

**ALCOHOLIC BEVERAGE CONTROL BOARD
OF THE CITY OF NEW ORLEANS**

**AGENDA
ALCOHOLIC BEVERAGE NUISANCE HEARING**

TUESDAY, FEBRUARY 20, 2024

1:00 P.M.

THE ALCOHOLIC BEVERAGE CONTROL BOARD

Earl F. Williams, Chairman
Lisa Manning, Vice-Chair
Adonis Exposé
Nathan Lewis, Jr.
Jonas Nash
Mollie Ponds
Frank Quinn



**CALL TO ORDER
EARL F. WILLIAMS
CHAIRMAN**

**ROLL CALL
ANGELA SARKER
ALCOHOLIC BEVERAGE CONTROL BOARD CLERK**

**PLEDGE OF ALLEGIANCE TO THE FLAG
LISA MANNING**

1. **HEARING NUMBER: 01-23 (A), DISTRICT (B) HARRIS/EXPOSÉ**
PERMITTEE: ALLISON & GLENN, INC.
d/b/a NICE GUYS NOLA
ADDRESS: 7910 EARHART BOULEVARD, NEW ORLEANS, LA 70125
LICENSE NO.
SUBMITTED: APRIL 17, 2023

Allegations:

a) Maximum Permissible Sound Levels

City of New Orleans Code Section 66-202 (a) provides to wit: No person shall operate or cause to be operated any source of sound in such a manner as to create a sound level which exceeds the limits set forth for the receiving land use.

b) Specific Nuisance Noises Prohibited

City of New Orleans Code Section 66-203(5) provides to wit: It shall be unlawful to use or operate any loudspeaker, loudspeaker system or similar device that is plainly audible upon any street, alley, sidewalk, park or public property for the purpose of commercial advertising or attracting the attention of the public to any building, structure, or vehicle.

c) Maintaining or Creating a Public Nuisance

New Orleans City Code Section 10-157 (a)(20) provides to wit: Maintaining or creating a nuisance within the meaning of article 667 of the Louisiana Civil Code.

(10) Violation at the premises of any health or sanitation ordinance of the city or the state.

d) Permitting or Allowing Disturbances of Peace

New Orleans City Code Section 10-157 (a)(4) provides to wit: Allowing or permitting any disturbance of the peace or improper conduct on the permitted premises. Improper conduct, as specified in this subsection, shall consist of convictions of [chapter 54](#) of the Code of the City of New Orleans - the city's Criminal Code.

e) New Orleans City Code Section 10-157 (a)(12) provides to wit: Violation at the premises of any of the provisions of section *26-111* et seq., *30-651* et seq., *66-136* et seq., *66-241* et seq., and chapters 82 and 138 or any other health or sanitation ordinance of the city or the state sanitary code.

RECOMMENDATIONS:

2. **HEARING NUMBER: 03-23 (A), DISTRICT (A) GIARRUSSO/WILLIAMS**
PERMITTEE: RAGIN CAJUN DELI, LLC
d/b/a RAGIN CAJUN DELI
ADDRESS: 5151 CANAL BOULEVARD, SUITE B, NEW ORLEANS, LA 70124
LICENSE NO.
SUBMITTED: SEPTEMBER 18, 2023

Allegations:

a) Sales of Alcohol Without License-Delinquent ABO 2022-2023 (6 months)

New Orleans City Code Section 10-47. Permit prerequisite to engaging in business.

It shall be unlawful for any person to sell, offer for sale, import, manufacture, distill, rectify or have in possession, for sale, handling, storage or distribution, either at wholesale, retail or otherwise, any alcoholic beverage or to engage in the business of dealer without first having obtained from the department of safety and permits a permit to engage in such business or a temporary number as provided in section 10-108.

b) Expired Occupational License – Delinquent O/L 2022 (1 month)

MCS 17271 Section 150-953, relative to an expired occupational license-new business:
License required before commencing.

c) Non-Payment of Taxes – Delinquent Sales Tax 7/21, 9/21, 5/22, 7/22, 8/22, and 10/22 = (6 months)

New Orleans City Code Section 150-726 to wit: nonpayment of taxes.

New Orleans City Code Section 10-157 (a)(9) to wit: Failure to pay any sales, amusement or other excise taxes due to the city in connection with the licensed premises.

RECOMMENDATION

3. **HEARING NUMBER: 07-23 (A), DISTRICT (D) GREEN/LEWIS**
PERMITTEE: BUNDEE'S, INC.
d/b/a SEVEN
ADDRESS: 7140 DOWNMAN ROAD, NEW ORLEANS, LA 70126
LICENSE NO.
SUBMITTED: NOVEMBER 14, 2023

Allegations:

a) Non-Payment of Taxes – Delinquent Sales Tax 1/21 2/21, 3/21, 4/21, 5/21, 6/21, 7/21, 8/21, 9/21, 10/21, 11/21, 12/21, 1/22, 2/22, 3/22, 4/22, 5/22, 6/22, 7/22, 8/22, 9/22, 10/22, 11/22, & 12/22 = (24 months).

New Orleans City Code Section 150-726 to wit: nonpayment of taxes.

New Orleans City Code Section 10-157 (a)(9) to wit: Failure to pay any sales, amusement or other excise taxes due to the city in connection with the licensed premises.

RECOMMENDATION

4. **HEARING NUMBER: 09-23 (A), DISTRICT (E) THOMAS/NASH**
PERMITTEE: LE'NEAUXLA EVENT HALL, LLC
d/b/a LE'NEAUXLA EVENT HALL
ADDRESS: 9301 LAKE FOREST BOULEVARD, SUITE 116, NEW ORLEANS, LA 70127
LICENSE NO.
SUBMITTED: NOVEMBER 14, 2023

Allegations:

a) Sales of Alcohol Without License-Delinquent ABO 2022 & 2023 (12 months)

New Orleans City Code Section 10-47. Permit prerequisite to engaging in business.

It shall be unlawful for any person to sell, offer for sale, import, manufacture, distill, rectify or have in possession, for sale, handling, storage or distribution, either at wholesale, retail or otherwise, any alcoholic beverage or to engage in the business of dealer without first having obtained from the department of safety and permits a permit to engage in such business or a temporary number as provided in section 10-108.

b) Expired Occupational License – Delinquent O/L 2023 (7 months)

MCS 17271 Section 150-953, relative to an expired occupational license-new business:
License required before commencing.

RECOMMENDATION

5. **HEARING NUMBER: 01-24 (A), DISTRICT (D) GREEN/LEWIS**
PERMITTEE: THE TREME HIDEAWAY, LLC
d/b/a TREME HIDEAWAY
ADDRESS: 1234 NORTH CXLAIBORNE AVENUE, NEW ORLEANS, LA 70116
LICENSE NO.
SUBMITTED: JANUARY 19, 2024

Allegations:

a) Sales of Alcohol Without License-Delinquent ABO 2022 - 2023 (4 months)

New Orleans City Code Section 10-47. Permit prerequisite to engaging in business.

It shall be unlawful for any person to sell, offer for sale, import, manufacture, distill, rectify or have in possession, for sale, handling, storage or distribution, either at wholesale, retail or otherwise, any alcoholic beverage or to engage in the business of dealer without first having obtained from the department of safety and permits a permit to engage in such business or a temporary number as provided in section 10-108.

RECOMMENDATION

6. **HEARING NUMBER: 02-24 (A), DISTRICT (D) GREEN/LEWIS**
PERMITTEE: PEEWEE'S CRAB CAKES ON THE GO, LLC
d/b/a PEEWEES CRAB CAKES
ADDRESS: 4500 OLD GENTILLY ROAD, SUITE 3, NEW ORLEANS, LA 70125
LICENSE NO.
SUBMITTED: JANUARY 19, 2024

Allegations:

a) Sales of Alcohol Without License-Delinquent ABO 2022 - 2023 = (6 months)

New Orleans City Code Section 10-47. Permit prerequisite to engaging in business.

It shall be unlawful for any person to sell, offer for sale, import, manufacture, distill, rectify or have in possession, for sale, handling, storage or distribution, either at wholesale, retail or otherwise, any alcoholic beverage or to engage in the business of dealer without first having obtained from the department of safety and permits a permit to engage in such business or a temporary number as provided in section 10-108.

b) Expired Occupational License – Delinquent O/L 2022 (3 months)

MCS 17271 Section 150-953, relative to an expired occupational license-new business:

License required before commencing.

c) Non-Payment of Taxes-Delinquent Sales Tax: 1/21, 2/21, 4/21, 5/21, 6/21, 7/21, 8/21, 9/21, 10/21, 11/21, 12/21, 1/22, 2/22, 3/22, 4/22, 5/22, 6/22, 7/22, 8/22, 9/22, 10/22, 11/22, 12/22 & 1/23 = (24 months)

New Orleans City Code Section 150-726 to wit: nonpayment of taxes.

New Orleans City Code Section 10-157 (a) (9) to wit: Failure to pay any sales, amusement or other excise taxes, liens, or fines due to the city or state in connection with the premises. (24) Failure to comply with requests for audits or installment payments for sales tax, liens, or fines.

RECOMMENDATION

7. RATIFICATION OF 2-20-24 SALES TAX HEARING

8. ADJOURNMENT