

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

LICENSE NUMBER: L186-50215 **POLICE FILE NUMBER:** 13622

DATE OF APPLICATION: 11/26/2014

INSPECTOR: Phil Schliesman

APPLICANT/LEGAL ENTITY: Double Black Diamond, Inc.

DBA/TRADE NAME: Red Cow

COMPLETE ADDRESS: 103 2nd Street North

PURPOSE OF APPLICATION: New Business

LICENSE REQUESTED: On-Sale Liquor, Class E, with Sunday Sales

CURRENT LICENSE AT THIS LOCATION: None

RESPONSIBLE PERSON WITHIN 75 MILES OF MINNEAPOLIS CITY HALL:
Luke Shimp

PUBLIC HEARING REQUIREMENTS: Required

LICENSE CONDITIONS: None

NEIGHBORHOOD/WARD: North Loop/3

ZONING: B4S1/DP

7 ACRE REQUIREMENT: This has been met.

OFF-STREET PARKING: Off-street parking is not required.

CHURCHES OR SCHOOLS WITHIN 300 FEET OF THE PROPOSED PREMISES: No

SEATING: Inside: 150 Outdoor patio: 44
Fire Occupancy: 272 Outdoor capacity: 57

FOOD SERVICE REQUIREMENT: The applicant meets the minimum food service requirement.

HOURS OF OPERATION PROPOSED: INSIDE: The inside hours will be 11:00 am to 1:00 am Monday thru Friday and 9:00 am to 1:00 am Saturday and Sunday
OUTSIDE: Same.

METROPOLITAN COUNCIL SERVICE AVAILABILITY CHARGES: Yes, and have been paid under permit # BIRE-3095095.

HISTORY OF LOCATION

This location is a newly constructed space, part of a new 106 unit mixed use building.

APPLICANT

Double Black Diamond, Inc., dba Red Cow was incorporated under Charter 302A, File # 612396900026, on August 7, 2012. The corporation minutes contain the necessary restriction of the transfer of shares. The applicant has also provided documentation showing adequate funding for this venture.

Name	Title	Share
Theresa Bachul	CEO	47%
Luke Shimp	President	47%
Michael Giacomini	Treasurer	3%
Peter Giacomini	Secretary	3%

MANAGER

The owners are acting as the managers. Since 2012, the owners have held an On Sale Wine and Strong Beer, Class E license under the same trade name at 3624 W 50th Street, Minneapolis.

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. Because of the construction of the establishment is still in progress at the time of the writing of this report, the First Precinct of the Minneapolis Police Department will discuss security issues with the applicant prior to opening.

PREMISES

The premises will be located at 103 2nd Street North. It is located in a multi-story building with a ground floor entry. It contains 5,773 gross square feet with interior seating for 130 persons. The location is compact and contiguous as required by city ordinance. The proposal for the patio area is to be located on private property area immediately adjacent to the building on the 1st Avenue side of the building and will have seating at table's chairs for 44 guests. The applicant will not have outside speakers and will not offer any form of entertainment in the outdoor area. There is a bar with seating for up to 28 guests.

BUSINESS/PLAN/OPERATIONS

Business Licenses minimum food service requires a full menu with a minimum of four entrees. The establishment will operate as a restaurant and have a full menu offering. The Red Cow menu will consist of full breakfast, lunch and dinner offerings including oatmeal, breakfast pot pie, Pete's breakfast, a wide variety of burgers, "share-ables"

appetizers, sandwiches and beverages. The applicant's proposed operating hours for the inside will be 11:00 a.m. to 1:00 a.m. Monday through Friday; and from 9:00 am to 1:00 am Saturday and Sunday.

The proposed operating hours for the patio will be the same as the indoor hours. There will be no live entertainment as part of the everyday operations of the restaurant. If there is a special occasion, the ownership would be willing to consider entertainment only on a case by case basis. To help limit the impact of noise, the applicant will be posting signage at the exits seeking guest cooperation in reducing noise. The owner, Luke Shimp will be available 24/7 to address any type of complaints that may arise from the operations of this business.

The applicant will not offer mechanical amusement devices or charitable gambling on the premises. They are willing to sponsor sports teams, sponsor/host community events, neighborhood fundraisers and any other elements as needed to help establish themselves in the community of the surrounding area.

The applicant is requiring all servers to attend alcohol server training. Their business plan indicates an alcohol policy that requires all patrons who appear to be 30 years old or younger to be carded. Red Cow has contracted with Tony Chesak-MLBA to conduct the initial alcohol compliance training for staff. Post-opening hires will be required to attend the next annual Alcohol Compliance Training offered by Red Cow. All employees will be required to annually attend Compliance Training.

The license holder is requesting a Class E entertainment license which permits the use of radio, television, prerecorded music, karaoke, and jukebox.

PUBLIC HEARING SUMMARY

A public hearing is required for this license application. 28 notices were mailed to resident and property owners within 300 feet of the premises on December XX, 2014. Notice of this hearing was also posted in the common areas of the multi-tenant buildings located at 120 1st Avenue North and 129 2nd Street North. The public hearing will be held on January 14th, 2014 at 11:30 am in City Hall, Room 317 during the Community Development and Regulatory Services Committee meeting.

RECOMMENDATIONS

The Licenses and Consumer Services Division recommends approving this application for an On-Sale Liquor, Class E with Sunday Sales license.

LICENSE CONDITIONS

There are no license conditions being placed on this license at this time.

