

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

License Number: L204-50017

Police File Number: 13724

Date of Application: July 21, 2015

Inspector: Michele Harvet, 612-673-5484

Applicant/Legal Entity: Eggy's LPM LLC

DBA/Trade Name: Eggy's

Complete Address: 120 14th Street West, Minneapolis, MN 55403

Responsible person within 75 miles of Minneapolis City Hall: To be determined

Public Hearing Required: Yes

License Conditions: None at this time.

Licenses Requested: On-Sale Liquor with Sunday Sales, Class D

Current License: None

Purpose of Application: To obtain a new On-Sale Liquor license

Neighborhood/Ward: Loring Park / 7

Zoning: B4N/DP/SH – This is a permitted use in the Downtown Neighborhood / Downtown Parking Overlay / Shoreland Overlay District

7 acre Requirement: Met

Off-Street Parking: The Office of the Zoning Administrator has determined that zero spaces are required to be provided on site.

Seating: Inside: 99 Seats Outside: 24

Fire Occupancy: Inside: 110 Maximum Capacity Outside: 24

Food Service Requirement: This establishment meets the minimum food service requirements set forth in MCO 360.65.

Alcohol Server Training: Training will be provided by the National Restaurant Association ServSafe Alcohol, Classroom and Online Training.

Hours of operation proposed: Inside: Sunday – Saturday: 6:30am to 4:00pm
Outside: Sunday – Saturday: 8:00am to 4:00pm

Metropolitan Council Service Availability Charges: A SAC determination letter dated March 30, 2015, states that this project has 12 units to be charged. This has been paid by the applicant under BIRE-3097407.

HISTORY OF LOCATION

This location previously held a commercial parking lot business license.

APPLICANT

The applicant is Eggy’s LPM LLC, an Illinois limited liability company formed on March 3, 2015, and authorized to transact business, in Minnesota, as a foreign company under Chapter 322B (File Number 815307400065), having the required restriction on the transfer of shares and has the following members:

| <u>Name</u> | <u>DOB</u> | <u>Title</u> | <u>Shares</u> |
|---|-------------------|---------------------|----------------------|
| Carlins Limited Partnership (Joel Carlins) | 12/31/35 | Member | 26% |
| David Carlins | 1/17/63 | Member | 6.76% |
| Lakeshore Enterprises III LP | | Member | 6.24% |
| Loewenberg 2007 GST (Robin Loewenberg Tebbe) | 1/26/59 | Member | 29.25% |
| James Loewenberg | 5/11/34 | Member | 9.75% |
| Elcano II LLC | | Member | 22% |

The applicants meet all minimum requirements including criminal background check.

MANAGER

The manager of Eggy’s is still being determined at this time.

POLICE REVIEW

Police Licensing and this Inspector have reviewed the expenses and source of funds reported in this application. The applicants have provided documentation showing adequate, legal and traceable funding for this venture and have passed the criminal background check. The First Precinct of the Minneapolis Police Department has discussed security issues with the applicant.

PREMISES

Eggy’s will be located on the first floor of the newly built Loring Park Apartments building. It will be approximately 2,639 square feet. The dining room will take up approximately 1,049 square feet of

the establishment. It will have seating for 99 patrons. The rest of the space is for the kitchen, cooler/freezer, an office, restrooms and storage. The space is compact and contiguous. There are no undefined areas.

There is an outdoor patio/café in front of the establishment, on private property, along 14th Street. It will have seating for 24 patrons.

BUSINESS PLAN/OPERATIONS

Eggy's will provide an alcohol service policy to every employee they have that serves alcohol. The policy will include detailed information on the serving and handling of alcohol. Each employee will need to review the policies and sign off that they understand the information and will follow policies and procedures.

Ongoing alcohol service training will take place through the National Restaurant Association ServSafe Alcohol, and daily education and training will take place through interaction between management and staff.

Every customer that appears under 30 years of age must present a legal photo identification card to prevent service to person under 21 years of age. The discipline for serving minors will be immediate termination and is disclosed in the employee alcohol service policy. To avoid over service, no employee will serve more than one drink to a guest at one time and they will not serve several drinks to a guest during a short interval.

Managers, supervisors, bartenders, hosts and servers will be responsible for the service and security of the premises. Staff will constantly monitor and walk the premises, both inside and outside as a part of general business.

Although noise is not anticipated to be a problem because of their business model, all noise complaints will be recorded by Eggy's staff and followed up with directly by management. They will monitor patrons outside the establishment as well to make sure they are not disturbing neighbors. Speakers, both interior and exterior have been positioned above patrons aiming sound directly down to mitigate sound migration. Exterior speakers will only be used between the hours of 8:00am and 4:00pm. The volume will be set at a respectful level conducive to background and low speaking/socializing.

Menu items include omelets, crepes, skilletts, pancakes, sandwiches, paninis, soups and salads ranging in price from \$2.50 to \$11.

From time to time Eggy's will invite local solo musicians and solo performance artists to perform within the restaurant. These performances will be limited to acoustic and spoken word.

Entertainment could be offered at any time during their normal operating hours and it would be suitable for all ages.

Litter will be removed at all hours they are open on a daily basis on and within 100 feet of the premises.

There will be no sports sponsorships (at this time) or charitable gambling.

PUBLIC HEARING SUMMARY

A public hearing is required for this license application. 297 notices were mailed to residents and property owners within 450 feet of the premises on August 14, 2015 and emailed to Council Member Goodman, the Citizens for a Loring Park Community and the Loring Business Association on August 14, 2015. Nine nearby multi-unit residential buildings were posted with the hearing notice, on August 14, 2015. The public hearing will be held on August 25, 2015 at the Community Development & Regulatory Services Committee meeting.

RECOMMENDATION

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

LICENSE CONDITIONS

None at this time.

DIAGRAM

See next page.

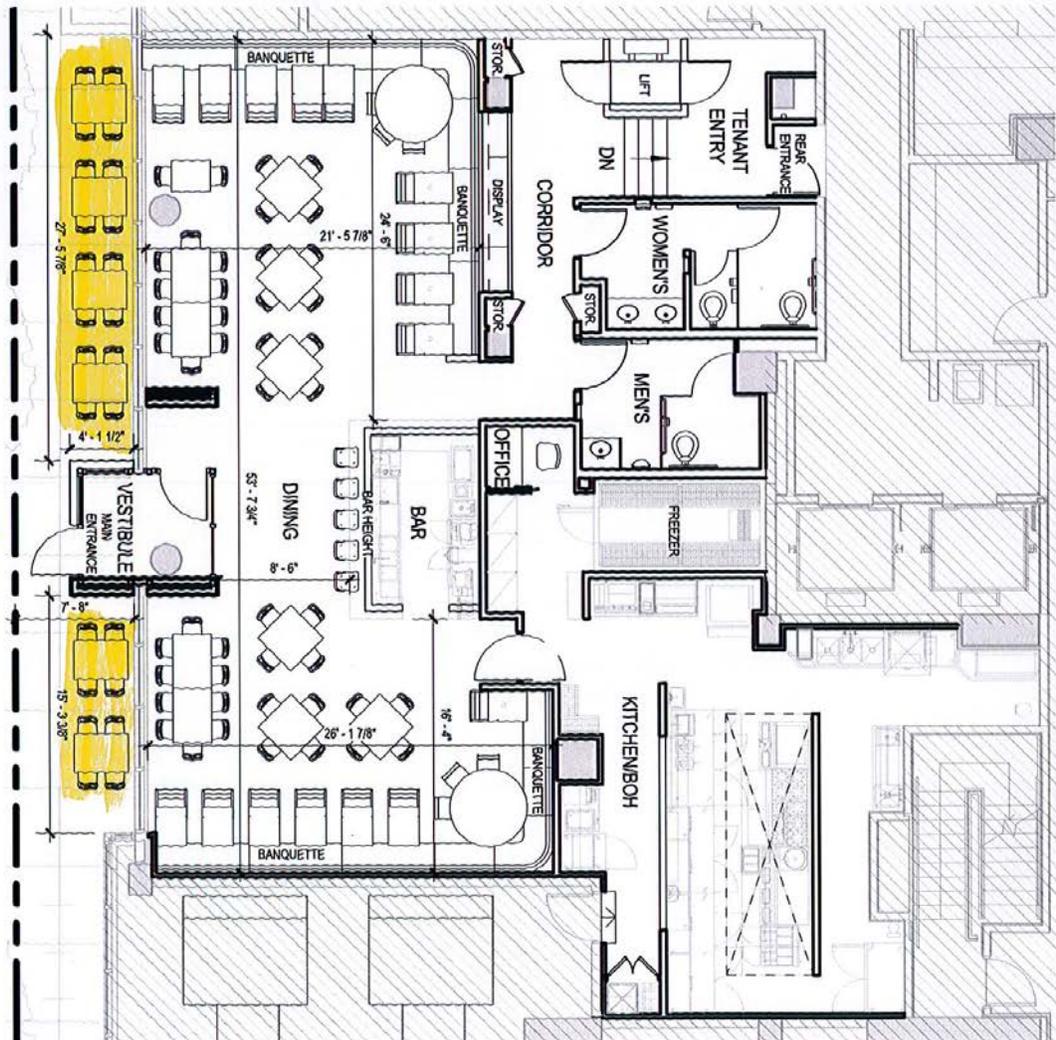
DBA: EGGY'S
 ADDRESS: LPM
 1369 SPRUCE PLACE, SUITE 104
 MINNEAPOLIS, MN 55403

BUILDING NAME: LPM
 CONTACT PERSON: PATRICK BORZENSKI
 TELEPHONE: 312-404-5043

INTERIOR:
 SQ. FOOTAGE: 2,639 SF
 DINING SQ. FOOTAGE: 1,049 SF
 SEATING CAPACITY: 99
 16 BOOTHS (24"x30") - SEATING FOR 32
 2 BOOTHS (60" ROUND) - SEATING FOR 16
 6 TABLES (36"x36") - ALL ACCESSIBLE 24 CHAIRS
 1 TABLE (24"x30") - SEATING FOR 2
 4 TABLES (30"x42") - SEATING FOR 20
 BAR AREA - 32 SF, SEATING FOR 5
 OCCUPANT LOAD: 99

EXTERIOR:
 SQ. FOOTAGE: 360 SF
 DINING SQ. FOOTAGE: 176 SF
 SEATING CAPACITY: 24
 6 TABLES (30"x42") - ALL ACCESSIBLE 24 CHAIRS
 OCCUPANT LOAD: 24

PREPARED BY: BKL ARCHITECTURE LLC



EGGY'S - LPM - 1369 SPRUCE PLACE, SUITE 104, MINNEAPOLIS, MN 55403

DATE ISSUED: 6/29/2015
 PROJECT NUMBER: 14017



BKL ARCHITECTURE LLC
 220 N. Central Plaza, Suite 100
 Chicago, IL 60601
 T: 312.469.8100
 F: 312.469.8101
 www.bklarch.com

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