBER ( )

DATE	TIME	What I saw, heard, or experienced that disturbed me, where and how it happened and who did it
10/3/10	11:30-2:30	LOUD CONVERSATIONS, POLICE ACTIVITY
10/5/10	10pm-3am	LOUD MUSIC, TALKING, PROFANITY, PARKING LOT
10/8/10	11:30-3am	Police Activity, BOUNCERS & PATRONS LOUD,
10/9/10	11 <sup>00</sup> - 3am	LOUD CONVERSATIONS, Fights, Music, PARKING LOT
10/11/10	10pm - 3am	LOUD CONVERSATIONS BOUNCERS & PATRONS
10/15/10	11 <sup>00</sup> - 2am	Police Activity, Bouncers & Patrons Talk'ns, Fight HARLY DAVIDSON coming & going all nite
10/16/10	11 <sup>00</sup> - 3am	Music Loud, Talkings Loud, Police Activity
10/18/10	10pm-2am	Loud Conversations parking lot - Bouncers, Patrons, Late nite Music - Door Open
10/20/10	11 <sup>30</sup> - 3am	Loud Music, Loud Conversations, Bouncers & Patrons, <del>the</del> Cars spinning wheels, Police Activity, Parkings lot
10/22/10	11 <sup>00</sup> - 3am	Loud Music with Door Open, Loud Conversations, Bouncers & Patrons in Parking lot.
10/23/10	11 <sup>00</sup> - 3am	Cars Spinning Wheels all nite. Bouncers and Patrons Loud Talking in parkings lots. Loud Music with Door open.

This log was prepared by

CITIZEN'S PRINTED NAME LARRY SAUSEDA	CITIZEN'S SIGNATURE 
CITIZEN'S ADDRESS (Street number and name, city, state, zip code) 230 N. CALIF ST LODI, CA 95240	

ABC-099-L (12/03)

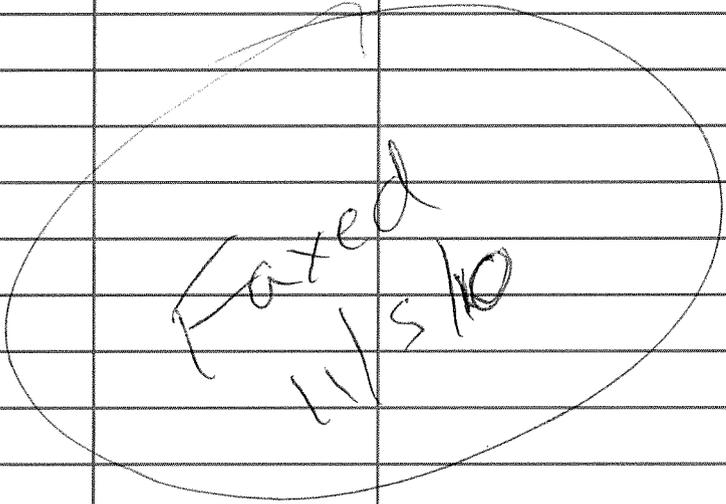
FAXED 10/25/10 ABC

Department of Alcoholic Beverage Control  
**CITIZEN'S LOG OF DISRUPTIVE ACTIVITY**

State of California  
 ARNOLD SCHWARZENEGGER, Governor

Instructions: List details of disturbances. State how disturbance was related to the licensed premises.

OWNER/LICENSEE <b>THIRSTY</b>		CASE INVESTIGATOR <b>VARIOUS</b>
ABC LICENSE NUMBER <b>48-482727</b>		INVESTIGATOR'S PHONE NUMBER <b>(209) 948-7739</b>
PREMISES ADDRESS <b>310-312 N. CALIF ST. LODI, CA 95240</b>		PREMISES' PHONE NUMBER <b>( )</b>

DATE	TIME	What I saw, heard, or experienced that disturbed me, where and how it happened and who did it
10-27-10	10 <sup>30</sup> 2am	Loud Parkings lot Conversations
10-28-10	1 <sup>30</sup> / 2 <sup>30</sup> <sub>am</sub>	Bouncer & 4-5 Pub patrons were engaged in Loud Conversations using profanity in parking lot. It took 2 calls to LPD before it ended.
10-30-10	8pm - 2 <sup>30</sup> <sub>am</sub>	Halloween Party, Loud Music. Loud conversations in parking lot. - Bouncers & Patrons.
10-31-10	8pm - 9pm	Parking lot Loud Conversations
11-4-10	10 - 2am	Door left open, Music sounds
11-5-10	10 - 2am	& Conversations Loud.
		

This log was prepared by

CITIZEN'S PRINTED NAME	CITIZEN'S SIGNATURE
------------------------	---------------------

CITIZEN'S ADDRESS (Street number and name, city, state, zip code)

AHn: Tess Prada ABC

From: Larry Sauseda  
230 N. CALIF ST  
LODI, CA 95240

9/13/10

Regarding: Calif ST Pub  
310 N. CALIF ST

Dear Tess,

Here is a list of Police calls for the Ca ST Pub from July 1 - Sept 1.

I included nearby streets, Lockeford St, Holly Dr, because people leave the Bar intoxicated and cause property damage, get arrested, etc and does not show on reports they left the Calif ST Pub.

Thank you so much for all your help with this matter. The Bar Owners care less about our neighborhood.

Larry Sauseda

Jay Sauseda

209-810-7434

## CAD Events

2 of 11

## Search Conditions:

Call Date between '07/01/2010 00:00:01' and '07/30/2010 23:59:59'

Street starts with 'N CALIFORNIA ST'

Street number is between '100' and '500'

Case ID	Nature Code	Nature Description	Call Time	Address
10000032217	922	INTOX PERSON	07/04/2010 01:04:06	N CALIFORNIA
10000033205	813	TRAFFIC STOP	07/08/2010 21:04:48	N CALIFORNIA ST/FIRST
10000033443	415N	DISTURBANCE-NOISE	07/10/2010 00:57:59	310 N CALIFORNIA ST
10000034491	CVC	VEH VIOL	07/16/2010 02:06:27	310 N CALIFORNIA ST
10000034701	415	DISTURBANCE	07/17/2010 02:11:18	310 N CALIFORNIA ST
10000034853	415N	DISTURBANCE-NOISE	07/17/2010 23:29:20	310 N CALIFORNIA ST
10000034902	459	BURGLARY	07/18/2010 09:58:47	N CALIFORNIA ST/FIRST
10000036083	893	PED STOP	07/25/2010 00:15:34	310 N CALIFORNIA ST
10000036101	415N	DISTURBANCE-NOISE	07/25/2010 01:32:51	310 N CALIFORNIA ST
10000036104	906	MISC SERVICES	07/25/2010 01:46:22	310 N CALIFORNIA ST
10000036920	906	MISC SERVICES	07/30/2010 00:01:35	310 N CALIFORNIA ST
10000037116	LCC	MUNI CODE VIOL	07/30/2010 23:13:33	310 N CALIFORNIA ST
10000037124	906	MISC SERVICES	07/30/2010 23:59:59	310 N CALIFORNIA ST

## CAD Events

3 of 11

## Search Conditions:

Call Date between '07/31/2010 00:00:01' and '08/30/2010 23:59:59'

Street starts with 'N CALIFORNIA ST'

Street number is between '100' and '500'

Case ID	Nature Code	Nature Description	Call Time	Address
100000037312	415P	DISTURBANCE IN PROG	08/01/2010 01:35:13	310 N CALIFORNIA ST
100000037645	10851	VEH THEFT	08/03/2010 00:12:29	310 N CALIFORNIA ST
100000037689	974	SUSPICIOUS CIRC-OBJECT	08/03/2010 08:18:21	230 N CALIFORNIA ST
100000037775	DUI	DUI	08/03/2010 15:31:48	230 N CALIFORNIA ST
100000037984	813	TRAFFIC STOP	08/04/2010 14:14:21	N CALIFORNIA ST/W
100000038320	415	DISTURBANCE	08/06/2010 02:00:52	310 N CALIFORNIA ST
100000038667	415N	DISTURBANCE-NOISE	08/07/2010 23:23:05	310 N CALIFORNIA ST
100000038687	893	PED STOP	08/08/2010 01:00:35	310 N CALIFORNIA ST
100000038852	459	BURGLARY	08/09/2010 05:03:11	110 N CALIFORNIA ST
100000039203	974P	SUS CIRC IN PROG	08/11/2010 02:47:35	310 N CALIFORNIA ST
100000039836	893	PED STOP	08/14/2010 01:02:15	310 N CALIFORNIA ST
100000040014	415N	DISTURBANCE-NOISE	08/15/2010 00:33:38	310 N CALIFORNIA ST
100000042127	JUV	JUV COMPLAINT	08/26/2010 10:43:14	211 N CALIFORNIA ST
100000042475	893	PED STOP	08/28/2010 01:12:16	310 N CALIFORNIA ST

## CAD Events

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## Search Conditions:

Call Date between '08/31/2010 00:00:01' and '09/06/2010 23:59:59'

Street starts with 'N CALIFORNIA ST'

Street number is between '100' and '500'

Case ID	Nature Code	Nature Description	Call Time	Address
10000043184	901	TC-NON INJURY	09/01/2010 09:56:44	N CALIFORNIA ST/W
10000043479	415P	DISTURBANCE IN PROG	09/02/2010 21:36:41	404 N CALIFORNIA ST
10000043937	415N	DISTURBANCE-NOISE	09/04/2010 23:36:06	310 N CALIFORNIA ST
10000043959	415P	DISTURBANCE IN PROG	09/05/2010 01:33:16	310 N CALIFORNIA ST

## CAD Events

5 of 11

## Search Conditions:

Call Date between '07/01/2010 00:00:01' and '07/31/2010 23:59:59'

Street starts with 'W LOCKEFORD'

Street number is between '300' and '700'

Case ID	Nature Code	Nature Description	Call Time	Address
100000031989	974	SUSPICIOUS CIRC-OBJECT	07/02/2010 20:14:16	429-A W LOCKEFORD ST
100000032143	415	DISTURBANCE	07/03/2010 16:03:03	400 W LOCKEFORD ST
100000032671	459	BURGLARY	07/06/2010 08:46:10	314 W LOCKEFORD ST
100000032798	813	TRAFFIC STOP	07/06/2010 21:15:41	W LOCKEFORD
100000032831	CIV	CIVIL	07/07/2010 03:11:02	414-3 W LOCKEFORD ST
100000032870	897	WARRANT SERVICE	07/07/2010 11:02:13	400-1 W LOCKEFORD ST
100000033310	415	DISTURBANCE	07/09/2010 11:29:48	314 W LOCKEFORD ST
100000033866	843	FOLLOW UP	07/12/2010 14:29:19	325 W LOCKEFORD ST
100000034134	813	TRAFFIC STOP	07/14/2010 00:16:21	401 W LOCKEFORD ST
100000034542	974	SUSPICIOUS CIRC-OBJECT	07/16/2010 11:22:24	316 W LOCKEFORD ST
100000034675	813	TRAFFIC STOP	07/16/2010 23:41:23	W LOCKEFORD ST/N
100000034708	893	PED STOP	07/17/2010 03:23:28	400-BLK W LOCKEFORD
100000035386	LCC	MUNI CODE VIOL	07/21/2010 08:05:23	508 W LOCKEFORD ST
100000035561	LCC	MUNI CODE VIOL	07/22/2010 09:34:49	429-E W LOCKEFORD ST
100000035572	813	TRAFFIC STOP	07/22/2010 11:12:25	W LOCKEFORD ST/N
100000035744	974	SUSPICIOUS CIRC-OBJECT	07/23/2010 09:26:12	325 W LOCKEFORD ST
100000035816	459	BURGLARY	07/23/2010 15:30:05	412 W LOCKEFORD ST
100000036044	813	TRAFFIC STOP	07/24/2010 19:59:41	300-BLK W LOCKEFORD
100000036521	907	ANIMAL CALL FOR SERVICE	07/27/2010 17:10:22	W LOCKEFORD ST/N

Case ID	Nature Code	Nature Description	Call Time	Address
100000036614	813	TRAFFIC STOP	07/28/2010 07:47:08	W LOCKEFORD ST/N
100000036746	813	TRAFFIC STOP	07/28/2010 22:18:21	W LOCKEFORD ST/N
100000036987	CVC	VEH VIOL	07/30/2010 11:35:27	400 W LOCKEFORD ST

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## CAD Events

7 of 11

## Search Conditions:

Call Date between '08/01/2010 00:00:01' and '08/31/2010 23:59:59'

Street starts with 'W LOCKEFORD'

Street number is between '300' and '700'

Case ID	Nature Code	Nature Description	Call Time	Address
100000037493	920	PROPERTY LOST/FOUND	08/02/2010 09:14:32	310 W LOCKEFORD ST
100000037671	459	VANDALISM	08/03/2010 06:03:23	429-E W LOCKEFORD ST
100000037676	459	PETTY THEFT	08/03/2010 06:38:49	429-E W LOCKEFORD ST
100000037992	813	TRAFFIC STOP	08/04/2010 14:32:26	W LOCKEFORD ST/N
100000038195	907	ANIMAL CALL FOR SERVICE	08/05/2010 12:50:10	601 W LOCKEFORD ST
100000038790	CVC	VEH VIOL	08/08/2010 18:45:14	W LOCKEFORD ST/N
100000038882	907	ANIMAL CALL FOR SERVICE	08/09/2010 10:33:22	W LOCKEFORD ST/N
100000039015	893	PED STOP	08/10/2010 01:55:16	429-E W LOCKEFORD ST
100000039030	484P	PETTY THEFT IN PROG	08/10/2010 07:14:26	401 W LOCKEFORD ST
100000039043	813	TRAFFIC STOP	08/10/2010 09:40:11	432 W LOCKEFORD ST
100000039445	HS	DRUGS	08/12/2010 09:30:13	401 W LOCKEFORD ST
100000039606	906	MISC SERVICES	08/13/2010 01:36:42	W LOCKEFORD ST/N
100000039833	415N	DISTURBANCE-NOISE	08/14/2010 00:51:58	412-2 W LOCKEFORD ST
100000040194	415N	DISTURBANCE-NOISE	08/16/2010 02:05:22	412-2 W LOCKEFORD ST
100000040629	907	ANIMAL CALL FOR SERVICE	08/18/2010 09:41:25	325 W LOCKEFORD ST
100000040730	813	TRAFFIC STOP	08/18/2010 17:21:33	307 W LOCKEFORD ST
100000041510	813	TRAFFIC STOP	08/23/2010 00:12:07	W LOCKEFORD ST/N
100000041637	459	SUS RES ACTIVITY CONTACT	08/23/2010 17:54:33	307 W LOCKEFORD ST
100000041775	983	PERSONS CARED FOR	08/24/2010 14:23:21	504 W LOCKEFORD ST

Case ID	Nature Code	Nature Description	Call Time	Address
100000041935	LOB	LOBBY CALL	08/25/2010 11:13:50	W LOCKEFORD ST/N
100000042235	922	INTOX PERSON	08/26/2010 19:58:11	401 W LOCKEFORD ST
100000042241	922	INTOX PERSON	08/26/2010 20:48:32	525-A W LOCKEFORD ST
100000042432	484P	DISTURBANCE-NOISE	08/27/2010 21:33:48	525-A W LOCKEFORD ST
100000042448	974P	SUS CIRC IN PROG	08/27/2010 22:58:16	W LOCKEFORD ST/N

8 of 11

## CAD Events

9 of 11

## Search Conditions:

Call Date between '09/01/2010 00:00:01' and '09/06/2010 23:59:59'

Street starts with 'W LOCKEFORD'

Street number is between '300' and '700'

Case ID	Nature Code	Nature Description	Call Time	Address
100000043136	415N	DISTURBANCE-NOISE	09/01/2010 00:20:34	412-2 W LOCKEFORD ST
100000043331	415N	DISTURBANCE-NOISE	09/02/2010 01:29:15	401 W LOCKEFORD ST
100000043756	933	ALARM AUD RES OR COMM	09/04/2010 06:01:48	429-E W LOCKEFORD ST
100000043782	813	TRAFFIC STOP	09/04/2010 09:47:57	W LOCKEFORD ST/N
100000043867	983P	SUICIDE OR ATTEMPT	09/04/2010 17:58:09	400-7 W LOCKEFORD ST

CAD Events

10 of 11

Search Conditions:

Call Date between '07/01/2010 00:00:01' and '07/31/2010 23:59:59'

Street starts with 'HOLLY'

Street number is between '300' and '700'

Case ID	Nature Code	Nature Description	Call Time	Address
100000031632	893	PED STOP	07/01/2010 09:23:37	HOLLY DR/N
100000031747	459	BURGLARY	07/01/2010 17:30:10	626 HOLLY DR

## Event List with Report Numbers

Report #	Date	Time	Nature	Location	Prime Unit	Disp.	Close Time
	07/10/2010	00:57	DISTURBANCE-NO	310 N CALIFORNIA ST	1D5	EVE	07/10/2010 01:03:35
	07/16/2010	02:06	VEH VIOL	310 N CALIFORNIA ST	1A1	EVE	07/16/2010 02:13:20
	07/17/2010	02:11	DISTURBANCE	310 N CALIFORNIA ST	1A1	EVE	07/17/2010 02:26:04
	07/17/2010	23:29	DISTURBANCE-NO	310 N CALIFORNIA ST	1A1	EVE	07/17/2010 23:56:24
	07/25/2010	00:15	PED STOP	310 N CALIFORNIA ST		EVE	07/25/2010 00:37:48
	07/25/2010	01:32	DISTURBANCE-NO	310 N CALIFORNIA ST		CAN	07/25/2010 01:33:22
	07/25/2010	01:46	MISC SERVICES	310 N CALIFORNIA ST	4A1	ASST	07/25/2010 01:56:38
	07/30/2010	00:01	MISC SERVICES	310 N CALIFORNIA ST		EVE	07/30/2010 00:37:23
	07/30/2010	23:13	MUNI CODE VIOL	310 N CALIFORNIA ST	4A1	EVE	07/30/2010 23:45:39
	08/01/2010	01:35	DISTURBANCE IN	310 N CALIFORNIA ST	1A1	EVE	08/01/2010 01:51:26
10005659	08/03/2010	00:12	VEH THEFT	310 N CALIFORNIA ST	1A1	REPT	08/03/2010 02:49:41
10005763	08/06/2010	02:00	DISTURBANCE	310 N CALIFORNIA ST	1D5	REPT	08/06/2010 03:21:21
	08/07/2010	23:23	DISTURBANCE-NO	310 N CALIFORNIA ST	4A1	EVE	08/07/2010 23:31:56
	08/08/2010	01:00	PED STOP	310 N CALIFORNIA ST	4A1	EVE	08/08/2010 01:03:36
	08/11/2010	02:47	SUS CIRC IN PROG	310 N CALIFORNIA ST	1A1	EVE	08/11/2010 03:51:46
	08/14/2010	01:02	PED STOP	310 N CALIFORNIA ST	4A1	EVE	08/14/2010 01:04:25
	08/15/2010	00:33	DISTURBANCE-NO	310 N CALIFORNIA ST	1A1	EVE	08/15/2010 01:13:31
	08/28/2010	01:12	PED STOP	310 N CALIFORNIA ST	4D5	EVE	08/28/2010 01:55:54
	09/04/2010	23:36	DISTURBANCE-NO	310 N CALIFORNIA ST	1A5	EVE	09/05/2010 00:01:52
	09/05/2010	01:33	DISTURBANCE IN	310 N CALIFORNIA ST	1A1	EVE	09/05/2010 02:00:41

Total Number of Events Listed: 20

11 OF 11

Event List with Report Numbers

1 of 4

Report #	Date	Time	Nature	Location	Prime Unit	Disp.	Close Time
	09/04/2010	23:36	DISTURBANCE-NO	310 N CALIFORNIA ST	1A5	EVE	09/05/2010 00:01:52
	09/05/2010	01:33	DISTURBANCE IN	310 N CALIFORNIA ST	1A1	EVE	09/05/2010 02:00:41
	09/12/2010	02:35	MUNI CODE VIOL	310 N CALIFORNIA ST	1A1	EVE	09/12/2010 03:09:48
	09/17/2010	17:14	MISC SERVICES	310 N CALIFORNIA ST	3D5	EVE	09/17/2010 17:39:08
10007023	09/18/2010	01:38	DISTURBANCE	310 N CALIFORNIA ST	1D5	REPT	09/18/2010 02:22:15
	09/25/2010	00:34	DISTURBANCE-NO	310 N CALIFORNIA ST	1A3	EVE	09/25/2010 01:03:20
	10/03/2010	03:26	DUI	310 N CALIFORNIA ST	1A1	EVE	10/03/2010 03:57:24
	10/05/2010	22:27	DISTURBANCE-NO	310 N CALIFORNIA ST	1A1	EVE	10/05/2010 23:02:47
10007523	10/07/2010	09:06	TELEPHONE	310 N CALIFORNIA ST	Z80	REPT	10/07/2010 09:25:43
10007569	10/08/2010	23:11	INTOX PERSON	310 N CALIFORNIA ST	4A5	REPT	10/09/2010 00:55:24
10007628	10/11/2010	23:29	ASSAULT-WEAPO	310 N CALIFORNIA ST	4A1	REPT	10/12/2010 00:23:23
	10/11/2010	23:34	DISTURBANCE-NO	310 N CALIFORNIA ST	4A1	EVE	10/12/2010 00:42:33
	10/16/2010	00:08	DISTURBANCE	310 N CALIFORNIA ST	4A1	EVE	10/16/2010 00:17:33
	10/16/2010	01:02	DISTURBANCE	310 N CALIFORNIA ST		EVE	10/16/2010 01:07:02

Total Number of Events Listed: 14

Attn: Agent Fuentes

LPD ~~reports~~ reports

Calif St Pub.

Event List with Report Numbers

2 of 4

Report #	Date	Time	Nature	Location	Prime Unit	Disp.	Close Time
10007030	09/18/2010	10:13	TRAFFIC STOP	N CALIFORNIA ST/HOLLY DR	2S1	TSOP	09/18/2010 10:39:39
	10/12/2010	01:48	TRAFFIC STOP	N CALIFORNIA ST/HOLLY DR	4A1	TSOP	10/12/2010 01:51:10

Total Number of Events Listed: 2

**Event List with Report Numbers**

3 of 4

Report #	Date	Time	Nature	Location	Prime Unit	Disp.	Close Time
10007030	09/18/2010	10:13	TRAFFIC STOP	N CALIFORNIA ST/N HUTCHINS ST	2S1	TSOP	09/18/2010 10:39:39
	10/12/2010	01:48	TRAFFIC STOP	N CALIFORNIA ST/HOLLY DR	4A1	TSOP	10/12/2010 01:51:10

Total Number of Events Listed: 2

**Event List with Report Numbers**

4 of 4

Report #	Date	Time	Nature	Location	Prime Unit	Disp.	Close Time
10007030	09/18/2010	10:13	TRAFFIC STOP	N CALIFORNIA ST/W LOCKEFORD	2S1	TSOP	09/18/2010 10:39:39
	10/12/2010	01:48	TRAFFIC STOP	N CALIFORNIA ST/HOLLY DR	4A1	TSOP	10/12/2010 01:51:10

Total Number of Events Listed: 2

Department of Alcoholic Beverage Control

State of California

**PROTEST AGAINST ALCOHOLIC BEVERAGE LICENSE APPLICATION**

- Please refer to Form ABC-510, Instructions for Protesting an Alcoholic Beverage License Application, before completing and submitting your protest. The ABC-510 can be found at www.abc.ca.gov.
- Please print legibly or type. Incomplete and/or illegible information will cause the protest to be rejected.
- You will be notified by letter regarding a hearing on your protest. You will need to attend the hearing to testify and/or present evidence to support your protest.
- A copy of this completed form, ABC-510-A, will be provided to the applicant.

**RECEIVED**

OCT - 8 2009

I hereby protest the issuance of a license under the Alcoholic Beverage Control Act to:

Alcoholic Beverage Control  
STOCKTON DISTRICT

THIRSTY, CHRISTIAN COLE ETAL  
(Name(s) of Applicant(s))

For premises at:

310 N. CALIFORNIA ST, LODI CA 95240  
(Exact address of proposed premises)

on the grounds that:

There is Loud Music accompanied by many young people using profanity, yelling & screaming. When they smoke out in the parking lot, their ~~voies~~ voices carry into the neighborhood which alarms Dogs and causes them to bark continuously. They continue to loiter in the parking lot after 2am and many spin thier ~~whee~~ wheels when leaving. Weekdays can sometimes be as bad as weekends.

Check here if additional sheets attached →

I, LARRY SAUSEDA, declare under penalty of perjury:  
PRINT (Name of Protestant)

(1) That I am the protestant herein; (2) That I have read the above protest and know the contents thereof; and (3) That the same is true of my own knowledge except as to those matters which are therein stated on information and belief, and as to those matters I believe to be true.

PROTESTANT'S SIGNATURE <i>Larry Sauseda</i>	PROTESTANT'S TELEPHONE NUMBER (Optional) 209-334-5749
SIGNED AT (City and State) LODI, CALIF.	DATE SIGNED 10/7/09
PROTESTANT'S ADDRESS (Street number and name, city, state, zip code) 230 N. CALIF ST, LODI, CA 95240	

As a close Neighbor we have difficulty sleeping because of all this & when I tried to speak with owner about these issues, they didn't return my call. I have witnessed fist fights, arguments, Police activity & other nuisance through my bedroom window. In my 3 yrs as a resident, home-owner in this neighborhood, I have never seen this kind of disturbing activity, lack of respect and disregard for people sleeping as this new Club Owner has allowed to carry on!

Jay Sank

## Instructions for Protesting an Alcoholic Beverage License Application

*Disclaimer:* This information is provided to assist you in complying with proper procedures. However, it is not intended to be a complete discussion of legal procedures. If you need further assistance, you may contact your local ABC district office or seek independent legal advice.

### Public Notice of Application

A person or business planning to open a new ABC-licensed business, change the ownership, or move an existing outlet to a new site must apply for the proper license at an ABC district office. As part of the process, notice must be given to the public and to local officials. This notice occurs in several ways:

- **Public Notice** — The applicant must post a white or yellow public notice (Form ABC-207 or -207-B) in a prominent place at the proposed premises for 30 days. (Sec. 23985 Bus. & Prof. Code)
- **Written Notice by Mail** — ABC mails a copy of the application to the sheriff, chief of police, district attorney, and city council (or the board of supervisors if in an unincorporated area). In some cases, the applicant must also mail written notice to residents and owners of real property within a 500' radius of the proposed business. (Secs. 23987 and 23985.5 Bus. & Prof. Code)
- **Newspaper Publication** — Certain applicants must publish a notice in the local newspaper. (Sec. 23986 Bus. & Prof. Code)

### Filing Your Protest

Any person may protest an ABC license application. You must file your protest at any ABC district office *within 30 days*. The 30 days runs from whichever date is later:

- The date the Public Notice is first posted at the proposed business; *or*
- The date the applicant mails written notice to residents or owners of real property within a 500' radius

*Protests received after 30 days cannot be considered.* (Sec. 24013 Bus. & Prof. Code)

You may fax your protest. However, the original protest must be received by ABC within ten (10) days of the fax date.

You may contact the local ABC district office to find out the exact deadline for filing your protest or to speak with the assigned staff member about your concerns. Please provide the exact address of the proposed business and the applicant's name, if known.

**A copy of your valid and verified protest, Form ABC-510-A, including your name and address, will be given to the applicant.** This is because the law requires the applicant be furnished with a "statement of issues" to be determined if a public hearing is scheduled (see Public Hearing). The statement of issues lists the grounds that form the basis for your objection.

Professional legal advice is not required to file a protest.

### Contents of Protest

Your protest must contain the following:

1. The particular ground(s) for objection *and* the facts that support these objections.
2. The name of the applicant and the exact address of the proposed business.
3. The name, address, and signature of any and all protestant(s).
4. A declaration signed by the protestant(s), as follows: "I (name of protestant), declare under penalty of perjury that I am the protestant herein; that I have read the above protest and know the contents thereof; that the same is true of my own knowledge except as to those matters which are therein stated on information and belief, and as to

those matters I believe them to be true."  
This  
declaration is contained on Form ABC-  
510-A, which you may use to file your  
protest.

If a petition is circulated, the person circulating the petition should sign first. Each petitioner must sign an individual declaration. If the protest is made by a public officer, acting in his official capacity, the declaration under penalty of perjury is not required, but the protest should be on Department letterhead to show official capacity.

## Grounds for Protest

The California Constitution provides that the sale, purchase, and consumption of alcoholic beverages in licensed premises is legal. Therefore, ABC cannot deny a license solely because a protestant has personal beliefs against the use of alcoholic beverages—denial must relate to public welfare and morals. Some of the grounds of protest, which could relate to public welfare and morals, are as follows:

1. The premises is located within the *immediate vicinity of a school, church, hospital, or children's playground* and the normal operation of the licensed premises would interfere with their functions. (Be specific as to how the sale of alcoholic beverages will adversely affect the facility. Mere proximity to such a facility is not sufficient legal grounds to deny the license.)
2. The premises is located in a *residential area* and the normal operation of the licensed premises would interfere with the quiet enjoyment of their property by the residents of the area. (Be specific as to how the sale of alcoholic beverages will adversely affect the residents.)
3. The premises or parking lot is located within *100 feet of a residence* and the applicant has failed to establish that the operation of the licensed premises would not interfere with the quiet enjoyment of the property by the residents. (This only applies to premises that have not been operated with the same type license within 90 days of the application.)
4. Licensing the premises would create a *public nuisance* as defined in Penal Code Section 370, in that: (state specific facts leading to this conclusion).

5. Issuance of the license would result in or add to an *undue concentration* of licenses. (List any problems that existing licensed businesses in the area may be causing.)
6. The applicant is *not the true or sole owner* of the business to be licensed. (You must present testimony or other evidence as to the true ownership.)

**The following are grounds usually cited by city or county enforcement agencies only. But they can be used by persons who have independent, adequate evidence of same:**

7. Issuance of the license to the premises would tend to *create a law enforcement problem or aggravate an existing police problem*.
8. Licensing the premises would be contrary to the provisions of a valid *zoning ordinance*.
9. The *applicant has been convicted* of a felony, a crime involving moral turpitude, or one of the offenses listed in Section 24200(b) of the Alcoholic Beverage Control Act.
10. The applicant has a *police record* that disqualifies him or her for a license.
11. The applicant has *misrepresented a material fact* in obtaining a license.

## Tips:

- For your protest to be more effective, it should be specific and not just a restatement of the above examples.
- Some people find it worthwhile to meet with the applicant before filing a protest. This lets the applicant know that someone is concerned about the proposed business. It gives the applicant a chance to respond to your concerns.
- By meeting with the applicant, you can find out:
  - (a) Who is the applicant? Is the applicant a local business person in good standing? Has the applicant owned other licensed businesses in a responsible manner?

- (b) What type of business is planned?
  - (c) What type of patrons will the business attract? Is a youthful crowd expected?
  - (d) Will there be ample, trained staff?
  - (e) Will the applicant have and enforce written house/store policies? For example, what are the applicant's plans for responsible marketing and promotions, safe rides, promotion of non-alcohol and low-alcohol drinks and food, checking identification of youthful patrons, drink limits, and crowd control/security?
- In some cases, the applicant may agree to certain assurances or conditions. For example, if there could be late-night noise, the applicant may agree that no alcohol will be sold after a certain time. If a compromise is reached, the parties should contact the ABC staff member assigned to the case. The staff member will draft the formal language of the license conditions.

## Investigation

After a person or business applies for the ABC license, ABC conducts a thorough investigation, as required by law. The ABC investigator or licensing representative looks into the applicant's personal history, their source of funds, the suitability of the proposed premises, and any issues raised in the protest(s). (Sec. 23958 Bus. & Prof. Code)

**Interim Retail Permit.** If ABC recommends approval of a protested license application, the applicant may apply for an Interim Retail Permit. This allows the business to sell alcoholic beverages pending the protest hearing and any appeals. (Sec. 24044.5 Bus. & Prof. Code)

## Public Hearing

**Purpose.** Under the California Alcoholic Beverage Control Act, a hearing may be held on a valid protest. This affords the applicant the right to meet the objections with any evidence he or she may have.

**However, the submission of your protest does not complete the matter. You will be notified by letter regarding a hearing on your protest if a hearing is scheduled. You will need to attend the hearing to**

### **present testimony and/or evidence to support your protest.**

**Time and Place of Hearing.** The hearing will take place typically within 60 days of the submission of the Report of Investigation to ABC Headquarters in Sacramento. It will be held in the county seat for the business. However, if the governing body of a city files an official protest, the hearing shall be held within such city.

**After the hearing.** After the hearing, the administrative law judge will take the protest under advisement. The judge will make a ruling, usually within 30 days, for review by the ABC Director. ABC may adopt or reject the proposed decision of the judge.

Once ABC has rendered a decision, any party to the matter may appeal the decision to the ABC Appeals Board, an independent, three-member Board appointed by the Governor.

The ABC Appeals Board decision can then be appealed to the State Court of Appeals and to the State Supreme Court.

### *Tips:*

- If you are protesting with a group, decide who will speak on behalf of the group at the hearing. An attorney is not needed for this role. In fact, local community members may be most effective in raising community issues.
- To be most effective, all presentations should be short and concise and not repeat other presentations.
- Protestants may submit testimony and other evidence such as graphs, tables, pictures, photographs, video tapes, etc. These items do not need to be professionally done. However, because this hearing is a legal proceeding, any evidence submitted is subject to objection. The judge will be able to study any written materials entered into evidence.

For the location of the ABC district office nearest you, consult your phone directory or visit our website at [www.abc.ca.gov](http://www.abc.ca.gov)

9/21/10

1 of 3

247334

Attn:

Tess Prada

From:

Larry Sauseda, 230 N CA ST

Regarding:

Christian Cole, owner of Calif St  
Pub observed removing cases of  
Alcohol from personal ~~vehicle~~ Trk.  
310 N. Calif ST

**Event Report**

Event ID: **10-0000046315** Call Ref #: 416

Date/Time Received: 09/17/10 17:14:34

Rpt #:	Call Source: PHONE	Prime 3D5 Unit: GARCIA, RICARDO	Services Involved			
			LAW			
Location: <b>310 N CALIFORNIA ST</b>						
X-ST:	W LOCKEFORD ST		Jur: LODI	Service: LAW	Agency: LPD	
	N HUTCHINS ST		St/Beat: 1	District: SUNS	RA: 1U	
Business: CALIFORNIA ST PUB	Phone: (209) 712-6829			GP: GP1A		
Nature: <b>MISC SERVICES</b>	Alarm Lvl: 1	Priority: 2	Medical Priority:			
Reclassified Nature:						
Caller: SAUCEDA, LARRY	Phone: (209) 810-7434			Alarm:		
Addr: 230 N CALIFORNIA				Alarm Type:		
Vehicle #:	St:	Report Only: No	Race:	Sex:	Age:	
Call Taker: DHAMMONDS	Console: CAD3					
Geo-Verified Addr.: Yes	Nature Summary Code:	Disposition: EVEN	Close Comments:			
<p>Notes: RP stated that he and other people in the neighborhood have observed the owner of the California St. Pub (Christian Cole) bringing in alcohol bottles and unloading them from his personal truck. The RP was informed by a neighbor that as a Bar they must receive their alcohol from a vendor and purchasing it on your own is not allowed. RP was going to contact ABC but wanted the incident documented. [09/17/10 17:39:04 Unit:3D5]</p> <p>***914 RP WANTS IT DOCUMENTED THAT HE HAS OBSERVED OWNERS BRINING IN LIQUOR FOR THE BUSINESS [09/17/10 17:16:21 DHAMMONDS]</p>						

**Times**

	Time From Call Received		
Call Received: 09/17/10 17:14:34			
Call Routed: 09/17/10 17:16:24	000:01:50	Unit Reaction: 000:00:06	(1st Dispatch to 1st Arrive)
Call Take Finished: 09/17/10 17:16:24	000:01:50	En-Route: : :	(1st Dispatch to 1st En-Route)
1st Dispatch: 09/17/10 17:31:31	000:16:57 (Time Held)	On-Scene: 000:07:31	(1st Arrive to Last Clear)
1st En-Route:	: :		
1st Arrive: 09/17/10 17:31:37	000:17:03 (Reaction Time)		
Last Clear: 09/17/10 17:39:08	000:24:34		

**Event Log**

Unit	Empl ID	Type	Description	Time Stamp	Comments	Close Code	User
	002693	TR	Time Received	09/17/10 17:14:34	By: PHONE		DHAMM
	002693	ENT	Entered CallerAddr	09/17/10 17:14:41	230 N CALIFORNIA		DHAMM
	002693	ENT	Entered CallerPh	09/17/10 17:14:46	2098107434		DHAMM
	002693	ENT	Entered CallerNm	09/17/10 17:15:02	SAUCEDA, LARRY		DHAMM
	002693	ENT	Entered Street	09/17/10 17:15:20	310 N CALIFORNIA ST		DHAMM
	002693	ENT	Entered Remarks	09/17/10 17:16:21			DHAMM
	002693	ENT	Entered Nature	09/17/10 17:16:24	MISC SERVICES		DHAMM

**Event Log**

Unit	Empl ID	Type	Description	Time Stamp	Comments	Close Code	User
	002693	FIN	Finished Call Taking	09/17/10 17:16:24			DHAMM
	002693	ARM	Added Remarks	09/17/10 17:39:04			Unit:3D5

**Radio Log**

Unit	Empl ID	Type	Description	Time Stamp	Comments	Close Code	User
3D5	RG63	D	Dispatched	09/17/10 17:31:31	Stat/Beat: 5		TRAMIR
3D5	RG63	A	Arrived	09/17/10 17:31:37			Unit:3D5
3D5	RG63	L	Location Change	09/17/10 17:31:54	914		TRAMIR
3D5	RG63	C	Cleared	09/17/10 17:39:08		EVE	Unit:3D5

**Related Names**

Last, First, MI Suffix	Type	Race	Sex	HT	WT	Eyes	DOB	Age	Home Ph/Mobile Ph	Work Ph	Ext
Sauceda, Larry	CALL				0				(209)810-7434	( ) -	
Address: 230 N California Lodi, -											

3 of 3

Material received in the Planning Division 5/12/11

Match	Event	Receive Time	Class	Address	Synopsis
1-Main	09022059	5/21/2009 8:21:35 PM	922	310 N CALIFORNIA ST / W LOCKEFORD ST, LODI (BARKING	3 922 MALES 50-60 YR OLD IN PARKING LOT OF BARKING DOG
2-Main	09016155	4/15/2009 10:18:27 PM	974	310 N CALIFORNIA ST / W LOCKEFORD ST, LODI (BARKING	FOR A FEMALE BY THE NAME OF [REDACTED] IS IN THE
3-Main	09007303	2/20/2009 11:44:25 PM	974	310 N CALIFORNIA ST / W LOCKEFORD ST, LODI (BARKING	BLU BRONCO W/ LIGHTS ON -- BEHIND SMOG STATION ACROSS
4-Main	09004102	1/29/2009 2:36:27 PM	LOB	310 N CALIFORNIA ST / W LOCKEFORD ST, LODI (BARKING	RP IN LOBBY RE: POSS THEFT
5-Main	09002459	1/18/2009 12:27:04 AM	415N	310 N CALIFORNIA ST / W LOCKEFORD ST, LODI (BARKING	LOUD SUBJ AT THE BAR

## CAD Events

## Search Conditions:

Call Date between '01/01/2010 00:00:01' and '01/31/2010 23:59:00'

Street starts with 'N CALIFORNIA'

Street number = '310'

1 of 2

Case ID	Nature Code	Nature Description	Call Time	Address
100000000018	893	PED STOP	01/01/2010 01:01:43	310 N CALIFORNIA ST
100000000027	415	DISTURBANCE	01/01/2010 02:15:18	310 N CALIFORNIA ST
100000001219	415N	DISTURBANCE-NOISE	01/09/2010 01:43:47	310 N CALIFORNIA ST
100000001222	415N	DISTURBANCE-NOISE	01/09/2010 02:04:53	310 N CALIFORNIA ST
100000001355	906	MISC SERVICES	01/09/2010 23:44:07	310 N CALIFORNIA ST
100000001376	893	PED STOP	01/10/2010 02:00:50	310 N CALIFORNIA ST
100000002165	415P	DISTURBANCE IN PROG	01/15/2010 01:27:01	310 N CALIFORNIA ST
100000003208	415N	DISTURBANCE-NOISE	01/22/2010 01:57:14	310 N CALIFORNIA ST
100000003209	415	DISTURBANCE	01/22/2010 02:14:00	310 N CALIFORNIA ST
100000003373	906	MISC SERVICES	01/23/2010 00:48:43	310 N CALIFORNIA ST
100000003519	415	DISTURBANCE	01/24/2010 00:29:53	310 N CALIFORNIA ST
100000004521	415	DISTURBANCE	01/29/2010 23:52:22	310 N CALIFORNIA ST

Larry - 810-7434

RECEIVED

MAR - 3 2010

Beverage Control  
STOCKTON DISTRICT

CAD Events

Search Conditions:

Call Date between '02/01/2010 00:00:01' and '02/28/2010 23:59:00'

Street starts with 'N CALIFORNIA'

Street number = '310'

2 of 2

Case ID	Nature Code	Nature Description	Call Time	Address
10000005729	906	MISC SERVICES	02/05/2010 22:56:47	310 N CALIFORNIA ST
10000005736	906	MISC SERVICES	02/05/2010 23:41:28	310 N CALIFORNIA ST
10000005747	415	DISTURBANCE	02/06/2010 01:42:54	310 N CALIFORNIA ST
10000007252	415	INTOX PERSON	02/14/2010 17:32:56	310 N CALIFORNIA ST
10000008034	484	PETTY THEFT	02/18/2010 22:59:55	310 N CALIFORNIA ST
10000008252	415	DISTURBANCE	02/20/2010 00:18:44	310 N CALIFORNIA ST
10000008263	415N	DISTURBANCE-NOISE	02/20/2010 01:53:25	310 N CALIFORNIA ST
10000008441	415	DISTURBANCE	02/21/2010 00:46:18	310 N CALIFORNIA ST

Material received in the Planning Division 5/12/11

RECEIVED

MAR - 3 2010

Alcoholic Beverage Control  
STOCKTON DISTRICT

# LODI POLICE DEPARTMENT

Visual CAD Admin - 16 | x

Edit Options Modules Window Reports

Refresh Rpt Only Loc Chk Ph. Dir Ev Hist Advisories Units Out/ Delayed Monitor Tile New Map Map Link Exit

Search Result - 16 | x

Sort By [v] # Records 42 Select Exit

Caltime	Incl kl	RPT #	Street	Nature	Business	Service	Agency
08/22/2009 01:21:48	090000038070		310 N CALIFORNIA ST	MUNI CODE VIOL	THE BARKING DOG	LAW	LPD
08/24/2009 08:58:18	090000038461		310 N CALIFORNIA ST		THE BARKING DOG	LAW	LPD
08/24/2009 08:59:01	090000038462		310 N CALIFORNIA ST	ALARM AUD RES OR COMM	THE BARKING DOG	LAW	LPD
08/28/2009 21:39:26	090000039371		310 N CALIFORNIA ST	FORGERY/FRAUD	THE BARKING DOG	LAW	LPD
09/12/2009 00:35:41	090000042109		310 N CALIFORNIA ST	PED STOP	THE BARKING DOG	LAW	LPD
09/16/2009 09:36:11	090000042762		310 N CALIFORNIA ST	ALARM AUD RES OR COMM	THE BARKING DOG	LAW	LPD
09/16/2009 11:14:39	090000042772		310 N CALIFORNIA ST	ALARM AUD RES OR COMM	THE BARKING DOG	LAW	LPD
09/18/2009 00:05:58	090000043111		310 N CALIFORNIA ST	DISTURBANCE	THE BARKING DOG	LAW	LPD
09/18/2009 03:17:12	090000043122		310 N CALIFORNIA ST	DISTURBANCE-NOISE	THE BARKING DOG	LAW	LPD
09/18/2009 21:42:06	090000043365		310 N CALIFORNIA ST	DISTURBANCE	THE BARKING DOG	LAW	LPD
09/20/2009 01:21:00	090000043550		310 N CALIFORNIA ST	DISTURBANCE-NOISE	THE BARKING DOG	LAW	LPD
09/20/2009 02:07:02	090000043557		310 N CALIFORNIA ST	DISTURBANCE	THE BARKING DOG	LAW	LPD
09/23/2009 00:15:01	090000044060		310 N CALIFORNIA ST	DISTURBANCE-NOISE	THE BARKING DOG	LAW	LPD
09/27/2009 00:58:53	090000044835		310 N CALIFORNIA ST	SUSPICIOUS CIRC-OBJECT	THE BARKING DOG	LAW	LPD
09/27/2009 02:00:40	090000044857	09008705	310 N CALIFORNIA ST	INTOX PERSON	THE BARKING DOG	LAW	LPD
09/27/2009 05:26:29	090000044877		310 N CALIFORNIA ST	ALARM AUD RES OR COMM	CALIFORNIA ST PUB	LAW	LPD
09/29/2009 00:40:59	090000045123		310 N CALIFORNIA ST	DISTURBANCE-NOISE	BARKING DOG	LAW	LPD
10/03/2009 01:14:47	090000045837		310 N CALIFORNIA ST	DISTURBANCE-NOISE	BARKING DOG	LAW	LPD
10/03/2009 01:59:49	090000045848		310 N CALIFORNIA ST	DISTURBANCE	CALIFORNIA ST PUB	LAW	LPD
10/04/2009 01:04:48	090000046019		310 N CALIFORNIA ST	DISTURBANCE-NOISE	CALIFORNIA ST PUB	LAW	LPD
10/05/2009 00:16:17	090000046161	09003915	310 N CALIFORNIA ST	DUI	BARKING DOG	LAW	LPD
10/08/2009 00:25:10	090000046713		310 N CALIFORNIA ST	DISTURBANCE-NOISE	BARKING DOG	LAW	LPD
10/09/2009 11:40:54	090000046921		310 N CALIFORNIA ST	DISTURBANCE	BARKING DOG	LAW	LPD
10/10/2009 00:48:55	090000047067		310 N CALIFORNIA ST	DISTURBANCE-NOISE	BARKING DOG	LAW	LPD
10/10/2009 01:23:34	090000047069		310 N CALIFORNIA ST	PED STOP	BARKING DOG	LAW	LPD
10/10/2009 01:50:23	090000047073		310 N CALIFORNIA ST	PED STOP	BARKING DOG	LAW	LPD
10/10/2009 10:39:43	090000047099		310 N CALIFORNIA ST	DISTURBANCE	BARKING DOG	LAW	LPD
10/10/2009 23:57:11	090000047223		310 N CALIFORNIA ST	INTOX PERSON	BARKING DOG	LAW	LPD
10/15/2009 22:47:48	090000048058		310 N CALIFORNIA ST	DISTURBANCE-NOISE	BARKING DOG	LAW	LPD
10/15/2009 23:16:19	090000048065		310 N CALIFORNIA ST	DISTURBANCE-NOISE	BARKING DOG	LAW	LPD
10/16/2009 23:35:22	090000048284		310 N CALIFORNIA ST	BATTERY	BARKING DOG	LAW	LPD
10/17/2009 00:01:12	090000048290		310 N CALIFORNIA ST	MUNI CODE VIOL	BARKING DOG	LAW	LPD
10/17/2009 00:14:58	090000048292		310 N CALIFORNIA ST	INTOX PERSON	BARKING DOG	LAW	LPD
10/17/2009 00:16:30	090000048293	09009221	310 N CALIFORNIA ST	DISTURBANCE	BARKING DOG	LAW	LPD
10/18/2009 10:50:30	090000048505		310 N CALIFORNIA ST	BATTERY	BARKING DOG	LAW	LPD
10/20/2009 02:17:52	090000048753		310 N CALIFORNIA ST	DISTURBANCE IN PROG	BARKING DOG	LAW	LPD
10/21/2009 08:27:19	090000048951	09009331	310 N CALIFORNIA ST	FOLLOW UP	BARKING DOG	LAW	LPD
10/21/2009 23:58:20	090000049086		310 N CALIFORNIA ST	DISTURBANCE-NOISE	CALIFORNIA ST PUB	LAW	LPD
10/22/2009 00:45:59	090000049088		310 N CALIFORNIA ST	DISTURBANCE	CALIFORNIA ST PUB	LAW	LPD
10/22/2009 10:30:08	090000049136	09009367	310 N CALIFORNIA ST	LOBBY CALL	BARKING DOG	LAW	LPD
10/22/2009 23:20:16	090000049280		310 N CALIFORNIA ST	DISTURBANCE-NOISE	BARKING DOG	LAW	LPD
10/23/2009 01:39:04	090000049290		310 N CALIFORNIA ST	DISTURBANCE	CALIFORNIA ST PUB	LAW	LPD

Start PISTOL Re... Data911 U... DATA911... Visual CA... Mapview51 Inbox - M... 2 Micro... 03:17 PM

RECEIVED  
 OCT 28 2009  
 Alcoholic Beverage Control  
 STOCKTON DISTRICT

**WE'RE NOT GOING TO TAKE IT... ANYMORE**

**WE WANT OUR NEIGHBORHOOD BACK!!!!**

**CALIFORNIA STREET PUB MEETING**

**@LODI POLICE DEPT.COMMUNITY ROOM**

**APRIL 15<sup>TH</sup>,2010 @ 7PM**

**WE THE NEIGHBORS OF THE NEW NIGHTCLUB ARE VERY CONFUSED WHAT OUR RIGHTS ARE! WE HAVE ALL LIVED IN OUR HOMES FOR MANY YEARS. YES, THERE HAS ALWAYS BEEN A BAR LOCATED ON THE CORNER OF CALIFORNIA AND LOCKEFORD STREET BUT THE OLD BAR WAS OPEN AND RUN AS A SMALL NEIGHBORHOOD BAR THE ENTIRE BUSINESS HAS CHANGED FROM A NICE DRINKING ESTABLISHMENT TO A ROWDY LOUD NIGHTCLUB. THIS TYPE BUSINESS DOES NOT BELONG IN A RESIDENTIAL NEIGHBORHOOD.**

**PLEASE COME TO THIS MEETING WITH YOUR CONCERNS!!!**

**DRUNK DRIVER'S                      LOUD MUSIC 7 DAYS A WEEK  
UNDERAGE DRINKING    MUSIC USUALLY STARTS 11PM-2AM  
INCREASE TRAFFIC    CAB HONKING HORN 1AM-230AM  
ALCOHOL LEAVING THE ESTABLISHMENT  
GARBAGE ON OUR PROPERTIES & IN PARKING LOT  
URINATING IN PUBLIC    ALL KINDS OF FIGHTS  
PARKING ON PRIVATE PROPERTY  
NOISE AND OBSCENE LANGUAGE IN PARKING LOT**

**PLEASE ATTEND**

## Immanuel Bereket

---

**From:** luvinyan4eva@yahoo.com  
**Sent:** Thursday, May 19, 2011 4:25 PM  
**To:** Immanuel Bereket  
**Subject:** California St. Pub proposed expansion

As a resident of the two hundred block of North California St., we would like to voice our objection to the proposed expansion of the California street pub. We are already being kept awake at night. The patrons park in front of our houses, smoking marijuana, doing lines of cocaine on the hoods of cars and are loud going to their cars. Some go down our driveway to relieve themselves. This had always been a quiet neighborhood until the pub opened. It is bad enough, the negative affect the rowdy club has made on our neighborhood, let alone adding 60+ drunken patrons. Please do not allow this expansion. Thank you!

Cheryl and Stacey Walker

**Immanuel Bereket**

---

**From:** Sara Lee Okazaki [Sokazaki@c21mm.com]  
**Sent:** Tuesday, May 24, 2011 2:51 PM  
**To:** Immanuel Bereket  
**Cc:** Kari Chadwick  
**Subject:** Fw: HEARING PUB NEIGHBORS NOT GOING AWAY!!!  
**Attachments:** PUBLIC HEARING JUNE 8 PUB HEARING.pdf

Good afternoon...Here is my letter regarding the CALIFORNIA STREET PUB...THIRST INC  
Whatever they call themselves. This is quite a sore subject in our neighborhood. I am hoping that this  
issue is looked at very carefully. It is a major problem in our neighborhood.. A lot of manpower from  
the Lodi Police is used to patrol this business and something **NEEDS TO BE DONE!!!**  
Thanks for taking time to look at this problem and hopefully the owners will realize their business  
**DOES NOT BELONG IN OUR NEIGHBORHOOD.**

SARA LEE OKAZAKI  
224 N. CALIFORNIA STREET  
LODI, CALIF 95240  
RESIDENT AT THIS PROPERTY 25 PLUS YEARS

<-----Original Message----->

From: Sara Lee Okazaki [Sokazaki@c21mm.com]  
Sent: 5/24/2011 2:37:10 PM  
To: Sokazaki@c21mm.com  
Subject: HEARING PUB NEIGHBORS NOT GOING AWAY!!!

## **PUBLIC HEARING JUNE 8, 2011 CALIFORNIA STREET PUB**

**NEIGHBORS NOT GOING AWAY!!!! RIGHTS, DO WE HAVE RIGHTS???**

**CALIF ST PUB PURCHASED A LIQUOR LICENSE FROM BARKING DOG LOUNGE**

**ACCORDING TO ABC IT WAS ISSUED ON A GRANDFATHER CLAUSE.**

**THESE TWO BUSINESSES ARE NOT THE SAME, ONE WAS A SMALL NEIGHBORHOOD BAR AND THE PUB IS A NIGHT CLUB.THE ONLY SIMILARITY IS THEY BOTH SELL ALCOHOL.**

**THE LODI PLANNING COMMISSION NEEDS TO LOOK AT THE ENTIRE PICTURE HERE. THIS ESTABLISHMENT HAS NOT FOLLOWED THE CONDITIONS PLACED ON THEIR LICENSE. THEY ARE UNABLE TO HANDLE THE CROWDS THEY ATTRACT NOW.BIGGEST COMPLAINT IS LOUD MUSIC AND PARKING LOT NOISE. MUSIC IS PLAYED 7 NIGHTS A WEEK. IT USUALLY DOESN'T START TIL 9-930 PM BUT IS LOUD A LOT OF WEEK NIGHTS. I KNOW FOR A FACT THAT THE NEIGHBORS IN THIS NEIGHBORHOOD ALL HAVE JOBS AND WE SHOULD HAVE PEACE AND QUIET AFTER 10PM. THEY SHOULD START MUSIC AROUND 7PM AND TURN DOWN OR OFF AFTER 10:00PM.**

**THE PARKING LOT IS ALSO A MAJOR PROBLEM....THEY ARE SUPPOSE TO HAVE SECURITY IN PARKING LOT AND THE MAJORITY OF TIME THERE IS NONE.I HEAR FIGHTING,CUSSING,AND CARS PEELING OUT.**

**THEY HAVE BEEN TICKETED ONCE FOR MUSIC.ALSO THEY HAVE PURCHASED ALCOHOL AT STORES, BY PASSING THE LIQUOR DISTRIBUTORS. THEY ALSO HAVE BEEN FINED BY ABC APPROXIMATELY \$3000.00.**

**THE LODI PLANNING COMMISSING NEEDS TO LOOK AT THE ZONING OF THIS PRESENT ESTABLISHMENT. THEY HAVE ADDED ON TO THE PREMISES TO INCREASE SEATING CAPACITY OUTSIDE. IF THIS IS APPROVED NOW THE NOISE IS GOING NORTH OF THE TRACKS. THE POLICE ARE CALLED OFTEN AND SHOULD NOT HAVE TO BABYSIT THIS ESTABLISHMENT. THIS PLANNING ISSUE IS SIMILAR TO THE LUNA BAR. THIS TYPE BUSINESS DOES NOT BELONG IN RESIDENTIAL AREA.**

RECEIVED

MAY 26 2011

COMMUNITY DEVELOPMENT DEPT  
CITY OF LODI

5/23/11

TO:

Immanuel Bereket  
Community Planner  
City of Lodi

From:

Debra J. Tovar  
211 N California St.  
Lodi, Ca

Dear Mr. Bereket:

I'm concerned w/ the planning expansion regarding Calif. St. Pub. I have lived in this duplex for many years. I'm raising 2 kids here & the bar has become a "very big problem" in our neighborhood. I ask that it not expand. The bar can't handle what it already has. I never called police when it was the "Barking Dog". Now I call and have a citizen log. I get woken up all the time by all the loud parting. People in my front yard getting in their cars drunk. I've witnessed large & small fights in the parking lot. Male + Male, female + female, male + female fight. Males urinate on our lawns or passed out condoms in gutters! People doing drugs in cars

Please help us! Our neighborhood  
needs your help Please dont  
let them expand. They are a  
problem business and it will  
only get worse!

Thanks

Debra J. Jovan  
209-570-5425

RECEIVED

MAY 25 2011

COMMUNITY DEVELOPMENT DEPT  
CITY OF LODI

May 25, 2011

Dear Planning Commission

This letter is in regards to the request of the C.A. St. pub permit for outdoor drinking area. I am opposed to this proposal.

I for months now have been living with my parents @ 230 N. California St. while I've been studying for my State Board/Cosmetology licence. I'm also a single parent w/a six yr old daughter attending Washington Elem. Over this time period I've witnessed and heard loud music, profanity, st. fights and speeding cars all accompanied by police activity. We sleep most nights w/ the TV on to help drown out the noise. I don't understand how increasing the occupancy of this pub will improve the situation.

Sincerely,

Marceline Jones

May 24, 2011

RECEIVED

MAY 31 2011

COMMUNITY DEVELOPMENT DEPT  
CITY OF LODI

Mr. Immanuel Bereket  
Associate Planner  
City of Lodi  
221 W. Pine Street  
Lodi, CA 95241

Dear Mr. Bereket,

I/we live in the vicinity of the California Street Pub, located at 302/310/312 N. California St. This letter is to inform you that I am AGAINST the current proposal to allow the outdoor seating/standing and drinking area on behalf of Christian Cole and partners, Thirsty Inc., dba California Street Pub, File #11-U-06.

To allow this expansion would increase the capacity of this nightclub. To allow alcohol consumption outside in this patio area would add to the noise and disturbance issues (music, DJ, yelling, screaming, foul language, fights, cars peeling out) that this neighborhood has faced since ownership changed in August/September 2009.

In January 2010, the Dept. of Alcohol Beverage Control, File #48-482727 petitioned for a Conditional License against Thirsty Corp., etc. The ABC, after receiving an onslaught of complaints and their own covert investigations, put eight conditions on the Calif. Street Pub license. Christian Cole signed the petition on 1/20/10. Furthermore, to prove the Calif. Street Pub has established themselves as unwilling to control their patrons, they have already been fined \$3,000 for violations of this agreement, yet the disturbance continues.

In short, after almost two years of working with the Lodi Police Department, the ABC, and the City of Lodi, this applicant(s) continues to be allowed to disrupt the quality of life for the surrounding residents between the hours of 11pm to after 2:00 am. Do not allow this business to expand its capacity, nor allow them to serve alcohol outdoors period. Review the police reports, numerous police calls and problems we have had with this business over the past 21 months. They have established themselves as unwilling or unable to control their current patrons—why would you allow them the opportunity to expand?

Sincerely,

Rebecca Brown

Rebecca Brown

615 Holly Drive

Lodi CA 95240

May 24, 2011

RECEIVED

MAY 31 2011

COMMUNITY DEVELOPMENT DEPT  
CITY OF LODI

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Associate Planner  
City of Lodi  
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Lodi, CA 95241

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Sincerely,

Robert Brown  
Robert E. Brown

615 HOLLY DR.

May 24, 2011

RECEIVED

MAY 31 2011

COMMUNITY DEVELOPMENT DEPT  
CITY OF LODI

Mr. Immanuel Bereket  
Associate Planner  
City of Lodi  
221 W. Pine Street  
Lodi, CA 95241

Dear Mr. Bereket,

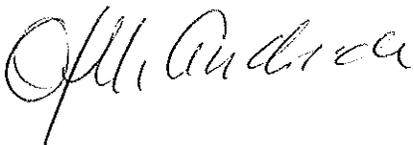
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Sincerely,



OFELIA ANDRADE  
407 N. California St.

May 24, 2011

Mr. Immanuel Bereket  
Associate Planner  
City of Lodi  
221 W. Pine Street  
Lodi, CA 95241

RECEIVED  
MAY 31 2011  
COMMUNITY DEVELOPMENT DEPT  
CITY OF LODI

Dear Mr. Bereket,

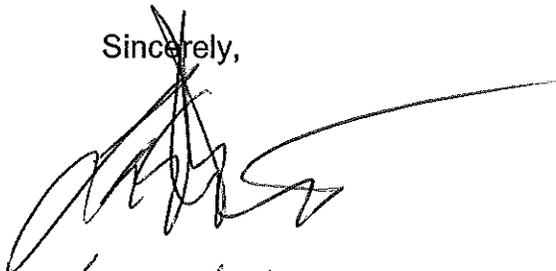
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Sincerely,



Lance Waterman  
411 N. CALIFORNIA ST

May 24, 2011

RECEIVED

MAY 31 2011

COMMUNITY DEVELOPMENT DEPT  
CITY OF LODI

Mr. Immanuel Bereket  
Associate Planner  
City of Lodi  
221 W. Pine Street  
Lodi, CA 95241

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Sincerely,

  
SUSAN Teeslink  
436 First St.  
Lodi, Calif 95240

May 24, 2011

RECEIVED

MAY 31 2011

COMMUNITY DEVELOPMENT DEPT  
CITY OF LODI

Mr. Immanuel Bereket  
Associate Planner  
City of Lodi  
221 W. Pine Street  
Lodi, CA 95241

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Sincerely,

*600 Block Holly*

# ATTACHMENT P

**RESOLUTION NO. P.C. 11-**

**A RESOLUTION OF THE PLANNING COMMISSION OF THE CITY OF LODI DENYING THE REQUEST OF CHRISTIAN COLE, ON BEHALF OF THIRSTY INC., DBA CALIFORNIA STREET PUB FOR A USE PERMIT TO ALLOW OUTDOOR SEATING/STANDING AND DRINKING AREA AT CALIFORNIA STREET PUB (FORMERLY BARKING DOG) IN CONJUNCTION WITH THEIR EXISTING TYPE-48 ON-SALE GENERAL ABC LICENSE AT 302 NORTH CALIFORNIA STREET**

**WHEREAS**, the Planning Commission of the City of Lodi has heretofore held a duly noticed public hearing, as required by law, on the requested Use Permit in accordance with the Government Code and Lodi Municipal Code Chapter 17.84, Amendments; and

**WHEREAS**, an application was filed by Christian Cole, on behalf of Thirsty Inc., dba California Street Pub, 310 North California Street, Lodi, CA 95240

**WHEREAS**, the project site is located at 302 North California Street, Lodi, CA 95240; and

**WHEREAS**, the project site is owned by Catherine Hawkins TR, 440 Stasal Avenue, Jackson, CA 95642; and

**WHEREAS**, the property has a General Plan designation of GC, General Commercial and is zoned C-2, General Commercial; and

**WHEREAS**, the requested Use Permit to allow outdoor seating/standing and drinking area at California Street Pub (formerly Barking Dog) in conjunction with their existing Type-48 On-Sale General ABC license at 302 North California Street; and

**WHEREAS**, the Planning Commission of the City of Lodi conducted the public hearing at the time and place stated in the notice and afforded all persons interested in the matter of the Use Permit, or in any matter or subject related thereto, an opportunity to appear before the Commission and be heard and to submit any testimony or evidence in favor of or against the granting of the permit; and

**WHEREAS**, all legal prerequisites to the adoption of this Resolution have occurred; and

**NOW, THEREFORE, BE IT FOUND** that the Planning Commission of the City of Lodi incorporates the staff report and attachments, project file, testimony presented at the time of the hearing, and written comments, on this matter, and make the following findings:

1. The project was found to be Categorical Exempt according to the California Environmental Quality Act, Article 19 §15321, Class 21 (a) (2). The project is classified as an "Enforcement action by regulatory agencies" because it is the "adoption of an administrative decision or order enforcing or revoking the lease, permit, license, certificate, or entitlement for use or enforcing the general rule, standard, or objective." No significant environmental impacts are anticipated and no mitigation measures have been required.
2. The proposed use is not consistent with the objectives of the Zoning Ordinance and the purposes of the district in which the use is located. Although bar/nightclub is a permitted use in the General Commercial (C-2) zone, City of Lodi Municipal Code Section 17.73.020 (E) of the Zoning Ordinance requires a minimum of three hundred feet of buffer zone between residential and these types of establishments that offer live entertainment as regular feature of their business operations. This requirement is in effect to ensure any proposed project, including existing projects, will be compatible with surrounding land uses, including the protection of the quiet enjoyment of existing residential development, and reducing the level of adverse impacts on existing homeowners associations, or private property. City staff and the Lodi Police Department have received complaints regarding the noise impacts, loitering, fighting and incompatible hours of operation that negatively impact the privacy and enjoyment of the residences. As proposed, the project will be detrimental to the health, morals, comfort and welfare of persons residing or working in the neighborhood of the proposed use, and to property or improvements in the neighborhood, and will be contrary to the general public welfare, and in violation of Lodi Municipal Code Section 17.72.080 of the Zoning Ordinance.

3. The proposed project is not compatible with the surrounding area, which is comprised of residential neighborhoods to the west and south, and the tenants of the commercial center.
4. The proposed use will be detrimental to the public health and safety, or welfare. The proposed material expansion of the business would be more than just an ancillary use, attracting more patrons to the bar and on-site loitering and noise impacts at late hours, and likely requiring more public safety service to try to maintain the required compatibility between the proposed project and the residential neighborhoods to the west, north and south.
5. The proposed use will not comply with each of the applicable provisions of the Zoning Ordinance. The Lodi Municipal Code requires compatibility with existing and proposed surrounding land uses. The proposed expansion of the bar, which offers live entertainment as regular business operation, is incompatible with the adjacent residential neighborhoods.
6. The proposed use is not consistent with the goals, objectives, and policies of the General Plan. Policy 7 of the General Plan Noise Element defines residences are noise-sensitive land uses. The City's General Plan Policy 8 mandates the City deny projects classified as normally unacceptable projects and incompatible with adjacent land uses.

**NOW, THEREFORE, BE IT DETERMINED, AND RESOLVED**, that the Lodi Planning Commission hereby denies Use Permit Application No. 11-U-06.

Dated: June 8, 2011

I hereby certify that Resolution No. 11- was passed and adopted by the Planning Commission of the City of Lodi at a regular meeting held on June 8, 2011, by the following vote:

AYES: Commissioners:

NOES: Commissioners:

ABSENT: Commissioners:

**ATTEST:** \_\_\_\_\_  
**Secretary, Planning Commission**

# Item 6a.



**MEMORANDUM, City of Lodi, Community Development Department**

**To:** City of Lodi Planning Commissioners  
**From:** Rad Bartlam, Community Development Director  
**Date:** Planning Commission Meeting of 06/08/2011  
**Subject:** Past meetings of the City Council and other meetings pertinent to the Planning Commission

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In an effort to inform the Planning Commissioners of past meetings of the Council and other pertinent items staff has prepared the following list of titles.

If you have any questions, please feel free to contact the Planning Department or visit the City of Lodi website at: <http://www.lodi.gov/city-council/AgendaPage.html> to view Staff Reports and Minutes from the corresponding meeting date.

Date	Meeting	Title
June 1, 2011	Regular	Adopt Resolution Approving the City of Lodi Financial Plan and Budget for the Fiscal Year Beginning July 1, 2011 and Ending June 30, 2012, and Approving Fiscal Year 2011/12 Appropriation Spending Limit (CM)