# Legislation Details (With Text)

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| **File #:** | RES 16-261 **Version:** 1 | | |
| **Type:** | Resolution | **Status:** | Passed |
| | | **In control:** | City Council |
| | | **Final action:** | 2/17/2016 |
| **Title:** | Approving the application with conditions, per the Deputy Legislative Hearing Officer, for Wine On sale, Malt On Sale (Strong), and Shared Parking Agreement license, for Mucci's Italian LLC (I.D. #20150003362), d/b/a Mucci's Italian LLC at 786 Randolph Avenue. | | |
| **Sponsors:** | Rebecca Noecker | | |
| **Indexes:** | License, Ward - 2 | | |
| **Code sections:** | | | |
| **Attachments:** | 1. Minutes, 2. Application, 3. District Council Support, 4. RES 15-2057 45-Day Waiver, 5. Letter of Objection, 6. Letter from Sandcastle Child Care, 7. Zoning and Planning Commission Action, 8. Floor Plan, 9. Aerial Photo, 10. Street Photos, 11. Hours of Operation, 12. STAMP Activity Report, 13. Police Incident Report | | |

| Date | Ver. | Action By | Action | Result |
|---|---|---|---|---|
| 2/23/2016 | 1 | Mayor's Office | Signed | |
| 2/17/2016 | 1 | City Council | Adopted | Pass |

Approving the application with conditions, per the Deputy Legislative Hearing Officer, for Wine On sale, Malt On Sale (Strong), and Shared Parking Agreement license, for Mucci's Italian LLC (I.D. #20150003362), d/b/a Mucci's Italian LLC at 786 Randolph Avenue.

WHEREAS, the Deputy Legislative Hearing Officer recommends that the application for Mucci's Italian LLC for Wine On sale, Malt On Sale (Strong), and Shared Parking Agreement license, be approved with the following conditions:

1. Per City of Saint Paul Legislative Code 409.15(a)(2), On-sale wine license shall mean a license authorizing the sale of wine not exceeding fourteen (14) percent alcohol by volume, for consumption on the licensed premises only in conjunction with the sale and service of food (menu item only). The sale of Malt (Strong) will also take place only in conjunction with the sale and service of food.

2. Per City of Saint Paul Legislative Code 409.15(e), licensee must be able to show that gross receipts are at least sixty (60) percent attributable to the sale of food.

3. Licensee will submit to the Department of Safety and Inspections (DSI) annual gross receipts for food and liquor for each year the license is renewed.

4. Licensee agrees to close the establishment and have all customers/patrons vacate the premises by 12:00 a.m. (midnight) each day of the week as per City Zoning Code parking requirements.

CONDITION #5 PER NONCONFORMING USE PERMIT #15-145496
5. The shared parking agreement with 801 Randolph Avenue must remain in effect at all times the establishment is in operations. The licensee shall inform the Department of Safety and Inspection (DSI), at least 60 days in advance, of any cancellation of this agreement. Licensee shall provide proof of a valid agreement each year at the time of renewal of the license.

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 submitted on November 17, 2015.



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