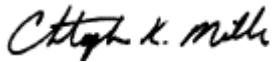


ROSEVILLE
REQUEST FOR COUNCIL ACTION

Date: 1/26/2015

Item No.: 12.a

Department Approval



City Manager Approval



Item Description: Public Hearing to Consider the Transfer of an On-Sale 3.2% Malt Liquor License to Pleasant Valley Sunrise Group, LLC (Aurelio's Pizza).

BACKGROUND

Pleasant Valley Sunrise Group, LLC is in the process of acquiring Aurelio's Pizza located at 2827 Hamline Avenue. Pleasant Valley Sunrise Group, LLC intends to continue operating under the existing trade name, Aurelio's Pizza, upon the transfer of the license.

Under State Statute 340A.412 and City Code Chapter 302.07B, the acquisition of a licensed location is effectively categorized as a transfer of an existing license; for which City Council consent is required. The City Code reads as follows:

Person and Premises Licensed; Transfer: Each license shall be issued only to the applicant and for the premises described in the application. No license may be transferred to another person or place without City Council approval. Before a transfer is approved, the transferee shall comply with the requirements for a new application. Any transfer of the controlling interest of a licensee is deemed a transfer of the license. Transfer of a license without prior City Council approval is a ground for revocation of the license. (Ord. 972, 5-13-1985) (Ord. 1390, 3-29-2010)

Specific to City Code, Pleasant Valley Sunrise Group, LLC's application materials are considered complete and in full compliance with City documentation requirements.

Neither State Statute nor City Code limits the number of licenses that can be issued for On-Sale 3.2% Malt Liquor licenses.

POLICY OBJECTIVE

State Statute and City Code permit the transfer of a liquor license with City Council consent.

FINANCIAL IMPACTS

Not applicable.

STAFF RECOMMENDATION

City Staff recommends that the City Council approve the transfer of the On-Sale 3.2% Malt Liquor license from Aurelio's Pizza to Pleasant Valley Sunrise Group, LLC, pending successful background checks.

31 **REQUESTED COUNCIL ACTION**

32 Motion to approve the transfer of the On-Sale 3.2% Malt Liquor license from Aurelio's Pizza to
33 Pleasant Valley Sunrise Group, LLC, pending successful background checks.
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Prepared by: Chris Miller, Finance Director
Attachments: A: Application from Pleasant Valley Sunrise Group, LLC (Aurelio's Pizza)



Minnesota Department of Public Safety
Alcohol and Gambling Enforcement Division (AGED)
 444 Cedar Street, Suite 222, St. Paul, MN 55101-5133
 Telephone 651-201-7507 Fax 651-297-5259 TTY 651-282-6555

Certification of an On Sale Liquor License, 3.2% Liquor license, or Sunday Liquor License

Cities and Counties: You are required by law to complete and sign this form to certify the issuance of the following liquor license types:
 1) City issued on sale intoxicating and Sunday liquor licenses
 2) City and County issued 3.2% on and off sale malt liquor licenses

Name of City or County Issuing Liquor License Roseville License Period From: Jan 1 2015 To: Dec 31 2015

Circle One: New License ☒ License Transfer Aurelio's Pizza Suspension Revocation Cancel _____
 (former licensee name) (Give dates)

License type: (circle all that apply) On Sale Intoxicating Sunday Liquor 3.2% On sale 3.2% Off Sale

Fee(s): On Sale License fee: \$ _____ Sunday License fee: \$ _____ 3.2% On Sale fee: \$ 100.00 3.2% Off Sale fee: \$ _____

Licensee Name: Pleasant Valley Sunrise Group LLC DOB _____ Social Security # _____
 (corporation, partnership, LLC, or Individual)

Business Trade Name AURELIO'S PIZZA Business Address 2827 Hamline Ave City Roseville

Zip Code 55113 County Ramsey Business Phone 651-636-1730 Home Phone _____

Home Address 517 Dayton Road City Champlin Licensee's MN Tax ID # 3810364
 (To Apply call 651-296-6181)

Licensee's Federal Tax ID # 47-1953205
 (To apply call IRS 800-829-4933)

If above named licensee is a corporation, partnership, or LLC, complete the following for each partner/officer:

Partner/Officer Name (First Middle Last)	DOB	Social Security #	Home Address
<u>Randall Jerome Stawski</u>			
<u>Jerice Eleen Stawski</u>			

Intoxicating liquor licensees must attach a certificate of Liquor Liability Insurance to this form. The insurance certificate must contain all of the following:

- 1) Show the exact licensee name (corporation, partnership, LLC, etc) and business address as shown on the license.
- 2) Cover completely the license period set by the local city or county licensing authority as shown on the license.

Circle One: (Yes ☒ No) During the past year has a summons been issued to the licensee under the Civil Liquor Liability Law?

Workers Compensation Insurance is also required by all licensees: Please complete the following:

Workers Compensation Insurance Company Name: Ram Mutual Insurance Co. Policy # WC 314836.00

I Certify that this license(s) has been approved in an official meeting by the governing body of the city or county.

City Clerk or County Auditor Signature _____ Date _____
 (title)

On Sale Intoxicating liquor licensees must also purchase a \$20 Retailer Buyers Card. To obtain the application for the Buyers Card, please call 651-201-7504, or visit our website at www.dps.state.mn.us.