



Minneapolis
City of Lakes

**Regulatory Services
Department**

**Licenses &
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Division**

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November 17, 2004

**Findings of Fact,
Conclusions of Law, and
Recommendation**

**In the Matter of the On-Sale
On Sale and Off Sale 3.2 License
Of
W.J. Associates dba Joe's Tavern
109 East 26th Street
Minneapolis, MN 55408**

This matter came before the Minneapolis Licenses and Consumer Services Division (LCS) on November 17, 2004 in a Technical Advisory Committee meeting (TAC) as a result of reports of violations of laws relating to the operation of a licensed beverage alcohol establishment. Present at the TAC meeting were the following persons: Kenneth Ziegler, Linda Roberts of the License Division; Lt. Janee Harteau, Sgt. Travis Glampe, Officer David Rodriguez of the Police Licensing Division; Sgt. Bryan Schaffer, Officer Tom Wheeler, Officer James Loveland, Officer Brian Anderson of 5th Precinct Police Department; Wallace Schwab Licensee, Joyce Bartel Licensee, Attorney Stephen O'Brian. Based upon the evidence presented at the TAC meeting, the committee makes the following:

FINDINGS OF FACT

- 1) That the licensee violated Minneapolis Ordinance 259.250 and has failed to effectively manage the business that has become an establishment where drug sales are conducted. That since January 16, 2002 there have been a number of controlled buys of illegal drugs related to establishment.
- 2) That the City of Minneapolis had taken action against the licensee in 1985 with the same violations and that signed recommendations were to suspend the license for a period of 60 days, that the business operations were to check all patrons for ID's, to notify the police if anyone is suspected of dealing drugs, keep undesirables out of the bar, hire security, and to have staffing hours of the licensee at the establishment.
- 3) That the employees of the licensee failed to check patrons for proper identification.
- 4) That the employees of the licensee had knowledge of, acquiesced to and facilitated drug sales in the licensed premises.
- 5) That the licensee wishes to sell the business.

RECOMMENDATIONS

Based upon the recurring nature of the violations enumerated in these Findings, the TAC members recommend the following be required for a minimum of 2 years or until the business is sold:

- 1) That this report be referred to the Minneapolis Standing Committee on Public Safety and Regulatory Services Committee on Wednesday November 24, 2004 for action based on the below recommendations be approved if there is a signed agreement by the licensee or enforced if there is not.

