

PURCHASING AND LICENSING COMMITTEE

09-0010R

RESOLUTION IN THE MATTER OF THE ON SALE INTOXICATING
LIQUOR LICENSE OF CURLY'S BAR, INC. (CURLY'S BAR), 2013
WEST SUPERIOR STREET.

CITY PROPOSAL:

BE IT RESOLVED, that the city council of the city of Duluth makes the following findings of fact:

(a) On November 5, 2008, the alcohol, gambling and tobacco commission held a public hearing to consider whether disciplinary action should be taken against the intoxicating liquor license of Curly's Bar, Inc. d/b/a Curly's Bar, 2013 West Superior Street, and has submitted its report to the city council of the city of Duluth as Public Document No. _____;

(b) Pursuant to Duluth City Code Chapter 8, Section 9, clause (a), on January 12, 2009, the city council considered the records and evidence submitted;

(c) The finding of facts as set forth in Public Document No. _____ regarding any suspension, revocation and/or civil penalty relating to the on sale intoxicating liquor license of Curly's Bar, Inc. d/b/a Curly's Bar, 2013 West Superior Street, are adopted.

BE IT FURTHER RESOLVED, that the decision of the city council regarding any suspension, revocation and/or civil penalty is as follows: that they city council impose a \$500 civil penalty and that payment of \$250 of the penalty be stayed for a period of one year and be abated if no same or similar violations occur during

that one year period, and that payment of \$250 of the penalty be payable within 60 days of final council action.

Approved as to form:

Attorney

AGTC/CLK JJC/MAO:mao 12/18/2008

Alcohol, gambling and tobacco commission discussion: the alcohol, gambling and tobacco commission (AGTC) held a hearing on November 5, 2008, regarding the on sale intoxicating liquor license of Curly's Bar, Inc. (Curly's Bar), 2013 West Superior Street. The police department conducted alcohol compliance checks on June 30, 2008, at several on and off sale intoxicating liquor license establishments. 17 establishments were written tickets for selling alcohol to an underage individual. This was the first offense for Curly's and the AGTC fined the licensee \$500 payable in 60 days, but stayed \$250 of the fine if no same or similar violations occur during a one year period which is in accordance with the guidelines set forth in Section 8-9 of the City Code.