

**LICENSES AND CONSUMER SERVICES  
LICENSE INSPECTOR'S REPORT**

**LICENSE NUMBER: L232-50001  
POLICE FILE NUMBER: 13539**

**DATE OF APPLICATION:** June 6, 2014

**INSPECTOR:** Phil Schliesman

**APPLICANT/LEGAL ENTITY:** Fulton, LLC

**DBA/TRADE NAME:** Fulton Beer

**COMPLETE ADDRESS:** 414 6<sup>th</sup> Avenue North

**LICENSE REQUESTED:** Permanent Expansion of Premises

**CURRENT LICENSE:** State of Minnesota Micro Brewer License, City of Minneapolis Off Sale Malt Liquor and On Sale Liquor Class C-1 Tap Room with Sunday Sales

**PURPOSE OF APPLICATION:** Permanent Expansion of Premises for an Outdoor Area

**Responsible person within 75 miles of Minneapolis City Hall:** James Diley

**PUBLIC HEARING REQUIREMENT:** Required

**LICENSE CONDITIONS:** No

**NEIGHBORHOOD/WARD:** North Loop / 5

**ZONING:** B4S-1 This is a permitted use in the Downtown Business District.

**7 ACRE REQUIREMENT:** Met

**OFF-STREET PARKING:** No parking requirement

**Churches or schools within 300 feet of the proposed premises:** N/A

**PROPOSED SEATING:** The current outside seating is 48. The applicant proposing to add 50 more seats for a total of 98. The maximum capacity will be 168

**FOOD SERVICE REQUIREMENT:** Because this business is a micro-brewery, there are no current food service requirements

**HOURS OF OPERATION:**

Inside: 11:00 am - 12:00 am Monday-Saturday  
11:00 am - 11:00 pm Sunday

Outside: 11:00 am – 11:00 pm Monday-Sunday  
Outside speakers are turned off at 10:00 pm nightly

**Metropolitan Council Service Availability Charges:** Paid

**HISTORY OF LOCATION**

This location has operated as a micro-brewery since September 2011.

**APPLICANT**

The applicant is Fulton, LLC, a Minnesota company registered with the State of Minnesota Secretary of State’s office since 06/29/2009 (Charter No. 3396479-2) and has held a micro-brewery State of Minnesota license at 414 6th Avenue North, since 9/16/2011. The following are listed as company officers:

<u>Name</u>	<u>Title</u>	<u>Shares Held</u>	<u>Percent Ownership</u>
Ryan Petz	President	20,000	25%
James Diley	Vice President	20,000	25%
Peter Grande	Treasurer	20,000	25%
Brian Hoffman	Secretary	20,000	25%

**MANAGER**

The general manager of Fulton Beer is James Diley. Mr. Diley is one of the founding members of Fulton Beer. He has passed the criminal background check.

**POLICE 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 and has passed the criminal background check.

**PREMISES**

The newly expanded outdoor area which will be part of the licensed premises will consist of approximately 1,000 square feet and located to the front of the building along 6<sup>th</sup> Street. Seating will be at tables and chairs. There will be seating for up to 50 patrons in the new outdoor area. The existing outdoor seating area is almost identical in size and seating, making the total seating outside 98 with a Fire/Maximum capacity 168.

## **BUSINESS PLAN/OPERATIONS**

The applicant will continue to run the brewery without any changes except for the addition of the outdoor area. The area will be monitored and staffed at all times by employees. At the present time, the applicant does not intend to offer any form entertainment in the outdoor area. Because all outdoor areas are presumed to be Class E, the applicant would be allowed to play music over small speakers in the outdoor area. A sound plan will be submitted prior to full Council approval. The applicant will continue to turn off the outdoor speakers at 10 pm nightly. A bike rack with 2 spaces was required for this application. The applicant is supplying 26 bicycle spaces.

## **PUBLIC HEARING SUMMARY**

The public hearing notice was mailed to residents and property owners within 300 feet of the premises on June 4th, 2014. The notice was posted and electronically sent to residents and building management at 345 6<sup>th</sup> Avenue North. An electronic notice was emailed to the North Loop Neighborhood Association, the Downtown West Neighborhood Association and the Warehouse District Business Association on June th, 2014. The public hearing will be held on July 8<sup>th</sup>, 2014 at the Community Development & Regulatory Services Committee meeting.

## **RECOMMENDATION**

Business Licenses recommends approving this application for a permanent expansion of premises for an outdoor area.

## **LICENSE CONDITIONS**

None at this time.

EXISTING TAP ROOM

EXIST O.H. DOOR

PROPOSED EXPANSION

PROVIDE 48" ENCLOSURE

ARE OFF I

SECURITY CHECK POINT

EXIT/ENTRANCE PATHWAY (TO BE CLEAR AT ALL TIMES)

BIKE PARKING

EXISTING PATIO

EXISTING CONC. SIDEWALK

TH AVENUE

