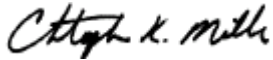


**ROSEVILLE**  
**REQUEST FOR COUNCIL ACTION**

Date: 03/28/2016  
Item No.: 12.a

Department Approval

City Manager Approval



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Item Description: Public Hearing to Approve/Deny an On-Sale Wine and On-Sale 3.2% Liquor License for New Bohemia – Roseville LLC dba New Bohemia Wurst & Bier Haus, a new restaurant located at 2730 Snelling Ave N.

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1 **BACKGROUND**

2 Under City Code, a public hearing is required to consider approving liquor licenses for the current  
3 calendar year. The City has received applications for 2016 Liquor Licenses as follows:

- 4
- 5 ❖ New Bohemia – Roseville LLC dba New Bohemia Wurst & Bier Haus – On-Sale Wine License
- 6 ❖ New Bohemia – Roseville LLC dba New Bohemia Wurst & Bier Haus – On-Sale 3.2% Liquor  
7 License
- 8

9 Neither State Statute nor City Code limits the number of licenses that can be issued for On-Sale Wine or  
10 On-Sale 3.2% Liquor Licenses.

11

12 New Bohemia – Roseville LLC will also hold an On-Sale 3.2 Malt Liquor Outside Sales Permit.

13

14 **POLICY OBJECTIVE**

15 The regulation of establishments that sell alcoholic beverages has been a long-standing practice by the  
16 State and the City.

17 **FINANCIAL IMPACTS**

18 The revenue that is generated from the license fees is used to offset the cost of police compliance checks,  
19 background investigations, enforcement of liquor laws, and license administration.

20 **STAFF RECOMMENDATION**

21 The applicant meets all requirements set forth under City Code. Staff recommends approval of the  
22 licenses pending successful background checks.

23 **REQUESTED COUNCIL ACTION**

24 Motion to approve New Bohemia – Roseville LLC’s request for an On-Sale Wine License and an On-  
25 Sale 3.2% Liquor License located at 2730 Snelling Ave N.

26

Prepared by: Chris Miller, Finance Director  
Attachments: A: Applications from New Bohemia – Roseville LLC



Minnesota Department of Public Safety  
 Alcohol and Gambling Enforcement Division  
 444 Cedar Street, Suite 222, St. Paul, MN 55101  
 651-201-7500 Fax 651-297-5259 TTY 651-282-6555  
**APPLICATION FOR COUNTY/CITY ON-SALE WINE LICENSE**  
 (Not to exceed 14% of alcohol by volume)

Print Form

**EVERY QUESTION MUST BE ANSWERED.** If a corporation, an officer shall execute this application. If a partnership, LLC, a partner shall execute this application. To apply for MN sales Tax # call 651-296-6181

Workers compensation insurance company name Midwest Family Policy Number BRH00560104391

Licensee's MN sales and Use Tax ID # 4389381 Licensee's Federal Tax ID # 81-1484506

Applicants Name (Business, Partnerships, Corporation) New Bohemia - Roseville, LLC		Trade Name or DBA New Bohemia Wurst & Bier Haus	
Business Address 2730 Snelling Avenue		Business Phone 612-746-1913	Applicant's Home Phone 612-804-2312
City Roseville		County Ramsey	State MN
		Zip Code 55113	
Is this application <input checked="" type="checkbox"/> New or a <input type="checkbox"/> Transfer	If a transfer, give name of former owner n/a		License Period From <u>4/1/16</u> To <u>12/31/16</u>
If a corporation, give name, title, address and date of birth of each officer. If a partnership, LLC, give name, address and date of birth of each partner.			
Partner/Officer Name and title Robert W Sabes, President	Address	DOB	SSN
Partner/Officer Name and title Larry McGough	Address	DOB	SSN
Partner/Officer Name and title	Address	DOB	SSN
Partner/Officer Name and title	Address	DOB	SSN
<b>CORPORATIONS</b>			
Date of incorporation 02/17/2016	State of incorporation Nevada	Certificate Number 20160066609-86	Is corporation authorized to do business in Minnesota? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
If a subsidiary of another corporation, give name and address of parent corporation NB Holding, Inc. 6655 W Sahara Ave, Ste B200, Las Vegas, NV 89146			
<b>BUILDING AND RESTAURANT</b>			
Name of building owner Keats Rosevill, LLC		Owner's address 6408 Oxbow Bend, Chanhassen, MN 55317	
Are property taxes delinquent <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Has the building owner any connection, direct or indirect with the applicant? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Restaurant seating capacity 125	Hours food will be available 11:00 am to midnight
Number of restaurant employees 15	Number of months per year restaurant is open 12	Will food service be the principal business? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	
Describe the premises to be licensed Craft Beer and speciality Brat Wurst Fast Casual concept Beer + wine only			
If the restaurant is in conjunction with another business (resort etc.), describe business no			
<b>NO LICENSE WILL BE APPROVED OR RELEASED UNTIL THE \$20 RETAILER ID CARD FEE IS RECEIVED BY AGED</b>			

- Yes  No Has the applicant or associates been granted an on-sale malt liquor (3.2) and/or a "set-up" license in conjunction with this wine license?
- Yes  No Is the applicant or any of the associates in this application a member of the county board or the city council, which will issue this license? If yes, in what capacity? \_\_\_\_\_  
(if the applicant is the spouse of a member of the governing body, or another family relationship exists, the member shall not vote on this application.)
- Yes  No During the past license year, has a summons been issued under the liquor civil liability (Dram Shop)(M.S. 340A.802). If Yes, attach copy of the summons.
- Yes  No Has applicant, partners, officers or employees ever had any liquor law violations in Minnesota or elsewhere. If so, give names, dates, violations and final outcome details.

Yes  No Does any person other than the applicants, have any right, title or interest in the furniture, fixtures or equipment in the licensed premises? If yes, give names and details.

Yes  No Have the applicants any interests, directly or indirectly, in any other liquor establishments in Minnesota? If yes, give name and address of establishment.  
see attached

**I CERTIFY THAT I HAVE READ THE ABOVE QUESTIONS AND THAT THE ANSWERS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.**

Signature of Applicant *Romyk* Date 3-4-2016

The licensee must have one of the following:

- Liquor liability insurance (Dram Shop) \$50,000 per person; \$100,000 more than one person; \$10,000 property destruction; \$50,000 and \$100,000 for loss of means of support. Attach "**CERTIFICATE OF INSURANCE**" to this form.
- A surety bond from a surety company with minimum coverage as specified above in.
- A certificate from the state treasurer that the licensee has deposited with the state, trust funds having a market value of \$100,000 or \$100,000 in cash or securities.

**IF LICENSE IS ISSUED BY THE COUNTY BOARD, REPORT OF COUNTY ATTORNEY**

Yes  No I certify that to the best of my knowledge the applicants named above are eligible to be licensed. If no, state reason.  
\_\_\_\_\_

Signature County Attorney \_\_\_\_\_ County \_\_\_\_\_ Date \_\_\_\_\_

**REPORT BY POLICE OR SHERIFF'S DEPARTMENT**

This is to certify that the applicant and the associates, named herein have not been convicted within the past five years for any violation of laws of the State of Minnesota, Municipal or County ordinances relating to intoxicating liquor, except as follows:  
\_\_\_\_\_

Signature \_\_\_\_\_ Department and Title \_\_\_\_\_ Date \_\_\_\_\_

**IMPORTANT NOTICE**

ALL RETAIL LIQUOR LICENSEES MUST REGISTER WITH THE ALCOHOL, TOBACCO TAX AND TRADE BUREAU.  
FOR INFORMATION CALL 513-684-2979 OR 1-800-937-8864

A \$30.00 service charge will be added to all dishonored checks You may also be subjected to a civil penalty of \$100.00 or 100% of the value of the check, whichever is greater, plus interest and attorney fees.



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, MN License Period From: 4/1/16 To: 12/31/16

Circle One: New License License Transfer n/a 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 3.2% Off Sale fee: \$ \_\_\_\_\_

Licensee Name: New Bohemia - Roseville, LLC DOB 02/12/2016 Social Security # 81-1484506  
(corporation, partnership, LLC, or Individual)

Business Trade Name New Bohemia Wurst & Bier Haus Business Address 2730 Snelling Ave City Roseville

Zip Code 55113 County Ramsey Business Phone 612-746-1913 Home Phone 612-804-2312

Home Address 220 S 6th STE 1200 City Minneapolis MN 55402 Licensee's MN Tax ID # 4389381

Licensee's Federal Tax ID # 81-484506 (To apply call 651-296-6181)  
(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
Robert William Sabes			
Lawrence Anthony McGough			
(Partner/Officer Name (First Middle Last) n/a)			
Partner/Officer Name (First Middle Last)			

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: Midwest Family Policy # BPMW0560104381

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](http://www.dps.state.mn.us).**

# CITY OF ROSEVILLE

Finance Department, License Division  
2660 Civic Center Drive, Roseville, MN 55113  
(651) 792-7036

<sup>02</sup>  
~~OFF~~-SALE 3.2 MALT LIQUOR OUTSIDE PERMANENT ENDORSEMENT

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Trade Name New Bohemia Wurst & Bier Haus

Business Name New Bohemia - Roseville, LLC

Business Address 2730 Snelling Ave  
Roseville, MN 55113

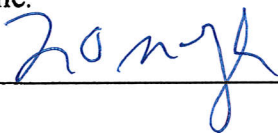
Business Phone 612 -746-1913

Contact person Larry McGough, Secretary - Treasurer / officer / Accountant

Phone 612-746-1913

Location of Outside Sales 2730 Snelling Ave patio - Roseville, MN 55113

The undersigned agrees to abide by all the laws of the State of Minnesota and the Ordinances of the City of Roseville.

Signature  Date 03-04-2016

License fee is 25.00  
Make checks payable to City of Roseville

**\* Contact Community Development. Requires land use approval**