



Legislation Details (With Text)

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In control: City Council

Final action: 3/16/2016

Title: Denying City approval of The Lex, Inc.'s application for a Consumption and Display Permit from the State of Minnesota.

Sponsors: Russ Stark

Indexes:

Code sections:

Attachments: 1. CF #89-1082 - Ordinance #17676 - Repeal of Chapter 404 August 24th 1989, 2. DSI Display & Consumption Ordinance Staff Report, 3. Letter to Charles Carter regarding Consumption & Display Permit dated March 1, 2016, 4. Ellis Opposition to 976 Lex Club Alcohol, 5. Baldoni opposition to The Lex application, 6. Daisy comment on The Lex, 7. Hannert Dawson opposition to The Lex application, 8. Lapham support of The Lex application, 9. Lundberg support for The Lex, 10. Madison support for The Lex, 11. Tyler opposition to The Lex application, 12. Tyler opposition to The Lex application2, 13. Brown support of The Lex petition, 14. Black opposition to The Lex application, 15. Alewine opposition to The Lex application, 16. Brown support of The Lex application, 17. Burns opposition to The Lex application, 18. Elliot opposition to The Lex liquor license, 19. Lien opposition to The Lex application, 20. Hartwig support for The Lex application, 21. Lex Club Petition 03132016, 22. Holmstrom opposition to The Lex application, 23. Tyler opposition to The Lex application3, 24. Carter-Howe correspondence w DSI

Date	Ver.	Action By	Action	Result
3/18/2016	1	Mayor's Office	Signed	
3/16/2016	1	City Council	Adopted	Pass

Denying City approval of The Lex, Inc.'s application for a Consumption and Display Permit from the State of Minnesota.

WHEREAS, The Lex, Inc., d/b/a The Lex, located at 976 Concordia Ave. in Saint Paul, has applied to the State of Minnesota for a Consumption and Display permit, pursuant to Minn. Stat. § 340A.414; and

WHEREAS, pursuant to Minn. Stat. § 340A.414, subd. 5, the issuance of a Consumption and Display permit requires approval by the governing body of the city where the business is located; and

WHEREAS, The Lex has accordingly requested City approval of its Consumption and Display permit application; and

WHEREAS, the City has not historically granted Consumption and Display permit authorization; and

WHEREAS, the City's alcohol regulatory scheme embodies an intent that alcohol service and consumption only occur in businesses licensed for on-sale liquor service; and

WHEREAS, the City recently amended Legislative Code section 409.03 to prohibit the future issuance of Consumption and Display permits; and

WHEREAS, to the knowledge of the Department of Safety and Inspections, there are not currently any Consumption and Display permits issued to businesses within the City of Saint Paul; now, therefore, be it

RESOLVED, that, in the interests of protecting the health, safety, and general welfare of the public, it is the policy of the City that alcohol service and consumption only occur in businesses licensed for on-sale liquor service; and be it

FINALLY RESOLVED, that the director of the Department of Safety and Inspections be directed to deny the request of The Lex, Inc., for City approval of its application for a Consumption and Display Permit.