Legislation Text

File #: RES 21-779, **Version:** 1

Approving a liquor service area expansion and upgrade to a Liquor On Sale - 291 or more seats license added to existing Liquor On-Sale-Sunday, Entertainment (A) and Gambling Location licenses held by Amazed Group, LLC d/b/a Cups & Cheers (License ID #20190001176) located at 1624 & 1626 White Bear Avenue North.

WHEREAS, Amazed Group, LLC d/b/a Cups & Cheers (License ID #20190001176) expanded the business into an adjacent space with an address number of 1624 White Bear Avenue North resulting in an expansion of the liquor service area; and

WHEREAS, the licensee requested to upgrade to a Liquor On-Sale 291 or more seats license; and

WHEREAS, the licensee currently holds a Liquor On-Sale-Sunday, Entertainment (A) and Gambling Location license; and

WHEREAS, The Department of Safety and Inspections received a letter from the Greater East Side Community Council on February 23, 2021 supporting the expansion and license upgrade; and

WHEREAS, the Department of Safety and Inspections received no other objections to the issuance of the license; and

WHEREAS, the Council finds that the License Conditions recommended by the Department of Safety and Inspections are reasonable given the layout of the space as conveyed in the application for the new licensed service area; and

WHEREAS, the Council finds that the application is in order and there are no grounds for denial of the above-mentioned license now, therefore, be it,

RESOLVED, the Liquor On Sale - 291 or more seats license is hereby issued to Amazed Group, LLC d/b/a Cups & Cheers (License ID #20190001176) located at 1624 & 1626 White Bear Avenue North in Saint Paul with the following license 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 Section 409.02 of the City of Saint Paul Legislative Code.

3. Licensee agrees that the sale, service, consumption and/or display of alcohol is limited to the seating area documented in the information submitted with the application.

4. Per City of Saint Paul Legislative Code 411.02, the definition of Entertainment A is, "Amplified or nonamplified music and/or singing by performers without limitation as to number, and group singing participated in by patrons of the establishment." (includes karaoke). Entertainment A license does not allow for patron and/or performance dances.

5. Licensee will create a video surveillance camera and lighting placement plan (Video Surveillance Plan) for the interior and exterior of the licensed premises. Licensee will submit the video surveillance plan to The Saint Paul Police Department (SPPD) liaison with DSI for review and approval. In accordance with the approved video surveillance plan, licensee will ensure that video surveillance camera system is in good working order, ensure it is recording 24 hours per day, ensure it can produce recorded surveillance video in a commonly used, up-to-date format, and ensure that accurate date and time of day are visible on all recorded video. Licensee will retain recorded surveillance video for a minimum of thirty (30) days. If an incident is deemed serious by SPPD, licensee shall make surveillance video immediately available for viewing by SPPD. If a copy if the surveillance video for a serious incident is requested by SPPD, Licensee shall have the technology, materials and staff available to immediately make the copy. In all other cases, licensee shall provide a copy of the surveillance video to the requestor within 48 hours.

6. Licensee agrees to not employ any person or persons previously employed by either and/or both of the previous two licensees and/or lessees of 1626 White Bear Avenue North.

7. Licensee shall take appropriate action to ensure the back door (near the restrooms) is limited to emergency use and deliveries only, it shall not be used by customer/patrons as an entrance to the establishment.

8. Licensee acknowledges that a Gambling Location license only permits an authorized charitable organization to conduct lawful charitable gambling in a manner approved by the State of Minnesota Gambling Control Board once the charitable organization has obtained a State of Minnesota Gambling Control Board Premise Permit.