



Roll Call Number

Agenda Item Number

Date June 11, 2018

5

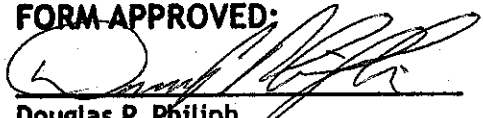
Be it resolved by the City Council of the City of Des Moines, Iowa.

That the following application is hereby submitted for consideration to the Iowa Alcoholic Beverags Divison of the Iowa Department of Commerce:

Triple Double, 910 Hull Avenue, renewal Class C Liquor License. **Police and Zoning Departments recommend denial.**

Moved by _____ to adopt.

FORM APPROVED:



Douglas P. Philip
Assistant City Attorney

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
BOESEN				
COLEMAN				
GATTO				
GRAY				
MANDELBAUM				
WESTERGAARD				
TOTAL				

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED APPROVED

Mayor

City Clerk



June 4, 2018

Celand Enterprises LLC
 d/b/a Triple Double, Donald Celand
 5650 SE 68th Place
 Carlisle, IA 50047

Celand Enterprises, LLC
 Theodore Sporer, Registered Agent
 108 3rd Street, Suite 322
 Des Moines, IA 50309

Emailed to: trippledoubledsm@gmail.com

Re: 910 Hull Avenue
 Triple Double

Dear Mr. Sir,

The application by for renewal of the Class C Liquor License for the Celand Enterprises LLC d/b/a Triple Double is scheduled to come before the City Council for consideration on June 11, 2108.

On March 2, 2017 you signed an agreement that your business would operate as a restaurant. We have reason to believe that the business operation is not a restaurant in nature. On March 20, 2018 a request was made for financial information pursuant to Section 134-954 of the Municipal Code of the City of Des Moines to confirm that the business is restaurant in nature.

On May 4, 2108 your account provided an excel spread sheet that indicated sales of food related items to be 51.29% and sales of alcoholic beverages as 48.71%.

On May 14, 2018 we requested additional information be provided to us to determine the validity of the financial information. What was provided was inconclusive and did not add any valuable information regarding how the percentage of sales was determined.

Since the we cannot verify percentage of sales the City staff is obligated to recommend that the application be denied.

Sincerely,



SU Ann Donovan
Neighborhood Inspection Zoning Administrator
Deputy Zoning Enforcement Officer
602 Robert D. Ray Drive
Des Moines, IA 50309
smdonovan@dmgov.org