CITY OF PEORIA, ARIZONA
COUNCIL COMMUNICATION

CC: 18R

Amend No. _____

Date Prepared: February 12, 2008 **Council Meeting Date: February 19, 2008**

TO: Terry Ellis, City Manager

FROM: Susan K. Thorpe, Deputy City Manager SKT

THROUGH: Mary Jo Kief, City Clerk

PREPARED BY: Vicki Rios, Revenue Manager VR

SUBJECT: Proposed Recommendations by the City to the Arizona State Liquor Board

RECOMMENDATION: That following a public hearing, the Mayor and Council recommend approval to the State Liquor Board for:

1. A new Restaurant Liquor License (Series 12) for Bravi Italian Kitchen, located at 9240 W. Northern Avenue, Brett D. Jarman, Applicant, LL#10011124.
2. A new Restaurant Liquor License (Series 12) for Lakeside Bar & Grill, located at 9980 W. Happy Valley Road Suite 1101, Tommasina Mamola, Applicant, LL#10011122.
3. A new Restaurant Liquor License (Series 12) for Pholicious, Vietnamese Restaurant, located at 7582 W. Cactus Road Suite B5, Liem P. Tran, Applicant, LL#10010791.

SUMMARY:

Pursuant to Arizona Law the City must recommend to the State Liquor Board for approval applications to sell alcoholic beverages in the City. The Standard for the recommendation is whether the best interest of the community will be served by the issuance of this license and whether the public convenience is served. In the event that the City Council recommends an application for denial, a 2/3 vote of the State Liquor Board will be required to approve the application and issue a license.

In making its recommendation, the Council may consider the following factors set forth in the Arizona Administrative Code:

CITY CLERK USE ONLY:

☐ Consent Agenda
☐ Carry Over to Date:_____
☐ Approved
☐ Unfinished Business (Date heard previous:_____)
☐ New Business
☐ Public Hearing: No Action Taken

ORD. #_____ RES. #
LCON#_____ LIC. # 10011124; 10011122; 10010791
Action Date:

REV. 07/05

1. Petitions and testimony from persons in favor of or opposed to the issuance of a license who reside in, own or lease property in close proximity.

2. The number and series of licenses in close proximity.

3. Evidence that all necessary licenses and permits have been obtained from the state and all other governing bodies.
4. The residential and commercial population of the community and its likelihood of increasing, decreasing or remaining static.

5. Residential and commercial population density in close proximity.

6. Evidence concerning the nature of the proposed business, its potential market, and its likely customers.

7. Effect on vehicular traffic in close proximity.

8. The compatibility of the proposed business with other activity in close proximity.

9. The effect or impact of the proposed premises on businesses or the residential neighborhood whose activities might be affected by granting the license.

10. The history for the past five years of liquor violations and reported criminal activity at the proposed premises provided that the applicant has received a detailed report(s) of such activity at least 20 days before the hearing by the Board.

11. Comparison of the hours of operation of the proposed premises to the existing businesses in close proximity.

12. Proximity to licensed childcare facilities as defined by A.R.S. § 36-881.

Licenses are issued by designated series. The licenses before the Council on this item consist of the following:

Series 12—permits the sale of alcohol in restaurants for consumption on premises with a requirement that at least 40% of all sales consist of food.

All required public hearing notices were posted at each proposed license location and the applications were reviewed according to the City's Liquor License Policy. All Comments, if any were received in the Revenue and Collections Division and transmitted with the applications. No comments have been received from the public on any of the applications. Each applicant has been notified of the date and time of the City Council meeting and the City's request that they be present and available to answer any questions that may arise.

Therefore, the staff is recommending the following actions pertaining to each license:

1. A new Restaurant Liquor License (Series 12) for Bravi Italian Kitchen, located at 9240 W. Northern Avenue, Brett D. Jarman, Applicant, LL#10011124. Recommend Approval.
2. A new Restaurant Liquor License (Series 12) for Lakeside Bar & Grill, located at 9980 W. Happy Valley Road Suite 1101, Tommasina Mamola, Applicant, LL#10011122. Recommend Approval.
3. A new Restaurant Liquor License (Series 12) for Pholicious, Vietnamese Restaurant, located at 7582 W. Cactus Road Suite B5, Liem P. Tran, Applicant, LL#10010791. Recommend Approval.

ATTACHMENT:

1. Applications for Liquor Licenses

LIQUOR LICENSE
APPLICATIONS

ARE ON FILE IN THE
OFFICE OF THE CITY CLERK