

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

**LICENSE NUMBER:** L244-50040

**POLICE FILE NUMBER:** F13726

**DATE OF APPLICATION:** July 22, 2015

**INSPECTOR:** Mohamed Ismail

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

**DBA/TRADE NAME:** The Nicollet

**COMPLETE ADDRESS:** 1931 Nicollet Avenue, Minneapolis, MN 55403

**LICENSE REQUESTED:** On Sale Wine with Strong Beer, Class C-1

**CURRENT LICENSE:** On Sale Wine with Strong Beer, Class C-1

**PURPOSE OF APPLICATION:** New Owner

**RESPONSIBLE PERSON WITHIN 75 MILES OF MINNEAPOLIS CITY HALL:** Jeffrey Therkelsen

**PUBLIC HEARING REQUIREMENT:** Not required

**NEIGHBORHOOD/WARD:** Stevens Square/Loring Heights/ward 6

**ZONING:** C2/PO

**7 ACRE REQUIREMENT:** Met

**OFF-STREET PARKING:** Minneapolis Zoning Department does not require any off street parking spaces.

**SCHOOLS WITHIN 300 FEET OF THE PROPOSED PREMISES:** Loring Nicollet Alternative School, 1925 Nicollet Ave.

**SEATING:** 57 interior 20 exterior

Bar area (stage, dance floor, entertainment area)

**Food Service requirement:** Restaurant required.

Server Training: Alcohol Service Training Resources

Health risk level: 2

**HOURS OF OPERATION PROPOSED:** INSIDE: 7:00 a.m. to 11:00 p.m Sunday through Thursday and 8:00 a.m. to 12:a.m. on Friday and Saturday. OUTSIDE: 7:00 a.m. to 10:00 p.m. Monday through Friday; and 8:00 a.m. to 10:00 p.m. Saturday and Sunday.

**METROPOLITAN COUNCIL SERVICE AVAILABILITY CHARGES:** The Metropolitan Council has determined that two SAC unit is owed for this project. The SAC will be paid prior to the City Council Meeting.

**HISTORY OF LOCATION**

The 1999 session of the Minnesota Legislature enacted a special liquor law which enabled the Minneapolis City Council to issue an on-sale wine license to the Acadia Café located at 1931 Nicollet Avenue notwithstanding any law or local ordinance or charter provision. A wine with strong beer, Class A and a sidewalk café license were issued to Acadia in 2002. The current licensee (The Nicollet) operated this location since 2014.

**APPLICANT**

| <u>Name</u>        | <u>Title</u>       | <u>Shares</u> |
|--------------------|--------------------|---------------|
| Jeffrey Therkelsen | Co-owner/Executive | 60%           |
| Kirstin Wiegmann   | Co-owner           | 40%           |

Belua, LLC is a limited liability corporation under Minnesota State Statute 322B. They were organized on May 24, 2013.

Owner operator Jeffrey Therkelsen has extensive experience in the food service industry. He has worked in several craft beer and full bar restaurants and cafes, has managed coffee shops and restaurants, and has a food manager certificate. He is currently managing a café in Minneapolis.

**POLICE REVIEW**

Minneapolis Police Licenses and the 5<sup>th</sup> Precinct have reviewed the criminal, financial and security plans for this business. They have determined that it meets the minimum ordinance requirements.

**PREMISES**

The total premise area is 2120 square feet. There is seating for 57 as follows: 16 tables, four bars stool and a service counter bar. There is a small stage. There are 20 outdoor seats.

**BUSINESS/PLAN/OPERATIONS**

The Nicollet operates as a coffee shop deli serving breakfast and deli lunches consisting of sandwiches and soups. Their hours of operation are from 7:00 a.m. to 11:00 p.m. Sunday to Thursday and 7:00 a.m. to 12:00 a.m. Friday and Saturday. They will start service of alcohol at 10:00 a.m. each day and end at 12:00 a.m. Entertainment will consist of a few musicians on the weekends but if business allows they may add entertainment during the week. The Nicollet

currently has live music a few nights per week. They plan to keep business as usual. The Nicollet has a written alcohol service plan that all staff will be required to follow.

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 under 30 years of age to be carded. The Nicollet will conduct in-house alcohol compliance training and they have submitted a detailed alcohol compliance training manual. All servers and bartenders will be responsible for carding guests and they will be thoroughly trained to card anyone that appears to be under 30 years of age.

The Nicollet's security plan indicates staff will regularly inform exiting guests to have a safe evening and to respect the surrounding neighborhood. Management and staff will work with Minneapolis police to escort potentially problematic guests away from the area.

The Nicollet's noise mitigation plan includes training their employees to address loud or unruly behavior from patrons, removal procedures for unruly or disruptive patrons, and the importance of minimizing noise as patrons depart the premises with an emphasis on closing.

The license holder is requesting a Class C-1 Entertainment license which allows amplified or non-amplified music by five (5) or fewer musicians.

The applicant will not offer mechanical amusement devices or charitable gambling on the premises. They have no immediate intent to sponsor competitive sports teams.

### **SIDEWALK CAFÉ AREA**

The sidewalk café area will be located on the city right of way facing Nicollet Ave. There will be five tables and 20 chairs on the city right of way. Hours for the Sidewalk Cafe will be 7:00 a.m. to 10:00 p.m. Monday through Friday and 8:00 a.m. to 10:00 p.m. Saturday and Sunday. There are no speakers or amplified music outdoors.

### **RECOMMENDATIONS**

The Business License Department recommends approval of an On Sale Wine with Strong Beer, Class C-1.