

Subject: FW: Sessions Sandwiches Patio Seating and Request to Serve Alcohol Outside
Date: Thursday, May 16, 2019 at 2:47:29 PM Pacific Daylight Time
From: Lewis, Jon
To: O'Neill, William
CC: Leung, Grace
Category: Newport Beach
Attachments: image001.png, image002.png, image003.png, image004.png

Mayor Pro Tem O'Neill,

Research of our records shows Sessions has not had any alcohol related calls for service in the last 24 months related to their business.

The following is a summary of calls for service to 2823 Newport Blvd:

03/08/2017 – Disturbance involving a male transient with a pocket knife.

06/09/2017 – Pedestrian Stop. A passerby flagged an officer down regarding a male asking for money in front of LaVentina's. The male was arrested for Public Intoxication. He said had been drinking alcohol while walking through the grocery store and was trying to get home.

11/12/2018 – Suspicious Person. LaVentina's called to report an agitated male talking to himself in front of their shop.

12/08/2018 – Report of a man passed out. The notes in the call log indicate this subject took off running while the caller was on the phone. Officers were unable to locate the person.

03/30/2019 – Report of a Physical Fight involving two people walking towards 30th Street.

Additionally, in March of 2017 the Department sent a minor decoy into Sessions to purchase alcohol. That minor was properly asked for identification and was not served.

Mr. Park spoke with our folks last week. Mr. Park related he and his neighbors have made several calls to the Department regarding loud noise coming from the sandwich shop, however there is no record of noise complaints in our dispatch call logs. As noted in the past, over saturation is a significant concern in this area, however there is no evidence that Sessions Sandwiches contributes to the burden on police resources. None of the above calls for service indicated a nexus to Sessions, rather Sessions was used as a geographical landmark in explaining a location.

Please let me know if you have additional questions or would like more information.

Respectfully,

Jon T. Lewis | Chief of Police

Newport Beach Police Department
870 Santa Barbara Drive, Newport Beach CA 92660

From: "O'Neill, William" <woneill@newportbeachca.gov>
Date: May 15, 2019 at 09:18:30 PDT
To: "Lewis, Jon" <JLewis@nbpd.org>
Cc: "Leung, Grace" <gleung@newportbeachca.gov>
Subject: FW: Sessions Sandwiches Patio Seating and Request to Serve Alcohol Outside

Have we had any alcohol-related incidents at this location in the last 24 months?

Will O'Neill
Mayor Pro Tem
City of Newport Beach

From: Brian <newportbeachresident@yahoo.com>
Date: Wednesday, May 15, 2019 at 8:48 AM
To: Dept - City Council <CityCouncil@newportbeachca.gov>, Diane Dixon <ddixon@newportbeachca.gov>
Subject: Sessions Sandwiches Patio Seating and Request to Serve Alcohol Outside

City Council

I am a homeowner in Newport Beach on the peninsula.

I am requesting that Sessions Sandwiches' request for approval of "Sessions Sandwiches Patio Expansion Coastal Development Permit No. CD2018-094 and Minor Use Permit No. UP2018-022 (PA2018-241)" be denied. The matter is currently on schedule to be heard by the Zoning Administrator on May 16, 2019. If the City Council is not a position to outright deny Sessions Sandwiches' request for approval, **I ask that the matter be heard by the Planning Commission.**

As a condition to approving Sessions Sandwiches' 2015 Permit No. UP2014-050 (for

alcohol outside. Specifically, Condition No. 44 states: "Alcoholic beverages shall only be served and consumed inside the subject establishment." Sessions Sandwiches is located in a section of Newport Beach that is currently oversaturated with alcohol establishments. As has been widely publicized, this oversaturation has had a negative impact on the quality of life for the residents (for example, this area has the highest crime rates in the city, public displays of drunkenness, increased noise, etc.). Condition No. 44 is an important control meant to protect local residents' quality of life and to mitigate the deleterious impacts of increased alcohol use in the neighborhood. Sessions Sandwiches has characterized their current request to serve alcohol outside as a simple parking variance, but in fact, it presents a significant change in use of the property that should be heard at the Planning Commission level.

Thank you

Brian Park

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