

**LICENSES AND CONSUMER SERVICES
LICENSE INSPECTOR'S REPORT
Extended Hours License
L317-50022**

Purpose of Application: Applicant is applying for an extended hours license in order to be open until 11:00 p.m. seven days a week.

Applicant's Name (Legal Entity): 2606 Penn, LLC

DBA/Trade Name: Penn Gas Stop

Complete Address: 2606 Penn Avenue North, Minneapolis, MN 55411

Telephone Number: 612-839-6305

Current License: Grocery, Food Manufacturer/Deli, Tobacco, Off-Sale Beer, and Gasoline Filling Station

Zoning District: C1 / Neighborhood Commercial District

Current Authorized Hours: Sunday through Thursday, from 6:00 a.m. to 10:00 p.m., Friday and Saturday, from 6:00 a.m. to 11:00 p.m.

Neighborhood/Ward: Jordan / 05

Date of Application: December 14, 2012

Inspector: Nicole Anderson, 612-673-2627

Public Hearing Requirement:

A public hearing is required for this license application. 49 notices were mailed to residents and property owners within 300 feet of the premises, and emailed to the West Broadway Coalition and the Jordan Neighborhood Association on January 18, 2013. The public hearing will be held on Monday, February 11, 2013, at the Regulatory, Energy and Environment Committee meeting. There are no written comments from the public.

Background:

Penn Gas Stop has been licensed as a grocery store, food manufacturer, tobacco, off-sale beer, and gasoline filling station since July 14, 2010 and serves as a convenience store and gasoline filling station. There have been no complaints during this period of time they have held a grocery store, food manufacturer, tobacco, off sale beer, and gasoline filling station licenses. Penn Gas Stop does not have any 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:

Penn Gas Stop has had a security plan review with 4th Police Precinct Inspector Michael Martin. The business has installed a new security camera system that consists of sixteen cameras inside and outside. The business has hired off-duty police to work on evenings and weekends.

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

Penn Gas Stop will clean the premises and parking area a minimum of four times per day; prior to opening, twice during the day, and before dusk. Penn Gas Stop does not have any entertainment or music; potential noise issues will be dealt with by the on-site manager and/or hired off duty police. Penn Gas Stop does not use intercoms at their gas pumps.

Description 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:

Customers are asked to leave upon retrieval of their items and gasoline purchase. The interior space is quite small and persons would be able to exit quickly if the need arises; there is a double entry door at the front of store and a rear emergency exit door.

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

Upon request, the licensee shall meet representatives of the City of Minneapolis to discuss any safety, security or operational concerns.

Proximity to permitted or conditional residential uses. Nature of the business and its impacts of noise, light and traffic.

Penn Gas Stop is surrounded by residential use. The nature of the business has not had any major impacts on the residential surroundings, as they do not use speakers outside at the gasoline pumps and the area is generally quiet.

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

The business is categorized as a grocery store and gasoline filling station which is a permitted use in the C1 district.

History of complaints related to the use.

There have been no complaints pertaining to the business of Penn Gas Stop.

RECOMMENDATIONS (pending public hearing):

The Licenses and Consumer Services Division make the following recommendation regarding this application to extend hours:

Grant the license applicant the following Extended Hours:

11:00 p.m., 7 days a week

This is an annually reviewed license. These hours will be reviewed at the next license renewal period. It will be possible to restrict the hours further if there are violations related to the Extended Hours License.