

Local Licensing Authority

Agenda

**September 24, 2018
City Hall, Spruce Room
749 Main Street
7:00 PM**

- I. Call to Order**
- II. Roll Call**
- III. Approval of Agenda**
- IV. Action on Minutes – 08/27/18**
- V. Consent Agenda**

The following items on the Local Licensing Authority Agenda are considered routine by the Authority and the Consent Agenda as a whole shall be approved not as individual items, accepted, etc. by motion of the Authority and roll call vote unless the Local Licensing Authority or Authority Member specifically requests such item be considered under “Authority Business”. In such an event the item shall be removed from the “Consent Agenda” and Authority action taken separately on said item in the order appearing on the Agenda. Those items so approved under the heading “Consent Agenda” will appear in the Authority minutes in their proper order.

- A. Renewal Application – Best Chef Restaurant LLC d/b/a Parma Trattoria Mozzarella Bar – Hotel and Restaurant Liquor License – 1132 W. Dillon Road #1
- B. Renewal Application/Corporate Report of Changes – Tibet’s Restaurant and Bar LLC d/b/a Tibet’s Restaurant & Bar – Hotel and Restaurant Liquor License – 321 McCaslin Blvd.
- C. Renewal Application/Trade Name Change – Pau Hana Brewery LLC d/b/a Redgarden Restaurant and Brewery (formerly Pau Hana Brewery)- Brew Pub License – 1700 Dogwood Street
- D. Change of Manager – KCM Restaurant Holdings LLC d/b/a Mudrock’s Tap and Tavern – Hotel and Restaurant Liquor License – 585 E. South Boulder Road
- E. Renewal Application – Apro LLC d/b/a My Goods Market 6526 – 3.2% Beer Off Premises – 510 McCaslin Blvd.

City of Louisville

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VI. Authority Business

A. Public Hearing - Special Events Permit Application – Superior Rugby Football Club – Community Park – September 29 and 30, 2018

B. Conversation with Chief Hayes

VII. Police Department Report

VIII. Secretary's Report

A. Administrative Issuance of Special Events Permit at Steinbaugh Pavilion

IX. Authority Attorney's Report

X. Authority Comments

XI. Discussion Items for Next Meeting – October 22, 2018 @ 7:00 p.m.

XII. Adjournment of Regular Meeting

XIII. Open Government Training

Local Licensing Authority

Meeting Minutes

August 27, 2018
City Hall, Council Chambers
749 Main Street
7:00 PM

Call to Order – Chairperson Carlson called the meeting to order at 7:00 p.m.

Roll Call was taken and the following members were present:

Authority Members Present: John Carlson, Matthew Machado, Marguerite Lipton, Bart Watson, Kyle Brown and Elizabeth Kaufman.

Staff Members Present: Melinda Culley – Light Kelly P.C.
Ben Redard, Police Sergeant
Carol Hanson, Deputy City Clerk

Approval of Agenda – Chairperson Carlson called for changes to the agenda. Lipton made a motion to approve the agenda. Machado seconded. All in favor. Agenda approved.

Approval of Meeting Minutes – 07/23/18 – Carlson called for any changes to the minutes. Machado moved to approve the minutes. Lipton seconded. All in favor. Minutes approved.

Approval of Consent Agenda – The following items on the Local Licensing Authority Agenda are considered routine by the Authority and the consent agenda as a whole shall be approved not as individual items, accepted, etc. by motion of the Authority and roll call vote unless the Local Licensing Authority or Authority Member specifically requests such item be considered under “Authority Business”. In such an event the item shall be removed from the “Consent Agenda” and the Authority action taken separately on said item in the order appearing on the Agenda. Those items so approved under the heading “Consent Agenda” will appear in the Authority minutes in their proper order.

- A. Renewal Application – Murphy’s Tap House LLC d/b/a Murphy’s Tap House – Hotel and Restaurant Liquor License – 585 S. McCaslin
- B. Renewal Application – Coabana d/b/a Coabana Cuban Fusion –

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Hotel and Restaurant Liquor License – 701 Main Street

- C. Renewal Application – Bobbo’s Sweet Shop LLC d/b/a Bittersweet Café and Confection/Por Wine House - 836 Main Street
- D. Renewal Application – KCM Restaurant Holdings LLC d/b/a Mudrock’s Tap and Tavern – Hotel and Restaurant Liquor License – 585 E. South Boulder Road Ste. A & B
- E. Report of Change of Trade Name – Craft Beers R Us d/b/a Rosebud Tap House – Hotel and Restaurant Liquor License – 1071 Courtesy Rd. (Hwy 42)
- F. Tastings Permit Application – Centennial Colorado Inc. d/b/a Centennial Wine & Spirits – Retail Liquor Store License – 324 S. McCaslin Blvd.
- G. Renewal Application – Cerca Trova Southwest Restaurant Group LLC d/b/a Outback Steakhouse – Hotel and Restaurant Liquor License – 988 W. Dillon Road
- H. Special Events Liquor Permit Application – Center Stage Theatre Company – 901 Front St. B100 – 9/7/18 6-9 pm
- I. Renewal Application – Union Jack Liquors Inc. d/b/a Union Jack Liquors – Retail Liquor Store License – 1160 S. Boulder Road
- J. Renewal Application – Double Happy Restaurant Inc. d/b/a Double Happy Restaurant – Hotel and Restaurant Liquor License – 740 Main St.
- K. Renewal Application/Tastings Permit – MGS Corporation Inc. d/b/a Down Under Wine & Spirits – Retail Liquor Store License – 1140 Pine St. #1
- L. Corporate Report of Changes – Spice China II Inc. d/b/a Spice China – Hotel and Restaurant Liquor License – 269 McCaslin Blvd.
- M. Renewal Application – Tokyo Inc. d/b/a Tokyo Joe’s – Hotel and Restaurant Liquor License – 1116 W. Dillon St. Ste. C2-5

Carlson called for any changes to the consent agenda. Lipton moved the consent agenda be approved. Machado seconded. All in favor. Consent agenda approved.

Authority Business

A. Public Hearing - Miles Sports Pub, Inc. d/b/a Miles Sports Pub & Grub – New Hotel and Restaurant Liquor License – 328 McCaslin Blvd.

Chairperson Carlson opened the public hearing on the hotel and restaurant liquor license application. Secretary Hanson stated the application was complete and included in the Authority packet. Background checks were conducted. The hearing had been posted and published in accordance with state law. There was no reason found to require denial of the application.

Carlson called for any member disclosures, hearing none, called for any objections to the boundaries of the neighborhood being the current city limits of the City of Louisville. Hearing no objections, he moved the entire application be made a part of the record of this hearing. Lipton seconded. All in favor.

Carlson called for an applicant presentation.

Jonathan McGrew introduced himself to the Authority and took the oath. He noted his mother, Pat McGrew, was also present and is part owner. Mr. McGrew noted they are applying for a liquor license for a sports bar and restaurant. The concept is a family owned business focusing on low priced food and liquor with good quality food to bring in the neighborhood. They currently own a similar establishment in Westminster which has grown 30% since they took over a year ago. They hope to see that growth in their Louisville establishment.

Carlson called for questions from the Authority. Machado asked about hours. Mr. McGrew noted they are planning to open around 11 am and Sunday through Thursday close by 10 pm. Friday and Saturday open until midnight. Lipton asked about the plan to train employees. Mr. McGrew noted he would be bringing experienced staff from the other establishment, doing separate training and had been made aware of the training offered by the Louisville Police Department.

Watson asked about the liquor storage in the office space. Mr. McGrew noted there are cameras in the area and there is a separate lock on the storage in the office for the liquor that is not right behind the bar.

Carlson asked for any comments in favor of the application. None were heard. Carlson asked for any member of the audience who wished to speak in opposition to the application. Hearing none, he asked for the applicant's closing remarks. The applicant had no closing remarks.

Carlson thanked the applicant, closed the public hearing and asked for Authority comment.

Machado stated the Authority wants the liquor licensees to know the police department in Louisville works hard to be involved in helping them succeed and do the right thing. He encouraged them to work cooperatively with the police department. Mr. McGrew noted he welcomes that relationship.

Lipton asked if they had expanded the square footage of this business. Mr. McGrew said they had not and expected the occupancy to be about 65.

Machado moved the Local Licensing Authority of the City of Louisville find the applicant is of good moral character, the inhabitants of the neighborhood desire the license be granted, the license will meet the reasonable requirements of the neighborhood, all City and State law requirements have been met and, based on these findings, the Local Licensing Authority approve issuance of a hotel and restaurant liquor license for Miles Sports Pub Inc. doing business as Miles Sports Pub & Grub. Watson seconded. All in favor. License approved.

B. Transfer Application – Via Toscana LLC d/b/a Via Toscana – Hotel and Restaurant Liquor License – 356 McCaslin Blvd.

Carlson called the item. Secretary Hanson noted one of the applicants, Sean Snyder was present. Mr. Snyder noted he had been with the restaurant 15 years and his business partner had been with them 10 years. Their plan is to keep it much the same.

Lipton remarked the restaurant had done a good job of not having any liquor violations.

Lipton moved the Authority approve the transfer of ownership to Via Toscana LLC d/b/a Via Toscana. Machado seconded. All in favor.

C. Public Hearing - Special Events Permit Application – Superior Rugby Football Club – Community Park – September 28 and 29, 2018

Carlson noted the applicant has requested a change in the days and times for this event. Attorney Culley noted the applicant is asking the hearing be vacated. The change in days and times required a new posting of the location which is now in place.

D. Conversation with Chief Hayes

The Chief was unable to attend and sent his apologies.

E. Discussion/Schedule Open Government Training

Hanson noted the requirement for authority members to attend open government training every two years. This year Ms. Culley will be doing training specific to

the Authority and staff wants to schedule it for the next meeting. Authority members agreed to have the training as a part of the next regularly scheduled meeting.

F. Discussion/Direction - Questions for 2019 applicants to LLA

Lipton asked the two new members of the Authority if they thought the application questions were straight forward and easy to understand. Both Brown and Kaufman found the questions applicable and easy to understand.

Police Department Reports

Sergeant Redard noted Down Under was serving a suspension as a result of a state compliance check. Growlers USA has been closed down due to a franchise issue.

Secretary's Report

Carlson noted a copy of the letter sent to Down Under was included in the packet. Hanson reported the fine in lieu was received from Union Jack.

Authority Attorney's Report

No report.

Authority Comment

Machado asked the new members to introduce themselves. Elizabeth Kaufman noted she is a long time member of the community and had decided it was time to give back. Kyle Brown noted he grew up here and is now back living in Louisville and wanted to support the town he grew up in.

Carlson welcomed the new members and noted this board has interesting work.

Kaufman asked why the bylaws did not note the Authority addressed recreational marijuana licensing. Attorney Culley noted the bylaws likely need an update but the Municipal Code makes it clear it is an Authority function.

Adjourn – Machado moved to adjourn. Lipton seconded. All in favor. The meeting was adjourned at 7:27 p.m.

**SUBJECT: RENEWAL APPLICATION – BEST CHEF RESTAURANT
LLC D/B/A PARMA TRATTORIA MOZZARELLA BAR –
HOTEL AND RESTAURANT LIQUOR LICENSE –
1132 W DILLON ROAD UNIT 1**

DATE: SEPTEMBER 24, 2018

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The licensee, Best Chef Restaurant LLC d/b/a Parma Trattoria Mozzarella Bar, has submitted an application for renewal of its Hotel & Restaurant Liquor License at 1132 W. Dillon Road Unit 1

The premises are leased and the current agreement is valid.

A Certificate of Good Standing is current and on file.

There were 6 employees who attended liquor training over the past year.

There were no incidents over the past year that required filing of police reports.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application for– Best Chef Restaurant LLC d/b/a Parma Trattoria Mozzarella Bar – Hotel & Restaurant Liquor License – 1132 W. Dillon Road Unit 1

Alternatively, the Authority may set a hearing on the renewal application, which may be held after proper notice.

**SUBJECT: RENEWAL APPLICATION – TIBET’S RESTAURANT & BAR,
LLC D/B/A TIBET’S RESTAURANT & BAR – HOTEL AND
RESTAURANT LIQUOR LICENSE – 321 MCCASLIN BLVD.
SUITE A**

DATE: SEPTEMBER 24, 2018

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The licensee, Tibet’s Restaurant & Bar, LLC d/b/a Tibet’s Restaurant & Bar, has submitted an application for renewal of its Hotel & Restaurant Liquor License at 321 McCaslin Blvd. Suite A.

Lease for the premises is current and on file.

There were no employees who attended liquor training in the past year.

Certificate of Good Standing is current and on file.

There were no incidents over the past year requiring the filing of a police report.

City of Louisville sales tax account is current.

The licensee has filed a corporate report of changes. Sanjay Kyab has purchased 40% interest in the business from Mark Herman who remains owning 10%. Pasang Sherpa continues to own the other 50%.

RECOMMENDATION:

Authority approve the renewal application and change in ownership for Hotel and Restaurant Liquor License – Tibet’s Restaurant & Bar, LLC d/b/a Tibet’s Restaurant & Bar – 321 S. McCaslin Blvd Suite A.

Alternatively, the Authority may set a hearing, which may be held after proper notice.

**SUBJECT: RENEWAL APPLICATION/CHANGE OF TRADE NAME –BREW
PUB LIQUOR LICENSE – PAU HANA BREWERY LLC D/B/A
REDGARDEN RESTAURANT & BREWERY – 1700 DOGWOOD
STREET**

DATE: SEPTEMBER 24, 2018

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

An application has been submitted for the renewal of this Brew Pub Liquor License. The applicant has also submitted a change of trade name. The trade was Pau Hana Brewery and has been changed to Redgarden Restaurant & Brewery.

The premises are leased and the current agreement is valid.

There were no employees who attended liquor training over the past year.

There were no incidents over the past year requiring filing of police reports.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application and trade name change for the Brew Pub Liquor License – Pau Hana Brewery LLC d/b/a Redgarden Restaurant & Brewery.

Alternatively, the Authority may set a hearing on the renewal application, which may be held after proper notice.

SUBJECT: CHANGE OF MANAGER – KCM RESTAURANT HOLDINGS
LLC D/B/A MUDROCK’S TAP AND TAVERN – HOTEL AND
RESTAURANT LIQUOR LICENSE – 585 E. SOUTH
BOULDER RD.

DATE: SEPTEMBER 24, 2018

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The licensee, KCM Restaurant Holdings LLC d/b/a Mudrock’s Tap and Tavern, has submitted an application for a change of manager. Mark Karpowich replaces Kevin Reed as manager.

RECOMMENDATION:

Authority approve the application for a manager change for KCM Restaurant Holdings LLC d/b/a Mudrock’s Tap and Tavern.

**SUBJECT: RENEWAL APPLICATION – APRO LLC D/B/A MY GOODS
MARKET #6526 – RETAIL 3.2% BEER OFF PREMISES LICENSE
– 510 MCCASLIN BLVD.**

DATE: SEPTEMBER 24, 2018

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The licensee, Apro LLC d/b/a My Goods Market #6526 has submitted an application for renewal of its 3.2% Beer Retail License (Off Premises) at 510 McCaslin Blvd.

The lease for the licensed premises is current and on file.

There were no employees who attended liquor training in the past year.

Certificate of Good Standing is current and on file.

There have been no incidents over the past year that required the filing of a police report.

City of Louisville sales tax account is current.

RECOMMENDATION:

Authority approve the renewal application for a 3.2% Beer Retail License (Off Premises) for Apro LLC d/b/a My Goods Market #6526.

Alternatively, the Authority may set a hearing on the renewal application, which may be held after proper notice.

**SUBJECT: PUBLIC HEARING - SPECIAL EVENTS PERMIT
APPLICATION – SUPERIOR RUGBY FOOTBALL CLUB –
COMMUNITY PARK - SEPTEMBER 29 & 30, 2018**

DATE: SEPTEMBER 24, 2018

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The Superior Rugby Football Club has submitted a Special Events Permit for Community Park. This will be an Oktoberfest event.

Authority members may recall this event was held last year at the Steinbaugh Pavilion. The organizers want to hold the event at Community Park this year.

The premises were posted with a public notice for ten days and one objection was received. With that objection, a public hearing will be held. The applicant, along with the writers of the protest letter have been informed of the public hearing.

The City special event permit for the park use has applied conditions which include:

- 1) **EVENT TIMES**
 - a. Saturday and Sunday, September 29 and 30
 - b. Saturday hours, 7am – 7 pm use of the park; event hours and alcohol service 11 am – 6 pm
 - c. Sunday hours, 7 am – 4 pm use of the park; event hours and alcohol service 11 am – 3 pm
 - d. Sunset is at 6:50 pm; event cannot continue past dark as there is no lighting in park.

A complete copy of the conditions the City has set are attached for Authority review.

RECOMMENDATION:

Authority hold a public hearing on the Special Events Permit application for liquor.

SUBJECT: CONVERSATION WITH POLICE CHIEF HAYES

DATE: SEPTEMBER 24, 2018

PRESENTED BY: CAROL HANSON, AUTHORITY SECRETARY

SUMMARY:

The Local Licensing Authority expressed a desire to continue conversations with Police Chief Dave Hayes. He has been invited to attend this meeting.