

CITY COUNCIL REPORT



Meeting Date: August 29, 2017
General Plan Element: **Land Use**
General Plan Goal: **Support a diversity of businesses.**

ACTION

Series 4 (Wholesaler) Liquor License Request for 63-LL-2017 Pacific Edge Wine & Spirits of Arizona.
To consider forwarding a recommendation of approval to the Arizona Department of Liquor Licenses and Control for a Series 4 (Wholesaler) State liquor license for a new location and new owner.

OWNER

Pacific Edge Wine & Spirits of Arizona, Inc.

APPLICANT CONTACT

James Beatty

LOCATION

8350 E. Evans Rd., Suite E-2

BACKGROUND

This request is for a Series 4 (Wholesaler) liquor license for a new location and new owner.

APPLICANT'S PROPOSAL

The applicant is seeking a favorable recommendation on a Series 4 (wholesaler) liquor license. This non-transferable liquor license allows a wholesaler to warehouse and distribute for sale, all types of spirituous liquor to licensed retailers within the permissions of the retail license. A wholesaler may not have a financial interest in a retail spirituous liquor business.

IMPACT ANALYSIS

Reliability and Location

A.R.S. Section 4-203.A and R19-1-702 Granting a License for a New Owner and Location

The capability, qualifications and reliability of the applicant has been shown, and the public convenience and best interest of the community will be substantially served by the issuance.

Zoning

This site is zoned Industrial Park, Commercial (I-1 (C)). The Industrial Park district allows wholesales as a permitted use. The applicant has been notified of the City's expectation that the business will operate as a wholesaler as defined by City Code. The surrounding area is reasonably compatible with this use.

Parking and Traffic

The surrounding street network provides sufficient access. Parking is in compliance with the zoning ordinance.

Public Safety

Police Department: Recommendation No Opposition.

Major life safety issues: None noted.

Public Notice and Proximity

A.R.S. Section 4-201.B. Petitions from Persons in Close Proximity

A.R.S. Section 4-207. Restrictions on Licensing premises near school or church buildings (within 300 ft.) applies to all but Series 5,11,12, Special Events, or Golf Courses.

The applicant has maintained the required posting notice for the State mandated 20-day period. No petitions or protests were received during the 20 (twenty) day posting period.

There are no school buildings or church buildings within 300 feet. Other surrounding uses are compatible.

COUNCIL OPTIONS & STAFF RECOMMENDATION

Council Options

The City Council has the option of recommending approval, disapproval or no recommendation to the Arizona Department of Liquor Licenses and Control. A recommendation of no recommendation will result in approval by the State.

Staff Recommendation

The City of Scottsdale staff has conducted a review and advises that the license request meets the criteria imposed for determining that the community's best interest is substantially served by the issuance of the liquor license and advises that the license request meets the criteria imposed for determining the capability, qualifications and reliability of the applicant.

Next Steps

The City Council's recommendation of approval, disapproval or no recommendation will be forwarded to the Department of Liquor Licenses and Control for their consideration. If the application is approved by the Department of Liquor Licenses and Control, the applicant should receive their license from the State within 105 days of original application.

RESPONSIBLE DEPARTMENT(S)

Lorraine Castro, Planning Specialist, lcastro@ScottsdaleAZ.gov
Planning and Development Services

Thomas Myers, Lieutenant, tmyers@scottsdaleaz.gov
Police Special Investigations

APPROVED BY



Tim Curtis, AICP, Current Planning Director
480-312-4210, tcurtis@scottsdaleaz.gov

8/10/2017
Date

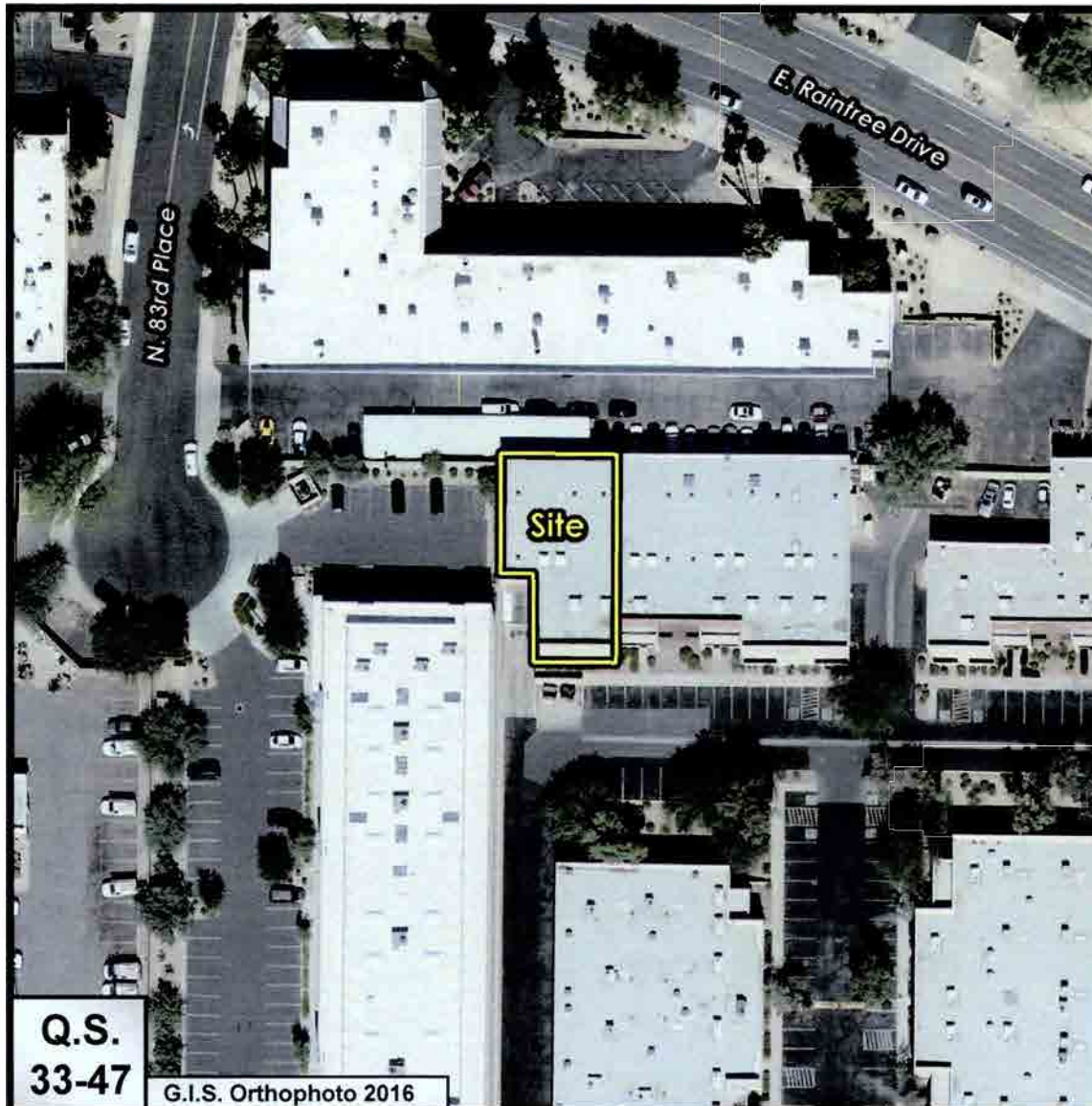


Randy Grant, Director
Planning and Development Services
480-312-2664, rgrant@scottsdaleaz.gov

8/11/17
Date

ATTACHMENTS

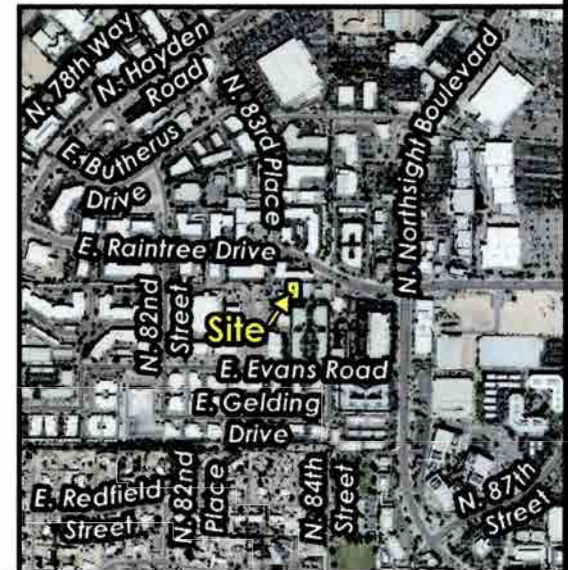
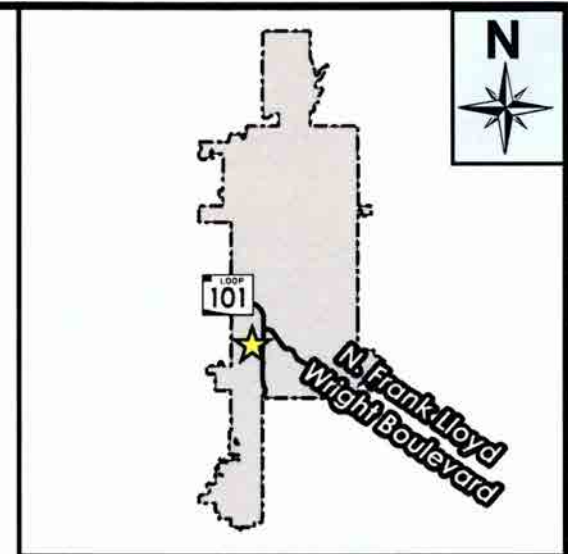
1. Map
2. City of Scottsdale Applicant Questionnaire
3. State Application (Front Page)
4. Floor Plan



Q.S.
33-47

G.I.S. Orthophoto 2016

63-LL-2017



Pacific Edge Wine & Spirits of Arizona



Liquor License Questionnaire

Packaged Retail, Wholesale, Manufacturing (Series 1, 2, 3, 4, 9, 10)

Please complete all questions and return within 3 business days.

Name of Business: Pacific Edge Wine & Spirits of Arizona, Inc.

Business Address: 8350 E. Evans Rd, Suite E-2, Scottsdale, AZ 85260

Type of Business (packaged retail, wholesale, manufacturing): WHOLESALE

Total Gross Square Footage of Establishment: 5118 s.f.

Was liquor sold at this location prior to this application? ☐ Yes ☒ No

If yes, what type of license? _____

Is this business currently open? ☐ Yes ☒ No

If yes, is this business operating with an Interim license? ☐ Yes ☐ No

If no, what is the proposed opening date? _____

Is this business under construction? ☐ Yes ☒ No

Is this business being remodeled? ☐ Yes ☒ No

Does this business have a drive thru window? ☐ Yes ☒ No

Applicant Narrative:

ARS 4-201-G: In all proceedings before the governing body of a city or town, the Board of Supervisors of a County or the Board, the applicant bears the burden of showing that the public convenience requires and that the best interest of the community will be substantially served by the issuance of this license.

1. I have the capability, qualifications and reliability to hold a liquor license because:

I have been in business over 30 years. I currently hold a liquor license in CA and NV.

2. The public convenience requires and the best interest of the community will be substantially served by the issuance of the liquor license because:

We are experienced wholesalers and do not sell to consumers

3. Please describe your business:

Wholesale beverage alcohol products

Planning and Development Services

7447 E. Indian School Road, Suite 105, Scottsdale, AZ 85251 ♦ Phone: 480-312-7000 ♦ Fax: 480-312-7088



Liquor License Questionnaire

Packaged Retail, Wholesale, Manufacturing (Series 1, 2, 3, 4, 9, 10)

Please complete all questions and return within 3 business days.

The City's forwarding of a recommendation to the AZ Department of Liquor Licenses and Control does not waive and is not a substitute for the Licensee's obligation to comply with all state, local and federal laws, policies and regulations applicable to the license. The Recommendation is not a permit or regulatory approval to hold any events or construct or demolish any improvements. Zoning processes, building permit processes, and similar regulatory requirements may apply to Licensee's contemplated improvements and are completely separate from the Recommendation. Licensee shall be responsible to, separate and apart from this Recommendation, directly obtain all necessary permits and approvals from any and all governmental or other entities including the City's having standing or jurisdiction over the subject areas. For more information regarding zoning processes, building permit processes, and similar regulatory requirements and approvals please call 480-312-2611.

Print Name:

JOEL K. BETH

Signature:

[Handwritten Signature]

Date:

7/23/17

Planning and Development Services

7447 E. Indian School Road, Suite 105, Scottsdale, AZ 85251 ♦ Phone: 480-312-7000 ♦ Fax: 480-312-7088



Arizona Department of Liquor Licenses and Control
800 W Washington 5th Floor
Phoenix, AZ 85007-2934
www.azliquor.gov
(602) 542-5141

DLIC USE ONLY

| | |
|----------------|-----------|
| License # | 040771116 |
| Date Accepted: | 7-21-17 |
| CSR: | SG |

Application for Liquor License
Type or Print with Black Ink

APPLICATION FEE AND INTERIM PERMIT FEES (IF APPLICABLE) ARE NOT REFUNDABLE
A service fee of \$25 will be charged for all dishonored checks (A.R.S. § 44-6852)

SECTION 1 Type of License

- ☐ Interim Permit
☒ New License
☐ Person Transfer
☐ Location Transfer (series 6, 7 and 9)
☐ Probate/ Will Assignment/ Divorce Decree (No Fees)
☐ Seasonal

SECTION 2 Type of Ownership

- ☐ J.T.W.R.O.S.
☐ Individual
☐ Partnership
☒ Corporation
☐ Limited Liability Co
☐ Club
☐ Government
☐ Trust
☐ Tribe
☐ Other (Explain) _____

SECTION 3 Type of license

- ☐ Add Sampling Privilege for Series 9 and 10 only (Complete Sampling Privilege application)
A.R.S. § 4-206.01 (G), (H), (I) & (L)
☐ Add Growler privileges (restaurant, series 12, license only. 300-foot restriction applies)
A.R.S. § 4-207 (A) & (B)

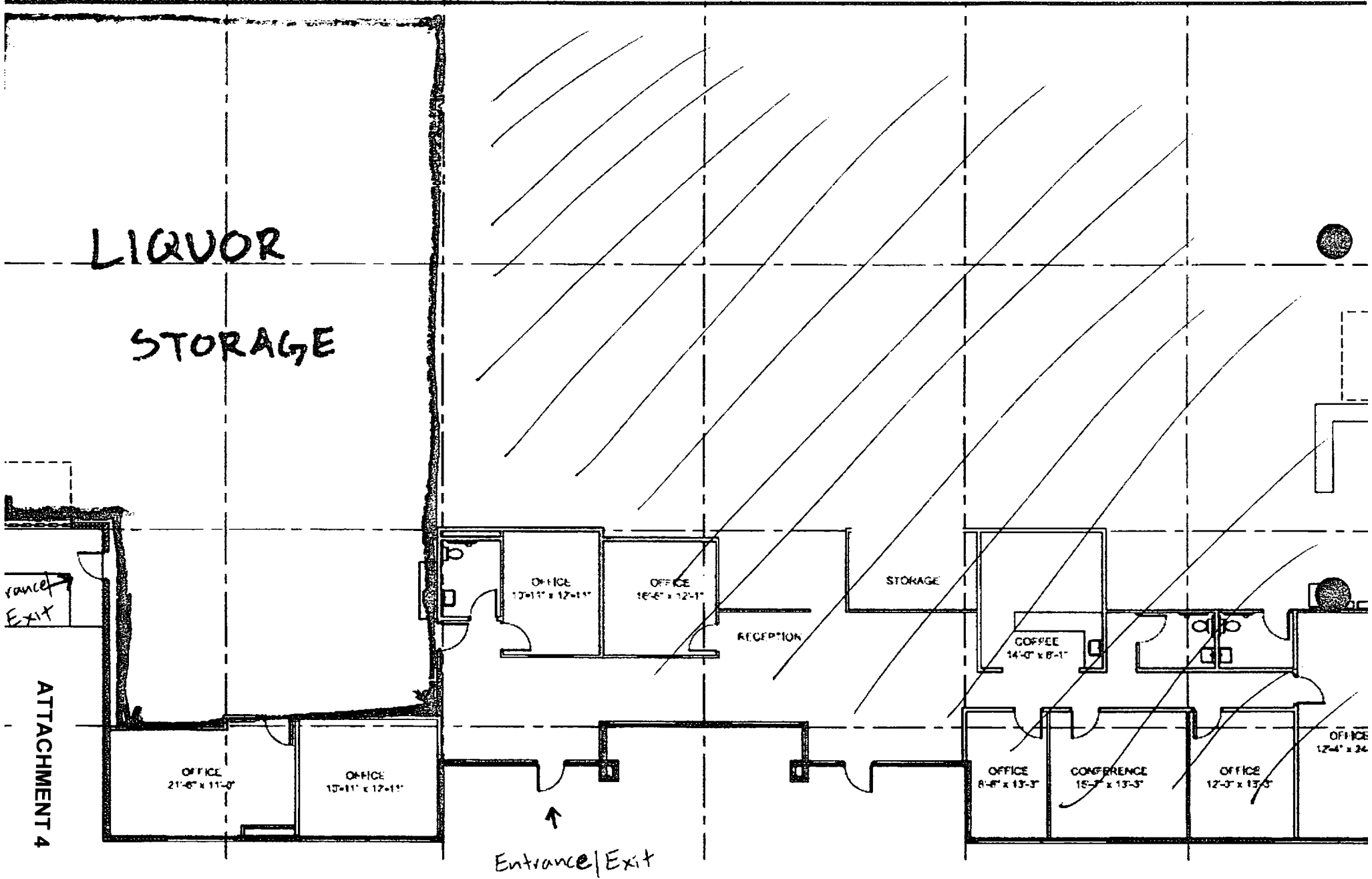
1. Type of License (restaurant, bar etc.): Series 4 - Wholesaler 2. LICENSE # (if issued): 040771116

SECTION 4 Applicants

1. Agent's Name: BEATTY JAMES DAVID P1074673
Last First Middle
2. Applicant/Licensee Name: PACIFIC EDGE WINE & SPIRITS OF ARIZONA INC B1052919
(Ownership name for type of ownership checked on section 1)
3. Business Name (Doing Business As-DBA): PACIFIC EDGE WINE & SPIRITS OF ARIZONA B1059238
4. Business Location Address: 8350 E. EVANS RD., SUITE E-2, SCOTTSDALE AZ 85260 MARICOPA
(Do not use PO Box) Street City State Zip Code County
5. Mailing Address: 5155 CLARETON DR., SUITE 100 AGOURA HILLS CA 91301
(All correspondence will be mailed to this address) Street City State Zip Code
6. Business Phone: 818-879-0946 Daytime Contact Phone: 818-879-0946
7. Email Address: ADMIN@PACIFICEDGESALES.COM
8. Is the Business located within the incorporated limits of the above city or town? ☒ Yes ☐ No
If you checked no, in what City, Town, County or Tribal/Indian Community is this business located? _____

| | | | | | |
|---|---------------------|-----------------|---------------|---|-----------------------------|
| Fees: <u>100.00</u> | Department Use Only | | | <u>44.00</u> | <u>\$ 144.00</u> |
| Application | Interim Permit | Site Inspection | Finger Prints | Total of All Fees | |
| Is Arizona Statement of Citizenship & Alien Status for State Benefits complete? | | | | <input checked="" type="checkbox"/> Yes | <input type="checkbox"/> No |

3350 E. EVANS RD. Building E
Suite E-2
Scottsdale, AZ 85260



5,118 SQ. FT.