



## Legislation Details (With Text)

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| <b>File #:</b>        | RES 18-989                                                                                                                                                                                                                                                                                                                                                                                                                        | <b>Version:</b>      | 1            |
| <b>Type:</b>          | Resolution                                                                                                                                                                                                                                                                                                                                                                                                                        | <b>Status:</b>       | Passed       |
|                       |                                                                                                                                                                                                                                                                                                                                                                                                                                   | <b>In control:</b>   | City Council |
|                       |                                                                                                                                                                                                                                                                                                                                                                                                                                   | <b>Final action:</b> | 6/27/2018    |
| <b>Title:</b>         | Approving the application with conditions, per the Deputy Legislative Hearing Officer, for French Meadow on Grand LLC (License # 20130001546), d/b/a French Meadow Bakery and Café, to increase the Sunday through Thursday outdoor patio seating closing time from 9:30 p.m. to 10:00 p.m. at 1662 Grand Avenue.                                                                                                                 |                      |              |
| <b>Sponsors:</b>      | Chris Tolbert                                                                                                                                                                                                                                                                                                                                                                                                                     |                      |              |
| <b>Indexes:</b>       | License, Ward - 3                                                                                                                                                                                                                                                                                                                                                                                                                 |                      |              |
| <b>Code sections:</b> |                                                                                                                                                                                                                                                                                                                                                                                                                                   |                      |              |
| <b>Attachments:</b>   | 1. Minutes, 2. Conditions Affidavit, 3. Request for License Change, 4. Floor Plan, 5. STAMP Activity, 6. Incident Report, 7. Street Photos, 8. Aerial Photo, 9. Zoning Map, 10. Plat Map, 11. AMANDA Print Screen, 12. 100' Property Ownership, 13. Email of Opposition, 14. District Council Letter, 15. Notification Letter, 16. Notification of License Hearing, 17. License Hearing Sign-in Sheet, 18. Patio Photos (Shapiro) |                      |              |

| Date      | Ver. | Action By      | Action | Result |
|-----------|------|----------------|--------|--------|
| 7/3/2018  | 1    | Mayor's Office | Signed |        |
| 6/27/2018 | 1    | City Council   |        |        |

Approving the application with conditions, per the Deputy Legislative Hearing Officer, for French Meadow on Grand LLC (License # 20130001546), d/b/a French Meadow Bakery and Café, to increase the Sunday through Thursday outdoor patio seating closing time from 9:30 p.m. to 10:00 p.m. at 1662 Grand Avenue.

WHEREAS, a request has been made by French Meadow on Grand LLC (License # 20130001546), d/b/a French Meadow Bakery and Café, to modify condition #8 relating to the outdoor patio seating closing time from Sunday through Thursday from 9:30 p.m. to 10:00 p.m. to be consistent with nearby eating establishments; and

WHEREAS, an objection was received during the notification period limiting the outdoor patio area to 10:30 p.m., and

WHEREAS, the Executive Director of the Macalester-Groveland Community Council submitted a letter supporting "uniformity of hours among businesses on this block"; and

WHEREAS, French Meadow Bakery and Café has been in business since 2014 and, in that time, no enforcement actions have been taken against the licensed establishment; and

WHEREAS, the Deputy Legislative Hearing Officer finds that French Meadow Bakery and Café's request will not adversely affect nearby residents and that condition #8 would be consistent with other eating establishments that have similar hours of operation and similar operational conditions, and

WHEREAS, the Deputy Legislative Hearing Officer recommends that the application for French Meadow on Grand LLC (License # 20130001546), d/b/a French Meadow Bakery and Café, to increase the Sunday through Thursday outdoor patio seating closing time from 9:30 p.m. to 10:00 p.m. be approved with the

following conditions:

1. Licensee agrees to operate the establishment in compliance with Section 409.02 of the City of Saint Paul Legislative Code as a "Restaurant".
2. Licensee agrees to close the establishment at 12:00 a.m. midnight. All patron/customers shall vacate the premises by 12:30 a.m. each day of the week as per City Zoning Code (parking requirement) and Section 409.02 of the City of Saint Paul Legislative Code.
3. Each year prior to the placement of table(s) and/or chair(s) in the public right-of-way (i.e., sidewalk), the licensee agrees to obtain a new Obstruction Permit from the Department of Public Works. Licensee agrees to maintain the sidewalk café in accordance with the conditions placed on an approved Obstruction Permit, acknowledges that an Obstruction Permit is effective on April 1 and expires on October 31 of each year, that table(s) and/or chair(s) may not be placed in the public right-of-way before or after the effective/expiration dates, and that a failure to comply with this condition will result in adverse action being taken against all of their licenses.
4. Sidewalk seating limited to a maximum of twenty-four (24) seats.
5. Licensee agrees to take appropriate action(s) to ensure that the sale, display, and/or consumption of alcoholic beverages is contained within the defined area as per the approved sidewalk seating plan on file with DSI.
6. Any outdoor activities related to the outdoor seating areas on either public or private property shall comply with applicable State and Local rules and regulations, including but not limited to Chapter 293 Noise Regulations of the City of Saint Paul Legislative Code.
7. Licensee shall comply with applicable State and Local rules and regulations regarding the permitted hours for the sale of alcoholic beverages.
8. The outdoor patio seating area located at the rear of the building shall close by 10:00 p.m. each day of the week.

THEREFORE, BE IT RESOLVED that the Council of the City of Saint Paul hereby approves this license application with the aforementioned agreed-upon conditions.

The Conditions Affidavit was signed on April 17, 2018.