



City Administration

DATE: July 2, 2019

FROM: Jason Tomanek, Assistant City Administrator

ITEM: New Class I1 Restaurant Full Liquor License for Country House Deli

REQUEST:

Consider the Introduction of and Call for a Public Hearing on a New Class I1 Restaurant Full Liquor License for Country House Deli.

Please place this item on the July 9, 2019 City Commission meeting agenda.

BACKGROUND INFORMATION:

Country House Deli is requesting the Class I1 Restaurant Full Liquor License at 1045 East Interstate Avenue. Liquor licenses are renewed annually and expire each year on July 31. The City of Bismarck Administration Department and the Police Department work collectively to administer the annual alcohol license renewals.

Class I - To any restaurant applicant for a food and beverage license to sell at retail, subject to the following: Alcoholic beverages.

1. Gross sales of alcoholic beverages may not be greater than 30% of total gross sales. All Class I license holders shall file with the application for license renewal a sworn statement executed by the licensee and a certified public accountant retained by the licensee certifying that gross food sales and gross liquor sales for the previous calendar year meet the requirements of this section. The board of city commissioners may, in its discretion, require the licensee to provide such additional proof of the licensee's compliance with this section as the commission deems necessary. All sales of alcoholic beverages by Class I licensees must be separately receipted to the customer by cash register receipt and clearly identified as sales of liquor, beer or wine on all receipts.

2. The license is for on-sale only, and no off-sale is permitted.
3. The restaurant serves, at a tabletop, food that is prepared in a kitchen with at least an indoor grill.
4. Once a license has been established at a particular location, the license may not be transferred to another location.
5. The licensee may not permit public dances or dancing of any kind. Minors are allowed on the licensed premises only as permitted by NDCC Section 5-02-06.
6. Alcoholic beverages may be sold or served only during such times that full menu service is available.
7. For a Class I-1 that has a minimum seating capacity of 100 seats, gross sales of alcoholic beverages may not be greater than 40 percent of total gross sales of food and alcoholic beverages.

RECOMMENDED CITY COMMISSION ACTION:

July 9th meeting of the Board of City Commission - Introduction of a Class I1 Restaurant Full Liquor License for Country House Deli at 1045 East Interstate Avenue and call for a public hearing on this item for the July 23rd meeting of the Board of City Commission.

STAFF CONTACT INFORMATION:

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