LICENSES AND CONSUMER SERVICES LICENSE INSPECTOR'S REPORT

License Number: L186-50180 Sidewalk Café: L161-50471

Police File Number: 13387

Date of Application: April 9, 2013

Inspector: Michele Harvet, 612-673-5484

Applicant/Legal Entity: Bright Red Group, LLC

DBA/Trade Name: Smack Shack

Complete Address: 603 Washington Avenue North, Minneapolis, MN 55401

License Requested: Sidewalk Café License

Current License: On-Sale Liquor with Sunday Sales, Class E

Purpose of Application: Permanent Outdoor Expansion of Premises

Responsible person within 75 miles of Minneapolis City Hall: Josh Thoma

Public Hearing Required: Yes

License Conditions: Not at this time

Neighborhood/Ward: North Loop / 5

Zoning: B4N/DP – This is a permitted use in the Downtown

Neighborhood District/Downtown Parking Overlay

District

7 acre requirement: Met

Off-Street Parking: The office of the Zoning Administrator has determined

that no parking spaces are required to be provided on

site.

Seating: Outside: 72 Maximum Capacity: 104

Hours of operation proposed: Sunday through Thursday: 11:00 A.M. to 1:00 A.M.

Friday and Saturday: 11:00 A.M. to 2:00 A.M.

Metropolitan Council Service Availability Charges: In a SAC determination letter dated May 30, 2012, it was advised that 2.4 SAC units are required for the outdoor seating area. This has already been paid by the applicant.

HISTORY OF LOCATION

Smack Shack has operated with an On-Sale Liquor License with Sunday Sales, Class E, at this location since January, 2013.

POLICE LICENSING REVIEW

Police Licensing and this Inspector have reviewed the expenses and source of funds reported in this application. The applicant has provided documentation showing adequate legal and traceable funding for this venture.

SIDEWALK CAFE

The applicant would like to add 705 square feet for an outdoor patio on a former loading dock. This area is considered public right of way. Therefore, they must apply for a sidewalk café license. There would be tables and chairs in place for 72 patrons. There will be a maximum capacity of 104 patrons. The additional space would be compact and contiguous to their currently licensed premises.

BUSINESS PLAN/OPERATIONS

The applicant plans to operate the outdoor area with the same hours of operations as the interior. A detailed noise management plan will be submitted prior to full council approval. This plan will have consideration for hours of operation and how it addresses concerns of nearby residents.

PUBLIC HEARING SUMMARY

A public hearing is required for this license application. 217 notices were mailed to residents and property owners within 300 feet of the premises on May 2, 2013. An electronic notice was emailed to the North Loop Neighborhood Association, the Downtown West Neighborhood Association and the Warehouse District Business Association on April 30, 2013. The public hearing will be held on May 13, 2013 at the Regulatory, Energy and Environment Committee meeting.

RECOMMENDATION

The Licenses and Consumer Services Division recommends approving this application for an outdoor permanent expansion of premises for Smack Shack.

LICENSE CONDITIONS

None at this time.