

PURCHASING AND LICENSING COMMITTEE

11-0385R

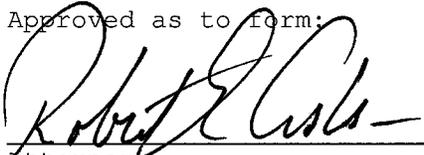
RESOLUTION APPROVING THE PERMANENT EXPANSION OF THE ON SALE INTOXICATING LIQUOR LICENSE OF THE WICK, (PICKWICK RESTAURANT), 508 EAST SUPERIOR STREET.

CITY PROPOSAL:

BE IT RESOLVED, that the city council of the city of Duluth hereby approves the permanent expansion of the designated serving area of the following on sale intoxicating liquor license for the period ending August 31, 2011, subject to departmental approvals, with any specific restrictions:

The Wick, (Pickwick Restaurant), 508 East Superior Street.

Approved as to form:



Attorney

CLERK JJC:mao 7/6/2011

Alcohol, Gambling, and Tobacco Commission discussion: 7/6/11

Dan Holm was present on behalf of the application. Mr. Holm explained that they would like the flexibility to set up a bar and tables and chairs outside in their parking lots for special events during the year. He continued saying that they are applying for a permanent expansion of their liquor license for the parking lots on each side of the building. Mr. Holm explained that by getting this expansion, they don't have to worry about meeting the liquor board and city council deadlines, and hope to work with Fitgers and the neighborhood to have events in their parking lot. To questioning from the commission, Mr. Holm replied that they would rope off the parking lots so no cars would be able to enter, and the East parking lot is contained on three sides by buildings, and they would ensure that the west parking lot would also be contained. To further questioning, Officer Vang replied that because the application was filed late, he hasn't had time to review this application, but has concerns about security during events. To questioning from the commission, Mr. Holm explained that there is a door out into the east parking lot from the restaurant, but the only way to the west parking lot would be through the front door onto public sidewalk and then to the parking lot. The commission stated that having to use the front door to the west parking lot wouldn't make the area compact and contiguous and stated the police department would have an issue with that. Mr. Holm stated he understood that concern and withdrew the west parking lot from the application. To further questioning, Mr. Holm replied that the east parking lot door is a fire exit door, and the commission stated there may be an issue with that door and the fire department's approval. Attorney Lutterman stated that if the parking lot is closed off, there potentially could be an issue of not enough off street parking for the restaurant as required by the zoning code. To the commission's inquiry, the clerk replied that the Elk's Club has the same situation where they have part of their parking lot as licensed premises for special events. The commission discussed tabling the application for a month to allow the departments time to review the application. The clerk reviewed that every resolution to the council states that issuance is subject to departmental approvals, so if the commission voted to approve the application and send to council, before the license was issued approvals from the police, fire, health and planning departments would need to be received. There being no further discussion, Mr. Birchland moved THAT THE APPLICATION OF THE WICK, (PICKWICK RESTAURANT), 508 E SUPERIOR ST, FOR PERMANENT EXPANSION OF THE ON SALE INTOXICATING LIQUOR LICENSE FOR THE PERIOD ENDING AUGUST 31, 2011, BE APPROVED, AND THE SAME BE RECOMMENDED TO THE CITY COUNCIL FOR APPROVAL. Mr. Stauber seconded the motion, and it was unanimously approved.