

# **City of Scottsbluff, Nebraska**

**Monday, July 20, 2015**

**Regular Meeting**

## **Item Public Inp1**

**Council to consider a recommendation to the Nebraska Liquor License Commission regarding the addition of 20' x 23' outdoor dining space to the Rosita's liquor license located at 1205 East Overland, Scottsbluff.**

**Minutes: At the 7/16/15 Liquor License Investigatory Board Meeting, the board recommended approval of this addition to the liquor license.**

**Staff Contact: Cindy Dickinson, City Clerk**

**APPLICATION FOR ADDITION  
TO LIQUOR LICENSE**

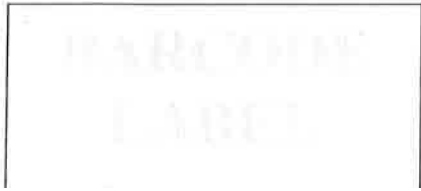
NEBRASKA LIQUOR CONTROL COMMISSION  
301 CENTENNIAL MALL SOUTH  
PO BOX 95046  
LINCOLN, NE 68509-5046  
PHONE: (402) 471-2571  
FAX: (402) 471-2814  
Website: [www.lcc.ne.gov](http://www.lcc.ne.gov)

Office Use

**Application:**

- **Must include processing fee of \$45.00 checks made payable to Nebraska Liquor Control Commission (NLCC)**
- **Must include a copy of the lease or deed showing ownership of area to be added. This is still required even if it's the same as on file with original application**
- **Must include simple hand drawn sketch showing existing licensed area and area to be added, must include outside dimensions in feet (not square feet), show direction north.  
NO BLUE PRINTS**
- **May include approval from the local governing body; no addition shall be approved unless endorsed by the local governing body**
- **Check with your local governing body for any additional requirements that may be necessary in making this request for addition**

LIQUOR LICENSE # 025711 CLASS TYPE I  
LICENSEE NAME P.R.E.S., Inc.  
TRADE NAME Rosita's  
PREMISE ADDRESS 1205 East Overland  
CITY Scottsbluff ZIP CODE 69361 COUNTY Scotts Bluff  
CONTACT PERSON Rosemary Florez  
PHONE NUMBER OF CONTACT PERSON (308) 632-2429 (308) 641-0038  
EMAIL ADDRESS OF CONTACT PERSON N/A



FORM 110

1. What is being added?  
Explain the type of addition that is being requested, i.e. beer garden, adding to building

Addin an outdoor dining/patio area for customers to enjoy their dinner. The new addition will be approximately 20' X 23' on the end of the current licensed facility. The area will be fenced in with 6' cedar privacy fencing and have a 2' cedar lattice on top if the privacy fence. An overhead photo is attached is attached along with a sketch of the new area.

2. Will this addition cause the location to be within 150 feet of a church, school, hospital, home for the aged or indigent persons or for veterans, their wives, and children; or within 300 feet of a college or university campus?

YES  NO

If yes, provide name and address of such institution and where it is located in relation to the premises (Neb. Rev. Stat. 53-177)(1).

Must include supplemental Form 134 found at this link: <http://www.lcc.ne.gov/formsdiv.html>

If proposed location is within 300 feet of a campus, the Commission may waive this restriction upon written approval from the governing body of the college or university. (Rev. Stat. 53-177)(1).

Must include supplemental Form 135 found at this link: <http://www.lcc.ne.gov/formsdiv.html>

3. Include a sketch of the area to be added showing:  
✓ existing licensed area with length & width in feet  
✓ area to be added with length & width in feet  
✓ direction north

4. If adding an outdoor area explain:  
✓ type of fencing  
✓ height of fence  
✓ length & width of outdoor area in feet

12.07 Outdoor area shall mean an outdoor area included in licensed premises, which is used for the service and consumption of alcoholic liquors and which is contained by a permanent fence, wall or other barrier approved by the Commission and shall be in compliance with all building and fire, or other applicable local ordinances.  
Rule Chapter 2-012.07

I acknowledge under oath that the premises as added to comply in all respects with the requirements of the act.  
Neb Rev Stat §53-129

[Signature]  
Signature of Licensee or Officer

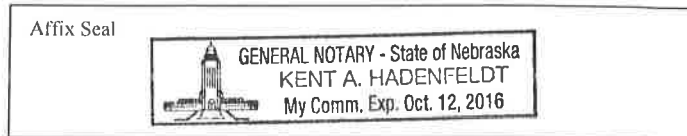
State of Nebraska  
County of Scotts Bluff

The foregoing instrument was acknowledged before me this

July 9, 2015  
Date

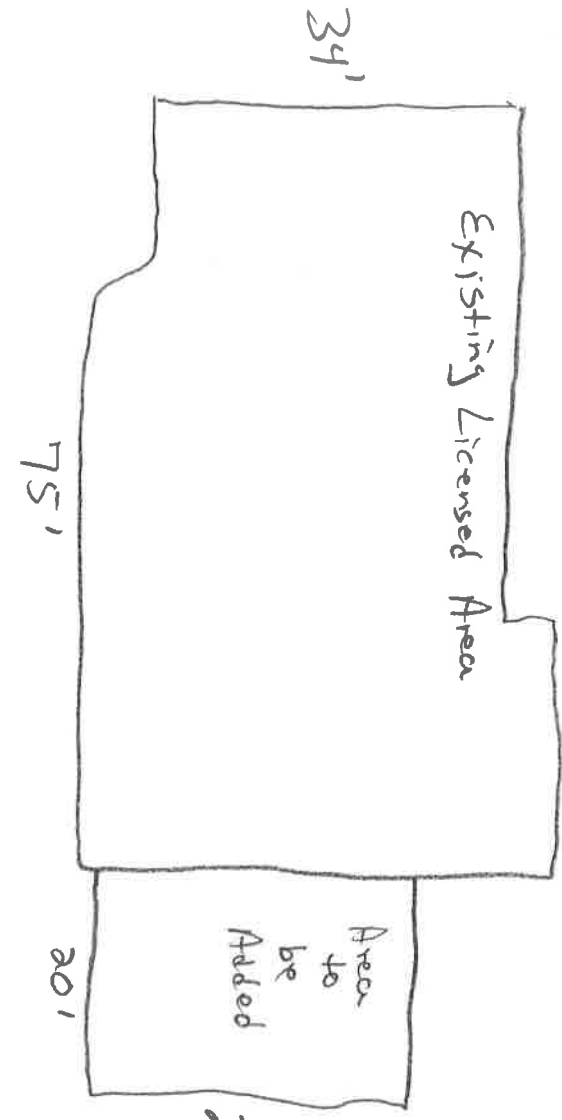
by Rosemary Florez as President of R.R.E.S., Inc  
name of person acknowledged (individual(s) signing document)

[Signature]  
Notary Public signature

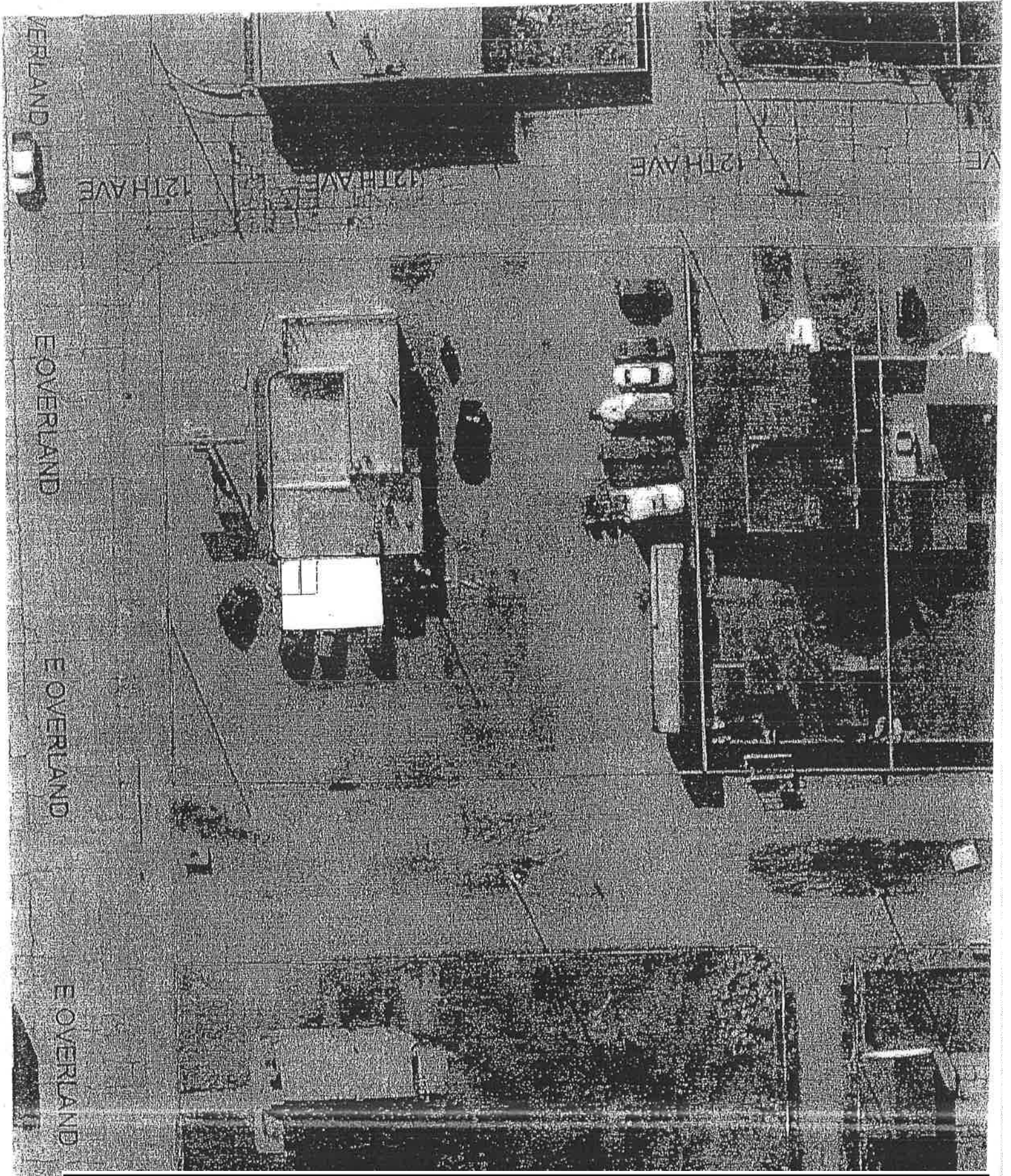


N ↑

P.R. E.S. Inc License # 025711  
Trade Name Rosita's  
Application for Addition to  
Liquor License



The area to be added is  
home 6' cedar privacy fence  
along with a 2' cedar  
kynetic fence on top  
for a total of 8' 6"  
privacy fence.



# Memo

**Date:** July 13, 2015  
**To:** Honorable Mayor and City Council  
**From:** Annie Urdiales, Planning Administrator  
**CC:** Rick Kuckkahn  
**Re:** Class "I" Liquor License Application  
Rosita's  
1205 East Overland  
Scottsbluff, NE 69361

**Action:**

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The Development Services Department is required by Article 1, Chapter 11 of the Scottsbluff Municipal Code to report specific information to the Mayor and City Council whenever a liquor license application hearing is held. In accordance with that directive the following information is offered:

- (1) The property is situated in a C-3 (Heavy Commercial) zoning district where the use is allowed by right pursuant to the City's Zoning Ordinance, Chapter 25, of the City's Municipal Code of Ordinances.
- (2) Rosita's is located at 1205 East Overland and are operating with a current liquor license. An addition to the building is in progress which prompted a reapplication for an updated license.
- (3) Adequate parking exists at the site, with parking to the east and north of the building.
- (4) The use of this property is consistent with the surrounding neighborhood as it relates to commercial activities, retail sales, and services.
- (5) The Lakota Lutheran Center is located across the street at 1200 East Overland; this area was previously a City Park.
- (6) The existing population of Scottsbluff is approximately 15,039.