



Legislation Details (With Text)

File #: RES 20-66 **Version:** 1 **Name:**
Type: Resolution **Status:** Passed
In control: City Council
Final action: 1/15/2020

Title: Approving a waiver of the 45-day notice requirement to issue Wine On Sale, Malt On Sale (Strong), and Liquor Outdoor Service Area (Patio) licenses with conditions to Phi Chay Thai Cuisine of MN Corp, d/b/a Phi Chay Thai Cuisine (License ID #20190004091) at 967 7th Street West.

Sponsors: Rebecca Noecker

Indexes:

Code sections:

Attachments: 1. Letter from District Council, 2. License Application, 3. License Conditions

| Date | Ver. | Action By | Action | Result |
|-----------|------|----------------|---------|--------|
| 1/20/2020 | 1 | Mayor's Office | Signed | |
| 1/15/2020 | 1 | City Council | Adopted | Pass |

Approving a waiver of the 45-day notice requirement to issue Wine On Sale, Malt On Sale (Strong), and Liquor Outdoor Service Area (Patio) licenses with conditions to Phi Chay Thai Cuisine of MN Corp, d/b/a Phi Chay Thai Cuisine (License ID #20190004091) at 967 7th Street West.

WHEREAS, Phi Chay Thai Cuisine of MN Corp d/b/a Phi Chay Thai Cuisine (License ID #20190004091) applied for a Wine On Sale, Malt On Sale (Strong), and Liquor Outdoor Service Area (Patio) Licenses for the premises located at 967 7th Street West; and

WHEREAS, the licensee requested a waiver of the 45-day notification waiting period for approval of the above-mentioned licenses; and

WHEREAS, the Department of Safety and Inspections received a letter from the West 7th/Fort Road Federation on December 30, 2019 in support of a waiver of the 45-day notice requirement and approval of the Wine On Sale, Malt On Sale (Strong), and Liquor Outdoor Service Area (Patio) License; and

WHEREAS, the Department of Safety and Inspections received no objections to the waiver of the 45-day notice requirement and approval of the Wine On Sale, Malt On Sale (Strong), and Liquor Outdoor Service Area (Patio) Licenses; and

WHEREAS, the Council finds that the application is in order and there are no grounds for denial of a waiver of the 45-day notice requirement and approval of the licenses; now, therefore, be it,

RESOLVED, a waiver of the 45-day notice requirement is granted and a Wine On Sale, Malt On Sale (Strong), and Liquor Outdoor Service Area (Patio) License are hereby approved and issued to to Phi Chay Thai Cuisine of MN Corp d/b/a Phi Chay Thai Cuisine (License ID #20190004091) for the premises located at 967 7th Street West in Saint Paul 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.