Legislation Text

File #: RES 19-192, **Version:** 1

Approving a waiver of the 45-day notice requirement to issue Liquor On Sale - 100 seats or less, Liquor On Sale - Sunday, Liquor On Sale - 2AM Closing, Entertainment (B), and Gambling Location licenses with conditions to The Midway Entertainment Group, LLC, d/b/a Gibson's Booze Food and Fun (License ID #20190000177) at 1553 University Avenue West.

WHEREAS, The Midway Entertainment Group, LLC d/b/a Gibsons Booze Food and Fun (License ID #20190000177) applied for a Liquor On Sale 100 seats or less, a Liquor On Sale-Sunday, a Liquor On Sale-2AM Closing, an Entertainment (B) and a Gambling Location license for the premises located at 1553 University Avenue 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 Hamline Midway Coalition (District Council 11) on January 25, 2019 in support of a waiver of the 45-day notice requirement and approval of the Liquor On Sale 100 seats or less, Liquor On Sale-Sunday, Liquor On Sale-2AM Closing, Entertainment (B) and Gambling Location licenses; and

WHEREAS, the Department of Safety and Inspections received no objections to the waiver of the 45-day notice requirement and approval of the 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 the Liquor On Sale 100 seats or less, Liquor On Sale-Sunday, Liquor On Sale-2AM Closing, Entertainment (B) and Gambling Location licenses are hereby approved and issued to The Midway Entertainment Group, LLC d/b/a Gibsons Booze Food and Fun (License ID #20190000177) for the premises located at 1553 University Avenue West in Saint Paul with the following conditions:

1. 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 the Department of Safety and Inspection (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 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 of 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.

2. Licensee shall retain clearly identifiable security personnel. Clearly identifiable security personnel shall mean a uniform or marked outerwear. Security personnel shall be assigned to each entrance of the license premises starting at 9:00 PM on Friday, Saturday and Sunday and shall remain until all patrons have left the licensed premises. Security personnel shall "wand" (using a metal detector) each patron and check all handbags and packages carried by patrons. The requirement to wand patrons includes those who are returning to the establishment. Security personnel shall verify the age of patrons by checking state or federally issued identification cards. Licensee shall establish and require that security personnel enforce a no picture I.D., no entrance policy. Security personnel shall not allow alcoholic beverages to leave the service area of the licensed establishment.

3. Licensee will insure that daily inspection of the perimeter of the licensed premises takes place. Any trash, debris, cigarette butts, bottles, cups or similar materials shall immediately be removed.

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