

City of Scottsbluff, Nebraska

Tuesday, July 5, 2016

Regular Meeting

Item Public Inp2

Council to consider making a recommendation to the Nebraska Liquor License Commission regarding an addition to the Tangled Tumbleweed LLC Class C 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.nebraska.gov

Office Use

RECEIVED

JUN 17 2016

**NEBRASKA LIQUOR
CONTROL COMMISSION**

Application:

- Must include processing fee of \$45.00 check made payable to the Nebraska Liquor Control Commission or you may pay online at www.ne.gov/go/NLCCpayport
- 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 # 116298 CLASS TYPE C
LICENSEE NAME The Tangled Tumbleweed LLC
TRADE NAME The Tangled Tumbleweed
PREMISE ADDRESS 1823 Avenue A
CITY Scottsbluff ZIP CODE 69361 COUNTY Scotts Bluff
CONTACT PERSON Ronetta Green
PHONE NUMBER OF CONTACT PERSON 308-672-3854
EMAIL ADDRESS OF CONTACT PERSON thetangledtumbleweed@aol.com



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1. What is being added?

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

Front Fenced in area for dining/liquor service area - we needed to have a fence in front because of the garage doors - so we decided to enlarge area to include several tables for dining.

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 200 feet of a college or university campus?

☐

YES

☒

NO

JUN 17 2016

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).

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CONTROL COMMISSION

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 - wooden picket fence
- ✓ height of fence 4 foot
- ✓ length & width of outdoor area in feet 16' x 40' see sketch

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

Ronetta Green
Signature of Licensee or Officer

State of Nebraska

County of Scotts Bluff

The foregoing instrument was acknowledged before me this

6-15-16

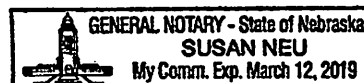
Date

by Ronetta Green

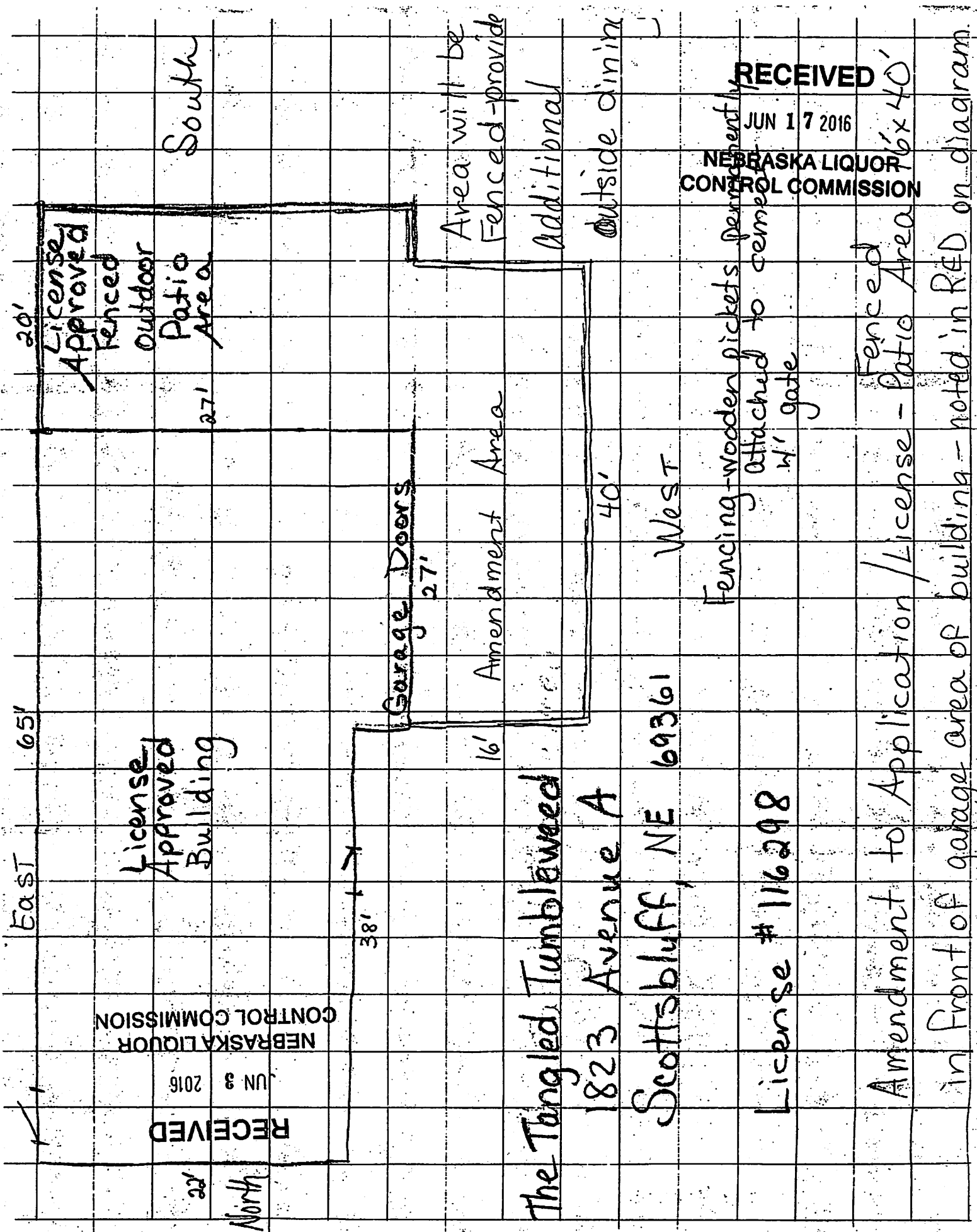
name of person acknowledged (individual(s) signing document)

Susan Neu
Notary Public signature

Affix Seal



FORM 110
REV JULY 2015
Page 2 of 2





2018-225

NEBRASKA DOCUMENTARY STAMP TAX	
Date	1-15-2016
\$	155.25 By J. B. B. J.

RECORDED
SCOTTS BLUFF COUNTY, NE

Date 1-15-16 Time 4:20 pm

INST. 2016 225
J. B. B. J. RECEIVED

REGISTER OF DEEDS
JUN 17 2016

NUM PAGES 1
DOC TAX 155.25 PD ✓ CHG RET
FEES 10.00 PD ✓ CHG RET 20.00
TOTAL 165.25 OK 259.25
REC'D Western Prairie Title
RET ✓

COMPUTER CP CP
PICTURED
IMAGED

NEBRASKA LIQUOR
CONTROL COMMISSION

WARRANTY DEED

Ronald Phillips and Karma Phillips, husband and wife, GRANTORS in consideration of \$10.00 AND OTHER GOOD AND VALUABLE CONSIDERATION received from GRANTEE, do hereby grant, bargain, sell, convey and confirm unto The Tangled Tumbleweed, LLC, a Nebraska Limited Liability Company, the following-described real estate, (as defined in Neb. Rev. Stat. §76-201):

Lot 1A, Block 8, a Replat of Lots 1 and 2, Block 8, Third Addition, an Addition to the City of Scottsbluff, Scotts Bluff County, Nebraska

GRANTORS covenants (jointly and severally, if more than one) with GRANTEE that GRANTORS

1. Is lawfully seized of such real estate and that is free from encumbrances, except easements, covenants and restrictions of record;
2. Has legal power and lawful authority to convey the same; and
3. Warrants and will defend title to the real estate against the lawful claims of all persons.

EXECUTED: Jan 15 2016

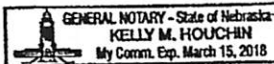
Ronald Phillips
BY: Ronald Phillips

Karma Phillips
BY: Karma Phillips

STATE OF Nebraska

COUNTY OF Scotts Bluff)ss.

The foregoing instrument was acknowledged before me on this 15th day of January, 2016, by Ronald Phillips and Karma Phillips, husband and wife.



Kelly M. Houchin
NOTARY PUBLIC

Commission Exp. Date:

Return To:
✓ Western Prairie Title & Escrow
1925 10th Street
Gering, NE 69341

Memo

Date: July 5, 2016
To: Honorable Mayor and City Council
From: Staff, Development Services
CC: Nathan Johnson
Re: Class "C" Liquor License Application
The Tangled Tumbleweed
1823 Avenue A
Scottsbluff, NE 69361

Action:

The Tangled Tumbleweed applied for a liquor license back in March of this year. They are enlarging the front fenced in area with several tables for dining/liquor area outside.

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 at 1823 Avenue A is situated in a C-1 (Central Business District) zoning district where restaurant/bar/taverns are allowed by right pursuant to the City's Zoning Ordinance, Chapter 25, of the City's Municipal Code of Ordinances.
- (2) In a C-1 Zone (Central Business District) no off-street parking spaces are required. (25-5-1*)
- (3) The use of this property is consistent with the surrounding neighborhood, which is generally commercial in nature. (Broadway, Avenue A, & 1st Avenue)
- (4) There are no churches, schools, or other similar institutions within 300 feet of the subject property.
- (5) The existing population of Scottsbluff is approximately 15,039.

Memo

To: Nathan Johnson, City Manager
From: Kevin E Spencer, Chief of Police
CC: liquor file
Date: June 29, 2016
Re: Application to expand Class C Liquor License number C-116298, The Tangled Tumbleweed LLC dba The Tangle Tumbleweed, 1823 Ave A Scottsbluff, NE

In March of 2016 Ronetta Green and Natasha Koncaba appeared before both the Liquor License Holders Investigatory Board and the Scottsbluff City Council, asking for support in obtaining a liquor license. Both the board and council approved a positive recommendation to the Nebraska Liquor Commission. Ronetta and Natasha are now asking to expand their license to include a portion of the property on the west side or in front of the building. The area in question is an area 16' x 40' in front of two garage doors. The proposal is to enclose the area with a 4' wooden fence.

The Nebraska Liquor Control Act and Rules and Regulations of the Liquor Control Commission define an outdoor area as:

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.

Respectfully,



Kevin E Spencer, Chief of Police

City of Scottsbluff