



**Fire Occupancy:** Interior: 125 Maximum Capacity of Exterior: 24

**Hours of Operation Proposed:** Interior: Monday-Friday: 7:00 a.m. to 2:00 a.m.,  
Saturday: 7:30 a.m. to 2:00 a.m.,  
Sunday: 8:00 a.m. to 2:00 a.m

Exterior hours: Same as interior

**Food Service Requirement:** Met  
Health Risk: 1

**Alcohol Server Training:** Alcohol training will be provided by Tony Marquardt of Serving Alcohol, Inc. The course given to staff members will be an on-line course taking up to four hours to complete. Alcohol compliance training will be offered to all pertinent employees on at least a yearly basis. The business will card all patrons who appear to be under the age of 30. The business will have an appropriate rewards incentive program for proper enforcement and adherence. If an employee fails a compliance check, it will result in a stern written warning for the first offense. A second failure will result in discipline up to, and including termination. They will conduct self-audits at regular intervals via direct observation as well as "Secret Shoppers" with reports being passed on to the owners.

**Metropolitan Council Service Availability Charges:** 11 SAC Units

**Applicant**

The applicant is Dog & Butterfly, LLC, a Minnesota company formed on January 25, 2016, under Chapter 322C (File Number 869034100020), having the required restriction on the transfer of shares and has the following members:

<b><u>Name</u></b>	<b><u>Title</u></b>	<b><u>Shares</u></b>
Andrew Cohen	President	50%
Mary Cohen	Vice-President	50%

**Manager**

Andrew Cohen will be the manager of The Bad Waitress. Mr. Cohen and his wife, Mary currently own The Bad Waitress located at 2 26<sup>th</sup> Street East. That location has an On-Sale Liquor, Class "C-1" with a Sidewalk Café license. They have operated that restaurant since January of 2014. It is still in operation. Mr. Cohen worked at Regis Corporation from 1991-2012, and was President of Regis Salon Division, Minneapolis, from 2008-2012.

**Premises**

The premises will have 3,512 square feet and located in a newly renovated multi-story building. The building will also house apartments on upper floors. They will be located on the first floor of the building. The interior will have seating for 96 patrons. The approved sidewalk café will be located on the south side of the premises. It will seat 24 people at six tables. It is compact and contiguous with the business.

### **Business/Plan/Operations**

The Bad Waitress will be a full-service restaurant serving high-quality organic and locally sourced breakfast and sandwich items, among other entrees, as well as gourmet coffee. Their desire is to serve liquor, wine, and beer as a compliment to their patrons dining experience. They will provide alcohol server training to all staff upon hire and annually thereafter.

Their business plan indicates that they will cater to a wide range of customers, from students, artists, musicians, business people, and other professionals to families with children. They will not be a late night bar scene. Security will be handled by employees and management with routine rounds being made. They will be aware of signs of disturbances starting. They will have two employees engage unruly patrons who refuse to end disruptive behavior. If patrons are non-compliant, they will immediately call the police to have unruly patrons removed. Their noise management plan will be to keep noise levels low in an effort to be good neighbors with the surrounding residents. They will have video surveillance inside the premises. They will provide all recordings upon the request of The Minneapolis Police Department or Business Licensing.

The Bad Waitress noise management plan states that they will have speakers inside the premises and will direct them in such a way that they will not emit sound directly outside the establishment. They will not have speakers on their sidewalk café. They indicate that music will never be played at levels which could be considered disruptive to anyone outside of the establishment, as the primary activity is dining and patrons enjoy having conversations while they are in the restaurant. For nights they have live entertainment, The Bad Waitress will not have a built-in sound system for live music and volume levels that disrupt the dining experience or residents above the business, or passersby. The sidewalk café will operate at a Class "E" level of entertainment. No live entertainment is permitted.

### **Public Hearing Results**

A public hearing for this application will be held on November 15, 2016, in City Council chambers, room 317. On November --, 2016, --- notices were mailed to residents and property owners within 600 feet of the business. Notices were also sent to Council Member Jacob Frey, Marcy-Holmes Neighborhood Group, and the Northeast Minneapolis River District.

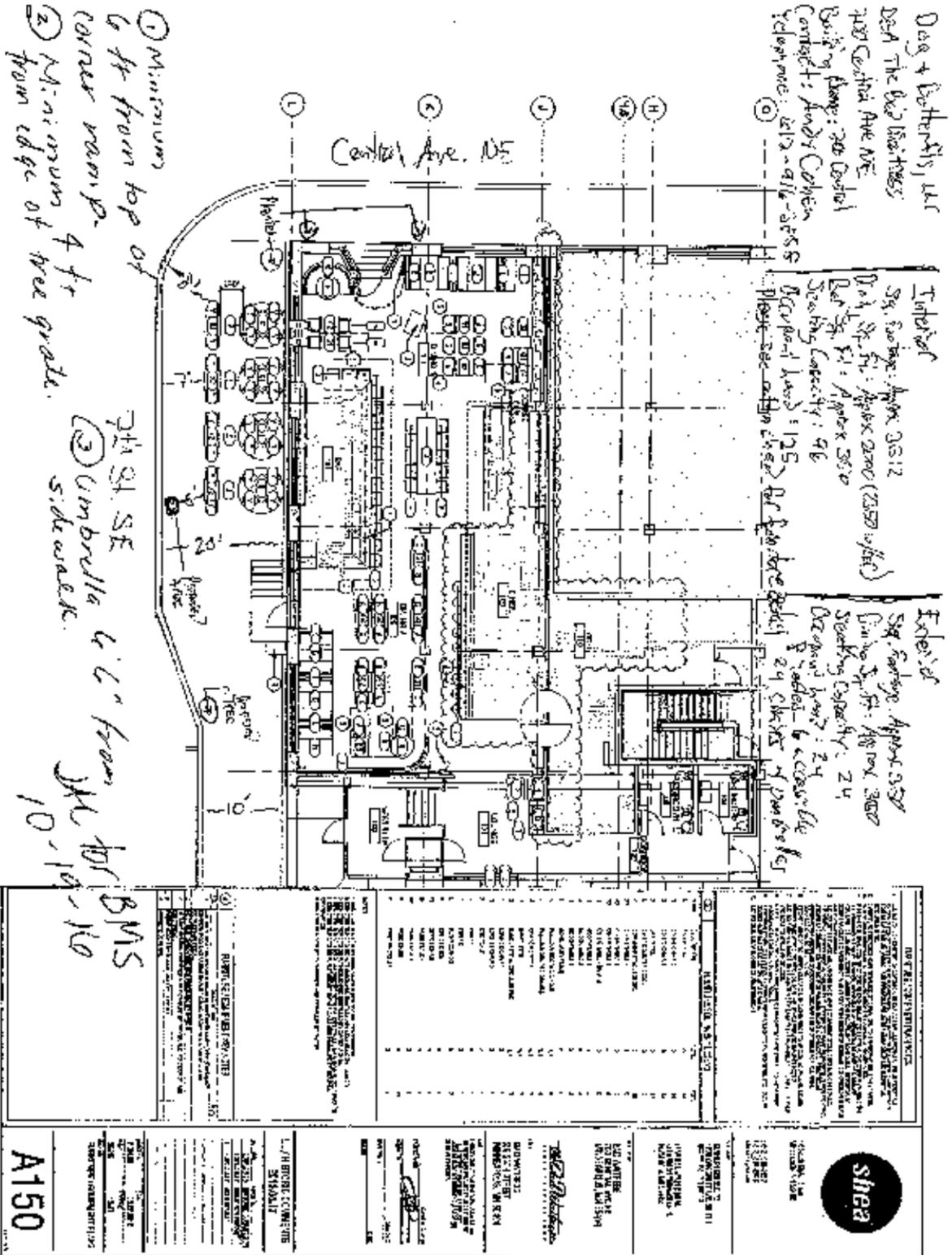
### **Police review**

Minneapolis Police Licenses and this Inspector have reviewed the application, financial statements, criminal histories and security plans. It has been determined that the applicant meets the minimum ordinance requirements. The 2nd Police Precinct of the Minneapolis Police Department has discussed security issues with the applicant and has approved their security plan.

### **RECOMMENDATION**

The Business License Division recommends approval of an On-Sale Liquor with Sunday Sales, Class C-1 and Sidewalk Cafe License for Dog & Butterfly, LLC.

Diagrams of approved sidewalk café plan



BMS  
No

A150



**PROJECT:** 1000 10th St NE, NW  
**DATE:** 10/15/10  
**SCALE:** 1/8" = 1'-0"  
**DESIGNED BY:** [Signature]  
**CHECKED BY:** [Signature]  
**DATE:** 10/15/10  
**SCALE:** 1/8" = 1'-0"  
**DESIGNED BY:** [Signature]  
**CHECKED BY:** [Signature]

