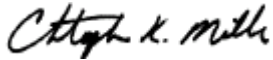


REQUEST FOR COUNCIL ACTION

Date: 05/14/12
Item No.: 11.c

Department Approval



City Manager Approval



Item Description: Consider Byerly's application to change from 3.2 On Sale and Wine licenses, to an On Sale & Sunday Liquor License

Background

Byerly's Roseville has applied for an On-Sale and Sunday Intoxicating Liquor License at 1600 W County Rd C. Byerly's Roseville has applied to change from their current 3.2 On Sale and Wine licenses, to the full On-Sale and Sunday Intoxicating Liquor License.

A representative from Byerly's Inc. will attend the hearing to answer any questions the Council may have.

Financial Implications

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

Council Action

Motion approving/denying Byerly's Inc. application request for On-Sale & Sunday Intoxicating Liquor License located at 1600 W County Rd C.

Prepared by: Chris Miller, Finance Director
Attachments: A: Applications

City of Roseville, Minnesota**Application for On Sale and Sunday Intoxicating Liquor License**

1. Name of Applicant (Name of individual, partnership, corporation or association):

Byerly's, Inc.

2. Name and address under which applicant will be doing business:

Full Legal Name Byerly's, Inc.

DBA Name Byerly's Roseville

Business Address 1601 W Cty Rd C, Roseville, MN 55113

Business Telephone ()

3. Type of Applicant:

Individual Partnership ☒ Corporation

4. Type of license applicant seeks: ☒ On Sale ☒ Sunday

5. State the legal description of the premises to be licensed:

6. How is the property classified under the Roseville Zoning Ordinance?

CB or Community Business

7. Where the building is owned by other than applicant give legal name, business address and phone number of owner(s):

1. Legal Name KPERS Realty Holding#41
c/o Colliers International
Business Address 4350 Baker Road, Suite 400; Minnetonka, MN 55343
Business Telephone _____

2. Legal Name _____
Business Address _____
Business Telephone _____

8. State the amount of investment the applicant has in the business premise, fixtures, furniture, stocks in trade, etc. and attach supporting proof of the source of such money.

9. Provide full name, address, telephone number and the nature of interest of all persons, other than applicant, who have any financial interest in the business, buildings, fixtures, furniture, or stock in trade. (This shall include, but not limited to, any lessees, mortgages, lenders, lien holders or any persons who have loaned, pledged or extended security for any indebtedness of the applicant).

Lund Food Holdings, Inc. owns %100 of Byerly's, Inc.

10. Attach lease agreement. (if applicable)

11. Submit a plat plan of the area showing dimensions, location of building, street access, parking facilities and the locations of and distances to the nearest state institutions including, but not limited to, educational buildings, fair grounds, and correctional buildings. The plan must also show number of persons intended to be served in the dining rooms, and indicate and identify all other rooms and areas where intoxicating liquor is to be sold and consumed.

NA - Already on file with our current on-sale beer and wine application.

12. List all additional permits that have been applied for either on the Federal or State level for this premise:

City: on-sale beer and wine; retail food licenses;

If applicant is an individual skip to Personal Information Page

If applicant is a partnership:

1. Attach a true copy of the partnership agreement and a copy of the certificate of trade name under provisions of Chapter 333, Minnesota Statutes, certified by the Clerk of District Court.

2. List Legal name and percent of interest for each partner

Full Legal name _____ Interest _____ %

Full Legal name _____ Interest _____ %

Full Legal name _____ Interest _____ %

Full Legal name _____ Interest _____ %

3. Skip to Personal Information Page.

If applicant is a corporation or association:

1. State the Legal name of the corporation or association, corporate office address and telephone number, branch address and telephone number.

Name Byerly's, Inc.

State of Incorporation or Association Minnesota

Corporate Address 4100 W 50th St, Suite 2100, Edina, MN 55424

Corporate Phone Number _____

Branch Address NA

Branch phone number NA

2. Attach a true copy of the Articles of Incorporation or Association Agreement.

3. List the legal names, position and percent of interest of all officers of said corporation or association.

Full Legal Name Lund Food Holdings, Inc.

Position _____ Interest 100 %

Full Legal Name _____

Position _____ Interest _____ %

Full Legal Name _____

Position _____ Interest _____ %

Full Legal Name _____

Position _____ Interest _____ %

4. Fill out Personal Information Page