

LICENSES AND CONSUMER SERVICES
LICENSE INSPECTOR'S REPORT
Extended Hours License
L317-50027

Purpose of Application: McDonald's is requesting to extend their business hours of operation to the following: Operation of a 24 hour drive-thru service seven days a week and with counter service from 5:00 AM to midnight seven days a week.

Applicant's Name (Legal Entity): YHD Foods

DBA/Trade Name: McDonald's

Complete Address: 3110 East Lake Street, Minneapolis, MN 55406

Telephone Number: 612-788-8876

Current License: Restaurant

Zoning: C2

Current Authorized Hours: Sunday – Thursday 6:00 AM. – 10:00 PM, Friday - Saturday, from 6:00 AM to 11:00 PM

Neighborhood/Ward: Longfellow/9

Date of Application: June 22, 2012

Inspector: Jose Velez

Public Hearing Requirement: A public hearing is required for this license application. 42 notices were mailed to residents and property owners within 300 feet of the premises, and e-mailed to the Longfellow Community Council and the Lake Street Council on July 3, 2012. The public hearing will be held on July 23, 2012, at the Regulatory, Energy and Environment Committee meeting.

As of date, we have received eight (8) responses to the notices, one (1) in favor and seven (7) in opposition. Those in opposition reference litter, noise and troublesome behavior by customers.

Background: Application of extended hours coincides with the building of a new structure. The applicant proposes to extend the hours of operation for their Food Restaurant for the dining room to 5:00 AM to midnight and 24 hour drive-thru service, seven days a week. The restaurant does not serve alcoholic beverages, nor does it provide entertainment.

Findings as Required by the Minneapolis Licensing Code:

The Licenses and Consumer Services Division has analyzed the application and concludes that the application has answered the following:

A security plan that describes the security features, including personnel and equipment, that the applicant will employ and how they will be utilized:

The applicant met with 3rd Precinct Inspector Lucy Gerard and the security plan met police expectations. McDonald's has high quality digital security cameras inside the store and in the parking lot. The parking lot will have enhanced lighting that will cover all areas of the parking lot without spilling into the street. Lighting will be hooded to prevent disturbance to neighboring residents.

McDonald's will maintain a minimum crew of 3 at all hours with a manager.

Description of how the applicant will maintain the orderly appearance and operation of the premises with respect to litter and noise:

The new two lane drive-thru system will have speakers that are directional and would have very little noise bleeding past the vehicles. Minneapolis City Ordinance requires speakers to be at an ambient level of sound. Landscaping will help keep headlights from spilling into the neighborhood. A landscape plan was submitted to the Zoning Department as a requirement of their new building plan and shows these features of noise and light prevention.

McDonald's will continue to pick-up litter every hour until dark. They also pick-up the alley on a daily basis and will schedule the maintenance personnel for area pick-up every day. This scheduled pick-up will include Lake Street side-walk, across 31st for a block and back up the alley. The garbage area will now be attached to the building, no longer requiring the transporting of garbage across the parking lot.

Descriptions of how the business will have people exit the establishment at closing time and during an emergency that requires all people to exit the establishment quickly:

McDonald's has a strict plan for opening and closing to insure no one exits the building during the drive-thru only hours.

Such other reasonable and pertinent information as the city council may require:

On April 27, 2012, the City Council granted an extended hours application for Juba Café at 2927 Lake Street East (1 ½ blocks west of McDonald's). Hours approved by the council are 1AM from

Sunday – Thursday and 2 AM on Friday- Saturday. There have been no neighborhood complaints concerning the extended hours at Juba Café.

Proximity to permitted or conditional residential uses:

McDonald's is directly adjacent to residential uses on 1 ½ sides to the north and east.

Nature of the business and its impacts of noise, light and traffic:

The use of directional speakers, landscaping and lighting will limit the impact on the neighborhood.

Conformance with applicable zoning regulations, including but not limited to use, yards, gross floor area and specific development standards:

The business of restaurant is a permitted use in a C2 district.

History of complaints related to the use:

McDonald's does not have a history of complaints. There are no significant police calls for service at this location.

RECOMMENDATIONS:

The Licenses and Consumer Services Division make the following recommendation:

Business Licenses staff recommends the application for an Extended Hours license for McDonald's at 3110 Lake Street East be approved with hours of operation from 5AM-1AM Sunday – Thursday and 5AM -2AM Friday and Saturday.