

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

Date: 11/10/2014  
Item No.: 11.a

Department Approval



City Manager Approval



Item Description: Public Hearing to Consider Approving the 2015 Liquor License Renewals

**BACKGROUND**

Under City Code, a public hearing is required to consider approving liquor license renewals for the following calendar year. The City has received the following renewal applications for 2015:

- ❖ 10 Off Sale Intoxicating liquor licenses (maximum of 10 permitted under City Code)
- ❖ 24 On Sale Intoxicating liquor licenses
- ❖ 17 On Sale 3.2 Non-Intoxicating Malt Liquor licenses
- ❖ 9 Off Sale 3.2 Non-Intoxicating Malt Liquor licenses
- ❖ 4 Club liquor licenses
- ❖ 13 Wine only liquor licenses
- ❖ 2 Brewery Taproom Off Sale License
- ❖ 1 On Sale and Sunday Brewer's Taproom license

A detailed list of all liquor license renewals is included in *Attachment A*.

The following liquor establishments had liquor compliance failures during 2014:

Date	Establishment	Presumptive Penalty Imposed
5/1/2014	Smashburger	\$2,000 fine, 5 day suspension
5/1/2014	Romano's Macaroni Grill	\$1,000 fine, 1 day suspension
8/13/2014	Joe Senser's Bar & Grill	\$1,000 fine, 1 day suspension
8/13/2014	Cub Foods (2100 Snelling)	\$1,000 fine, 0 day suspension
8/13/2014	Super America #4115 (2785 Hamline)	\$1,000 fine, 0 day suspension

The Council has discretion to factor in these compliance failures in considering whether to renew a liquor license.

A letter addressed to the Council from a Smashburger representative regarding its liquor compliance failure is included in *Attachment B*.

24 **POLICY OBJECTIVE**

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

27 **FINANCIAL IMPACTS**

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

30 **STAFF RECOMMENDATION**

31 All liquor license renewal applications have met Statutory and City Code requirements. Staff recommends  
32 approval.

33 **REQUESTED COUNCIL ACTION**

34 Motion to approve/deny the renewal of the requested liquor licenses for 2015.

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Prepared by: Chris Miller, Finance Director  
Attachments: A: Requested liquor license renewals for 2015.

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- 37 **Off-Sale**
- 38 Cellars Wines & Spirits
- 39 Cub Liquor
- 40 Chuchao Liquor
- 41 Fairview Wines & Spirits
- 42 Hamline Liquors
- 43 Love From Minnesota
- 44 MGM Wine & Spirits
- 45 Roseville Wine & Spirits
- 46 Total Wine & More
- 47 Tower Glen Liquor

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49 **On-Sale & Special Sunday Liquor Sales**

- 50 Applebee's Neighborhood Grill
- 51 Big Bowl
- 52 Buffalo Wild Wings Grill and Bar
- 53 Chianti Grill
- 54 Chili's Bar & Grill
- 55 Courtyard by Marriott Roseville
- 56 Digby's
- 57 Fantasy Flight Game Center
- 58 Granite City Food & Brewery
- 59 Green Mill
- 60 Grumpy's
- 61 Joe Senser's Bar & Grill – (2AM Endorsement)
- 62 Joe's Crab Shack – (2AM Endorsement)
- 63 Khan's Mongolian Barbeque
- 64 La Casita
- 65 Ol' Mexico
- 66 Old Chicago – (2AM Endorsement)
- 67 Olive Garden
- 68 Osaka Roseville
- 69 Outback Steakhouse
- 70 Radisson Roseville
- 71 Red Lobster
- 72 Romano's Macaroni Grill
- 73 Ruby Tuesday

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75 **On-Sale 3.2 Non-Intoxicating**

- 76 Aurelio's Pizza
- 77 Byerly's Roseville
- 78 Cedarholm Golf Course
- 79 Chipotle
- 80 D'Amico & Sons
- 81 Davanni's
- 82 Famous Dave's BBQ Shack
- 83 Good Earth Restaurant

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85 India Palace  
86 Keys Café  
87 Kyoto Sushi  
88 New Hong Kong Wok  
89 Noodles & Company  
90 Smashburger  
91 Szechuan  
92 Wing Stop  
93 ZPizza

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96 **Off-Sale 3.2 Non-Intoxicating**

97 Cub Foods (2100 Snelling Ave)  
98 Cub Foods (1201 Larpenteur Ave)  
99 Roseville Winner  
100 SuperAmerica #4115  
101 SuperAmerica #4210  
102 SuperAmerica #4502  
103 SuperAmerica #4520  
104 Target T-2101  
105 Walmart

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107 **On-Sale Club & Special Sunday Liquor Sales**

108 B-Dale Club  
109 Midland Hills Country Club  
110 Rosetown American Legion Memorial Post #542  
111 Roseville VFW #7555

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113 **Wine**

114 Byerly's Roseville  
115 Chipotle  
116 Davanni's  
117 D'Amico & Sons  
118 Famous Dave's BBQ Shack  
119 Good Earth Restaurant  
120 India Palace  
121 Keys Cafe  
122 Kyoto Sushi  
123 Noodles & Company  
124 Smashburger  
125 Szechuan  
126 Wing Stop

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128 **Brewery Taproom Off Sale**

129 Granite City Food & Brewery  
130 Bent Brewstillery  
131 **On-Sale and Sunday Brewer's Taproom**  
132 Bent Brewstillery



October 30, 2014

Mayor Dan Roe  
City of Roseville  
2660 Civic Center Drive  
Roseville, MN 55113

Council Member Jason Etten  
City of Roseville  
2660 Civic Center Drive  
Roseville, MN 55113

Council Member Lisa Laliberte  
City of Roseville  
2660 Civic Center Drive  
Roseville, MN 55113

Council Member Tammy McGehee  
City of Roseville  
2660 Civic Center Drive  
Roseville, MN 55113

Council Member Robert Willmus  
City of Roseville  
2660 Civic Center Drive  
Roseville, MN 55113

Re: Smashburger On-Sale Beer and Wine License Renewal

Dear Mayor Roe and Council Members Etten, Laliberte, McGehee and Willmus:

I am writing on behalf of my client, Smashburger, in regards to its On-Sale Beer and Wine License Renewal that is pending before the Council for renewal for 2015. As you may recall, Smashburger failed a liquor license compliance check in May 2014 for service to a minor. Following the violation, the Roseville Police Department requested that Smashburger provide proof of completion of an alcohol server training program for its employees for the current year. While Smashburger was able to confirm that it completed alcohol training in October 2012, unfortunately it was unable to confirm that the training had been completed within the 2013-2014 time period. As a result of the May violation, the Council imposed a 5 day suspension and \$2,000 fine upon Smashburger for the violation.

Given that the 2015 license renewal is pending before the Council, Smashburger wanted to inform Council that it has taken several steps to ensure that it is in compliance with all liquor license requirements contained in the Roseville City Ordinances. Specifically, since the May 2014 violation, the Roseville Smashburger has undertaken the following actions:

1. All of its employees completed the Roseville alcohol server training program in May 2014 and are now retrained each year;
2. It implemented a policy requiring all new hires to complete the alcohol server training program before they are permitted to serve alcohol;
3. It implemented a policy requiring a manager to also check a customer's identification before serving alcohol.

Smashburger wants to assure the Council that it takes compliance with all Roseville Ordinances regarding the sale of alcohol very seriously and will do its best to ensure that no underage sales occur in the future. In fact, we are pleased to report that Smashburger passed the Roseville Police Department's August 2014 license compliance test.

In conclusion, Smashburger would greatly appreciate approval of its 2015 On-Sale Beer and Wine License.

Please do not hesitate to contact me if you have any questions or concerns.

Very truly yours,

BECKER LAW FIRM, P.A.



Katherine E. Becker, Esq.

cc: Larry Fitzpatrick, Roseville General Manager