



**CITY OF
HERMOSA BEACH**
Community Development
Code Enforcement

September 7th, 2023

PEDONE'S PIZZA & FINE FOODS
MICHAEL SRIBNEY
1332 HERMOSA AVE # 10
HERMOSA BEACH, CA 90254

ISSUANCE OF ADMINISTRATIVE CITATION #14322043

**RE: Business located at 1332 Hermosa Ave # 10, Hermosa Beach, CA 90254.
APN #4183-013-069, HERMOSA BEACH MUNICIPAL CODE VIOLATIONS**

Dear Michael Sribney,

After receiving staff complaints, carefully reviewing Pedone's Conditional Use Permit- Resolution BZA 154-591, and reviewing evidence provided by Hermosa Beach Police Department, I was able to determine Pedone's was in violation of the following Hermosa Beach Municipal Codes:

- Chapter 17.74 Penalty
 - **17.74.030 Violation of Conditional Use Permits and Precise Development Plans.**
 - No person shall violate any conditions of a conditional use permit or precise development plan. Such violations shall be subject to the administrative penalty provisions of Chapter 1.10 in addition to the measures set out in Chapter 17.70 regarding revocation of the permit.
 - Resolution BZA 154-591
 - #8. Hours of operation shall be from 8:00 a.m. to 11:00 p.m. all days except Friday and Saturday at which time the hours of operation shall be from 8:00 A.M. to 12:00 A.M.

On September 6th, 2023, I, Code Enforcement Officer Calderon received an email regarding a possible Hermosa Beach Municipal Code violation at Pedone's Pizza & Fine Foods (1332 Hermosa Ave. # 10), related to the hours of operation of the business.

Upon reviewing law enforcement evidence, it has been determined that Pedone's Pizza & Fine Foods was open for business and in operation on September 4th, 2023, at approximately 02:11am, in violation of Pedone's Conditional Use Permit Section # 8.

Because the establishment (Pedone's Pizza & Fine Food's) violated a section of their governing Conditional Use Permit, Administrative Citation #14322043 is being issued for a violation of HBMC 17.74.030.

Please be advised that pursuant to H.B.M.C. 1.10.070(B): "Service of Citation by Mail." If the enforcement officer is unable to locate the responsible person, the administrative citation shall be mailed to the responsible person by certified mail, postage prepaid with a requested return receipt. Simultaneously, the citation may be sent by first class mail. If the citation is sent by certified mail and returned unsigned, then service shall be deemed effective pursuant to first class mail, provided the citation sent by first class mail is not returned."

Please pay the \$200 fine at the Finance Cashier's Office, Room 101, by **October 9th, 2023**. Further occurrences/violations of a similar nature will result in the issuance of additional Administrative Citation(s) with increased fines and fees.

Thank you for your anticipated cooperation. If you have any questions, please contact me at (310) 318-0234 Monday through Thursday from 7:00am-6:00pm or at scalderon@hermosabeach.gov .

Respectfully,

Suzanne Calderon

Code Enforcement Officer

HERMOSA BEACH ADMINISTRATIVE CITATION #14322043

Hermosa Beach Municipal Code Chapter 1.10

Date:	09-07-23	Time:	12:00pm
Based on neighborhood complaints and our own review of your property, Code Enforcement has found the following Hermosa Beach Municipal Code Violation(s):			

RESPONSIBLE PARTY			
Business Owner: Michael Sribney	Tenant	Individual	
Name:	Pedone's Pizza & Fine Foods – Business License #01129010		
Address:	1332 Hermosa Avenue #10, Hermosa Avenue Hermosa Beach, Ca, 90254		
APN # or legal description:	4183-013-069		
Vehicle License:	State:	Make/Model:	

VIOLATIONS:		
HBMC Section	Description	Fine Amount
17.74.030	Violation of Conditional Use Permits and Precise Development Plans	\$200.00

Please pay the \$200 fine at the Finance Cashier's Office, Room 101, by **October 9th, 2023**. Further occurrences/violations will result in the issuance of additional Administrative Citation(s) with increased fines and fees.

Thank you for your anticipated cooperation. If you have any questions, please contact me at (310) 318-0234 Monday through Thursday from 7:00am-6:00pm or at scalderon@hermosabeach.gov.

Respectfully,

Suzanne Calderon

Code Enforcement Officer



IMPORTANT INFORMATION

ORDER: You are ordered to cease the commission of the violation(s) listed on the front of this Administrative Citation.

ADMINISTRATIVE CITATION: Pursuant to Chapter 1.10 of the Hermosa Beach Municipal Code, an Administrative Citation may be issued for violation of the Municipal Code. The fines are set forth in California Government Code Section 36900b. FINES ARE CUMULATIVE AND CITATIONS MAY BE ISSUED EACH DAY THE VIOLATION EXISTS. IN ADDITION, THE CITY MAY ISSUE A CRIMINAL CITATION AND/OR ANY OTHER LEGAL REMEDY IN ORDER TO BRING ABOUT COMPLIANCE.

PAYMENT OF ADMINISTRATIVE CITATION/CIVIL FINE: The amount of the fine imposed on you is indicated on the front of this form. The Administrative Citation/Fine must be paid to the City within thirty (30) days from the date of the citation. Payment may be made by mail or in person at:

The City of Hermosa Beach, 1315 Valley Drive, Room 101, Hermosa Beach, CA 90254

Please write the citation number on the check or money order and make payable to: "The City of Hermosa Beach" PAYMENT OF THE FINE SHALL NOT EXCUSE THE FAILURE TO CORRECT THE VIOLATION(S), NOR SHALL IT BAR FURTHER ENFORCEMENT ACTION BY THE CITY OF HERMOSA BEACH.

FAILURE TO PAY FINE: Failure to pay the fine within the time specified on the citation may result in the filing of a small claims court action or liens against the property on which the violation occurred. Alternatively, the City may also pursue any other remedy authorized by law to collect the civil fines, including collections. The City may also recover its collection costs according to proof. A full description of the City's administrative hearing process for municipal code violations and your rights in that process are found in the City of Hermosa Beach Municipal Code Chapters 1.04 and 1.10.

REQUEST FOR ADMINISTRATIVE HEARING AND APPEAL/HBMC 1.10.090: You have the right to appeal the Notice of Administrative Citation/Civil Fine within thirty (30) days from the date that the citation was served. (You may contest the violation of the Hermosa Beach Municipal Code(s), or that you are the responsible person). To appeal, you may complete the information below and return a copy of the citation along with an advance deposit of the full amount of the fine (in the form of money order or check payable to:

The City of Hermosa Beach, 1315 Valley Drive, Room 101, Hermosa Beach, CA 90254

The funds will be returned to you if the hearing is in your favor. If you are financially unable to deposit the administrative fine, you may file for a hardship waiver within ten days after the service of the administrative citation. Applications are available in the address listed above.

MAIL OR DELIVER THIS NOTICE OF APPEAL AND PAYMENT TO THE ISSUING DEPARTMENT AT THE ADDRESS LISTED ABOVE

You will be forwarded additional documentation to complete for your appeal, and you will be notified of the date and time set for your hearing. Your failure to appear at the hearing will result in a forfeiture of your deposit as payment of the Administrative Citation.

Your Name: _____
Mailing Address: _____
Date: _____ Phone #: _____
Reason for Appeal: _____

