

City of Scottsbluff, Nebraska

Tuesday, September 2, 2014

Regular Meeting

Item Pub. Hear.1

Council to conduct a public hearing for as set for this date at 6:05 p.m. to consider a Class D liquor license application from P.G. 14, LLC dba Route 26 Mart.

Staff Contact: Rick Kuckkahn, City Manager

Agenda Statement

Item No.

For meeting of: September 2, 2014

AGENDA TITLE: Council to hold a public hearing as advertised for this date at 6:05 p.m. for a Class D Liquor License for P.G. 14, LLC dba Route 26, 1722 East 20th St., Scottsbluff, NE 69361.

SUBMITTED BY DEPARTMENT/ORGANIZATION: Administration

PRESENTATION BY: Applicant

SUMMARY EXPLANATION:

BOARD/COMMISSION RECOMMENDATION:

STAFF RECOMMENDATION: Conduct the public hearing and consider a recommendation to the Nebraska Liquor Commission either approving or denying said application.

EXHIBITS

Resolution ☒ Ordinance ☐ Contract ☐ Minutes ☐ Plan/Map ☐

Other (specify) ☐ Application, Memorandums, Exhibits

Exhibit #1 – Application of P.G. 14, LLC dba Route 26, 1722 East 20th St., Scottsbluff, NE 69361.

Exhibit #2 – City Council Check List for Neb. Rev. Stat. §53-132 Cum Supp 2002

Exhibit #3 – Written Statement of Police Chief

Exhibit #4 – Written Statement of City Clerk

Exhibit #5 – Written Statement of Planning Administrator

NOTIFICATION LIST: Yes ☒ No ☐ Further Instructions ☐

P.G. 14, LLC dba Route 26

1722 East 20th St.

Scottsbluff, NE 69361

APPROVAL FOR SUBMITTAL: _____
City Manager

Rev 3/1/99CClerk

**APPLICATION FOR LIQUOR LICENSE
CHECKLIST - RETAIL**

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

RECEIVED		
JUL 25 2014		
NEBRASKA LIQUOR CONTROL COMMISSION		
QA	Repl 073103	
D	109312	RS

Applicant name Jacinto A. Parra and Enedelia Parra

Trade name Route 26 Mart

Previous trade name _____

Contact email address route26mart@gmail.com


Provide all the items requested. Failure to provide any item will cause this application to be returned or placed on hold. All documents must be legible. Any false statement or omission may result in the denial, suspension, cancellation or revocation of your license. If your operation depends on receiving a liquor license, the Nebraska Liquor Control Commission cautions you that if you purchase, remodel, start construction, spend or commit money that you do so at your own risk. Prior to submitting your application review the application carefully to ensure that all sections are complete, and that any omissions or errors have not been made. You may want to check with the city/village or county clerk, where you are making application, to see if any additional requirements must be met before submitting application to the state.

REQUIRED ATTACHMENTS

Each item must be checked and included with application or marked N/A (not applicable)

☒ 1. Fingerprint cards for each person (two cards per person) must be enclosed with a check payable to the Nebraska State Patrol for processing in the amount of \$38.00 per person. All areas must be completed on cards as per brochure. To prevent the delay in issuing your license, we strongly suggest you go to any Nebraska State Patrol office. See fingerprint brochure *Fingerprints done electronically, check enclosed for \$76.00.*

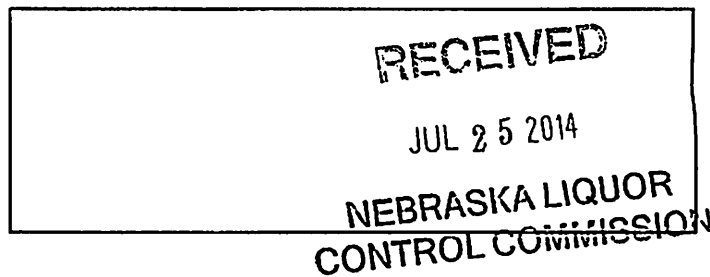
☒ 2. Enclose application fee of \$400, check made payable to the Nebraska Liquor Control Commission.

PAYMENT TYPE <u>CK 03</u>	 1400017332
AMOUNT <u>400</u>	
RECEIVED <i>MA</i>	

FORM 100

**APPLICATION FOR LIQUOR LICENSE
RETAIL**

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/



**CLASS OF LICENSE FOR WHICH APPLICATION IS MADE AND FEES
CHECK DESIRED CLASS**

RETAIL LICENSE(S)

Submit \$400 Non Refundable Application Fee

- ☐ A BEER, ON SALE ONLY
- ☐ B BEER, OFF SALE ONLY
- ☐ C BEER, WINE, DISTILLED SPIRITS, ON AND OFF SALE
- ☒ D BEER, WINE, DISTILLED SPIRITS, OFF SALE ONLY
- ☐ I BEER, WINE, DISTILLED SPIRITS, ON SALE ONLY
- ☐ AB BEER, ON AND OFF SALE
- ☐ AD BEER ON SALE ONLY, BEER, WINE, DISTILLED SPIRITS OFF SALE
- ☐ IB BEER, WINE, DISTILLED SPIRITS ON SALE, BEER OFF SALE ONLY
- ☐ ID BEER, WINE, DISTILLED SPIRITS ON AND OFF SALE

- ☐ Class K Catering license (requires catering application form 106) \$100.00

Additional fees will be assessed at city/village or county level when license is issued

LICENSE YEAR

Class C license term runs from November 1 – October 31
All other licenses run from May 1 – April 30
Catering license (K) expires same as underlying retail license

**CHECK TYPE OF LICENSE FOR WHICH YOU ARE APPLYING
(CHECK ONLY ONE)**

- ☐ Individual License (requires insert form 1- form number 104)
- ☐ Partnership License (requires insert form 2- form number 105)
- ☐ Corporate License (requires insert form 3a & 3c- form number 101 and 103)
- ☒ Limited Liability Company (LLC) (requires form 3b & 3c- form number 102 and 103)

NAME OF ATTORNEY OR FIRM ASSISTING WITH APPLICATION (if applicable)

Commission will call this person with any questions we may have on this application

Name Steven C. Smith Phone number: 308-635-3161

Firm Name Smith, Snyder & Pettitt

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NEBRASKA LIQUOR
CONTROL COMMISSION

- X 3) Enclose the appropriate application forms:
Individual license (requires insert form 1- form number 104)
Partnership license (requires insert form 2- form number 105)
Corporate license (requires insert form 3a & 3c- form number 101 and 103)
Limited liability company (LLC) (requires form 3b & 3c- form number 102 and 103)

n/a 4. If building is being leased send a copy of signed lease. Lease must be in the name of the individual, corporation or limited liability company making application. Lease term must run through the license year being applied for (see page 3).

X 5. If building is owned or being purchased send a copy of the deed or purchase agreement in the name of the applicant.

- X 6. If buying the business of a current liquor license holder:
a) Provide a copy of the purchase agreement from the seller (must read applicants name).
b) Provide a copy of alcohol inventory being purchased (must include brand names and container size)
c) Enclose a list of the assets being purchased (furniture, fixtures and equipment).

X 7. If requesting to operate on current liquor license; enclose Temporary Operating Permit (TOP)(form 125).

n/a 8. Enclose a list of any inventory or property owned by other parties that are on the premise.

X 9. For citizenship enclose copy of U.S. birth certificate; U.S. passport or naturalization paper
For residency enclose proof of registered voter in Nebraska
See guideline for further assistance <http://www.lcc.nebraska.gov/brochures.html>

X 10. Corporation or Limited Liability Company must enclose a copy of articles of incorporation; as filed with the Secretary of State's Office. This document must show barcode stamp.

n/a 11. Submit a copy of your business plan.

I acknowledge that this application is not a guarantee that a liquor license will be issued to me, and that the average processing period is 60 days. Furthermore, I understand that all the information is truthful and I accept all responsibility for any false documents.



Signature

7/22/14

Date

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PREMISE INFORMATION**RECEIVED**Trade Name (doing business as) Route 26 MartStreet Address #1 1722 East 20th Street

JUL 25 2014

Street Address #2 _____

City ScottsbluffCounty Scotts Bluff**NEBRASKA LIQUOR
CONTROL COMMISSION**
Zip Code 69361Premise Telephone number 308-632-5058Business e-mail address route26mart@gmail.com

Is this location inside the city/village corporate limits:



YES



NO

Mailing address (where you want to receive mail from the Commission)

Name Route 26 MartStreet Address #1 1722 East 20th Street

Street Address #2 _____

City ScottsbluffState NebraskaZip Code 69361**DESCRIPTION AND DIAGRAM OF THE STRUCTURE TO BE LICENSED****READ CAREFULLY**

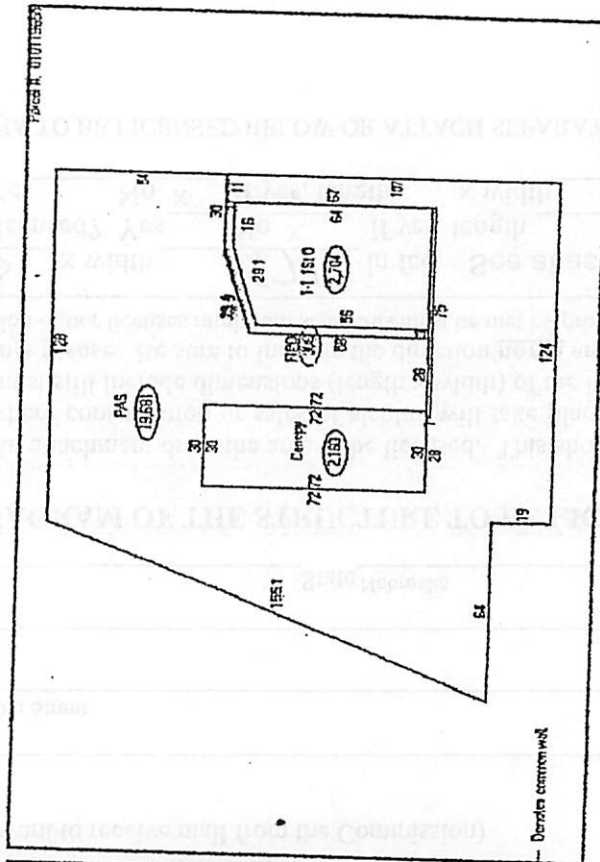
In the space provided or on an attachment draw the area to be licensed. This should include storage areas, basement, outdoor area, sales areas and areas where consumption or sales of alcohol will take place. If only a portion of the building is to be covered by the license, you must still include dimensions (length x width) of the licensed area as well as the dimensions of the entire building. **No blue prints please.** Be sure to indicate the direction **north** and **number of floors** of the building.

****For on premise consumption liquor licenses minimum standards must be met by providing at least two restrooms**

Building: length 30' x width 67' in feet See attached mapIs there a basement to be licensed? Yes _____ No x If yes, length _____ x width _____ in feetIs there an outdoor area? Yes _____ No x If yes, length _____ x width _____ in feet

PROVIDE DIAGRAM OF AREA TO BE LICENSED BELOW OR ATTACH SEPARATE SHEET

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4th

4710

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APPLICANT INFORMATION

NEBRASKA LIQUOR
CONTROL COMMISSION

1. **READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY §53-125(5)**

Has anyone who is a party to this application, or their spouse, **EVER** been convicted of or plead guilty to any charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution. Include traffic violations. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name. The commission must be notified of any arrests and/or convictions that may occur after the date of signing this application.

☐ YES ☒ NO

If yes, please explain below or attach a separate page

Name of Applicant	Date of Conviction (mm/yyyy)	Where Convicted (city & state)	Description of Charge	Disposition

2. Are you buying the business of a current retail liquor license?

☒ YES ☐ NO

If yes, give name of business and liquor license number

Route 26 Mart, 073103

- a) Submit a copy of the sales agreement
- b) Include a list of alcohol being purchased, list the name brand, container size and how many
- c) Submit a list of the furniture, fixtures and equipment

3. Was this premise licensed as liquor licensed business within the last two (2) years?

☒ YES ☐ NO

If yes, give name and license number

Route 26 Mart, 073103

4. Are you filing a temporary operating permit to operate during the application process?

☒ YES ☐ NO

If yes:

- a) Attach temporary operating permit (TOP) (form 125)
- b) TOP will only be accepted at a location that currently holds a valid liquor license.

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PAGE 5

5. Are you borrowing any money from any source, including family or friends, to establish and/or operate the business?

☒ YES ☐ NO

If yes, list the lender(s) Platte Valley Bank

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6. Will any person or entity, other than applicant, be entitled to a share of the profits of this business?

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☐ YES ☒ NO

If yes, explain. (All involved persons must be disclosed on application)

NEBRASKA LIQUOR
CONTROL COMMISSION

No silent partners

7. Will any of the furniture, fixtures and equipment to be used in this business be owned by others?

☐ YES ☒ NO

If yes, list such item(s) and the owner. _____

8. Is premise to be licensed 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)

9. Is anyone listed on this application a law enforcement officer?

☐ YES ☒ NO

If yes, list the person, the law enforcement agency involved and the person's exact duties

10. List the primary bank and/or financial institution (branch if applicable) to be utilized by the business

a) List the individual(s) who will be authorized to write checks and/or withdrawals on accounts at this institution.

Platte Valley Bank, a) Enedelia Parra, Antonio Parra, Anthony Parra

11. List all past and present liquor licenses held in Nebraska or any other state by any person named in this application. Include license holder name, location of license and license number. Also list reason for termination of any license(s) previously held.

Currently Ole Restaurant (Enedelia Parra), Scottsbluff, Nebraska, # 056181

12. List the alcohol related training and/or experience (when and where) of the person(s) making application. Those persons required are listed as followed:

- a) Individual, applicant only (no spouse)
- b) Partnership, all partners (no spouses)
- c) Corporation, manager only (no spouse) as listed on form 3c
- d) Limited Liability Company, manager only (no spouse) as listed on form 3c

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NLCC certified training program completed:

Applicant Name	Date (mm/yyyy)	Name of program (attach copy of course completion certificate)
Enedelia Parra (aka Nellie)	6/12/12	Responsible Beverage Alcohol Server

For list of NLCC certified training programs see: www.lcc.ne.gov/traininginfo.html

Experience:

Applicant Name/Job Title	Date of Employment:	Name & Location of Business
Enedelia Parra (aka Nellie)	1996	Ole Restaurant, Scottsbluff, NE 69361

13. If the property for which this license is sought is owned, submit a copy of the deed, or proof of ownership. If leased, submit a copy of the lease covering the entire license year. Documents must show title or lease held in name of applicant as owner or lessee in the individual(s) or corporate name for which the application is being filed.

- ☐ Lease: expiration date _____
- ☐ Deed
- ☒ Purchase Agreement

14. When do you intend to open for business? July 16, 2014

15. What will be the main nature of business? Convenience Store, Gas Station, Deli

16. What are the anticipated hours of operation? Monday - Saturday 6 am - 10 pm, Sunday 7 am - 10 pm

17. List the principal residence(s) for the past 10 years for all persons required to sign on page 8, including spouses.

RESIDENCES FOR THE PAST 10 YEARS, APPLICANT AND SPOUSE MUST COMPLETE					
APPLICANT: CITY & STATE		YEAR FROM TO		SPOUSE: CITY & STATE	
Scottsbluff, Nebraska		1984	2014	Scottsbluff, Nebraska	

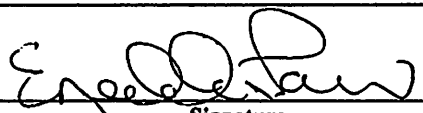
If necessary attach a separate sheet.

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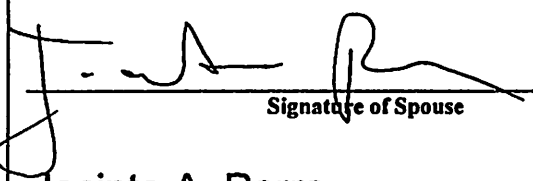
The undersigned applicant(s) hereby consent(s) to an investigation of his/her background and release present and future records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant(s) and spouse(s) waive(s) any right or causes of action that said applicant(s) or spouse(s) may have against the Nebraska Liquor Control Commission, the Nebraska State Patrol, and any other individual disclosing or releasing said information. Any documents or records for the proposed business or for any partner or stockholder that are needed in furtherance of the application investigation of any other investigation shall be supplied immediately upon demand to the Nebraska Liquor Control Commission or the Nebraska State Patrol. The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete, inaccurate or fraudulent.

Individual applicants agree to supervise in person the management and operation of the business and that they will operate the business authorized by the license for themselves and not as an agent for any other person or entity. Corporate applicants agree the approved manager will superintend in person the management and operation of the business. Partnership applicants agree one partner shall superintend the management and operation of the business. All applicants agree to operate the licensed business within all applicable laws, rules, regulations, and ordinances and to cooperate fully with any authorized agent of the Nebraska Liquor Control Commission.

Must be signed in the presence of a notary public by applicant(s) and spouse(s). See guideline for required signatures

 Signature
Enedelia Parra Print Name

_____ Signature
_____ Print Name

 Signature of Spouse
Jacinto A. Parra Print Name

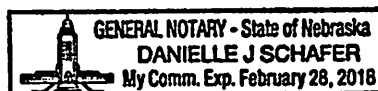
_____ Signature of Spouse
_____ Print Name

ACKNOWLEDGEMENT

State of Nebraska
 County of Scotts Bluff
22nd day of July 2014 by Enedelia Parra + Jacinto A. Parra
 date
Danielle J. Schafer
 Notary Public Signature

The foregoing instrument was acknowledged before me this

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



In compliance with the ADA, this application is available in other formats for persons with disabilities. A ten day advance period is required in writing to produce the alternate format.

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FORM 100
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 PAGE 8

NEBRASKA LIQUOR
 CONTROL COMMISSION

APPLICATION FOR LIQUOR LICENSE
LIMITED LIABILITY COMPANY (LLC)
INSERT - FORM 3b

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

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NEBRASKA LIQUOR
CONTROL COMMISSION

All members including spouse(s), are required to adhere to the following requirements:

- 1) All members spouse(s) must be listed
- 2) Managing/Contact member and all members holding over 25% interest and their spouse(s) (if applicable) must submit fingerprints (2 cards per person)
- 3) Managing/Contact member and all members holding over 25 % shares of stock and their spouse (if applicable) must sign the signature page of the Application for License form 100 (even if a spousal affidavit has been submitted)

Attach copy of Articles of Organization (Articles must show barcode receipt by Secretary of States office)

Name of Registered Agent: Enedelia Parra

Name of Limited Liability Company that will hold license as listed on the Articles of Organization

P.G.14, LLC

010194942

LLC Address: 210084 Williams Drive

City: Scottsbluff

State: NE

Zip Code: 69361

LLC Phone Number: 308-632-5058

LLC Fax Number: 308-632-6417

Name of Managing/Contact Member

Name and information of contact member must be listed on following page

Last Name: Parra

First Name: Enedelia

MI: _____

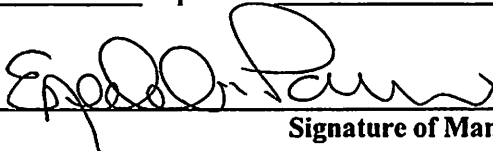
Home Address: 210084 Williams Drive

City: Scottsbluff

State: NE

Zip Code: 69361

Home Phone Number: 308-220-3506



Signature of Managing/Contact Member

ACKNOWLEDGEMENT

State of Nebraska Scotts Bluff

County of

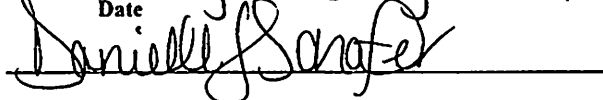
The foregoing instrument was acknowledged before me this

22nd day of July 2014

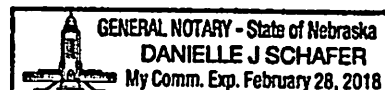
by Enedelia Parra

Date

name of person acknowledge



Affix Seal



FORM 102
REV 12/2010
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**MANAGER APPLICATION
INSERT - FORM 3c**

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

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**NEBRASKA LIQUOR
CONTROL COMMISSION**

MUST BE:

- ✓ **Citizen of the United States. Include copy of US birth certificate, naturalization paper or current US passport**
- ✓ **Nebraska resident. Include copy of voter registration in the State of Nebraska**
- ✓ **Fingerprinted. Two cards per person, fees of \$38 per person, made payable to Nebraska State Patrol. If printed at NSP mail check only.**
- ✓ **21 years of age or older**

Corporation/LLC information

Name of Corporation/LLC: P.G.14, LLC

Premise information

Liquor License Number: _____ Class Type _____
(if new application leave blank)

Premise Trade Name/DBA: Route 26 Mart

Premise Street Address: 1722 East 20th Street

City: Scottsbluff County: Scotts Bluff Zip Code: 69361

Premise Phone Number: 308-632-5058

Email address: route26mart@gmail.com

The individual whose name is listed as a corporate officer or managing member as reported on insert form 3a or 3b or listed with the Commission. Click on this link to see authorized individuals.
http://www.lcc.ne.gov/license_search/licsearch.cgi



SIGNATURE REQUIRED BY CORPORATE OFFICER / MANAGING MEMBER
(Faxed signatures are acceptable)

Form 103
Rev 9/2013
Page 2 of 6

Manager's information must be completed below PLEASE PRINT CLEARLY

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Last Name: Parra First Name: Enedelia MI: 25 JUL 25 2014

Home Address (include PO Box if applicable): 210084 Williams Drive NEBRASKA LIQUOR

City: Scottsbluff County: Scotts Bluff Zip Code: 69361 CONTROL COMMISSION

Home Phone Number: 308-220-3506 Business Phone Number: 308-632-5058

Social Security Number: _____ Drivers License Number & State: _____

Date Of Birth: 7-15-69 Place Of Birth: Othello, WA

Email address: ndl_parra@yahoo.com

Are you married? If yes, complete spouse's information (Even if a spousal affidavit has been submitted)

☒ YES

☐ NO

Spouse's information

Spouses Last Name: Parra First Name: Jacinto MI: A

Social Security Number: _____ Drivers License Number & State: _____

Date Of Birth: 1-17-66 Place Of Birth: Mexico

APPLICANT & SPOUSE MUST LIST RESIDENCE(S) FOR THE PAST TEN (10) YEARS

APPLICANT

SPOUSE

CITY & STATE	YEAR FROM	YEAR TO	CITY & STATE	YEAR FROM	YEAR TO
Scottsbluff, Nebraska	1984	2014	Scottsbluff, Nebraska	1984	2014

Form 103
Rev 9/2013
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MANAGER'S LAST TWO EMPLOYERS

YEAR FROM TO		NAME OF EMPLOYER	NAME OF SUPERVISOR	TELEPHONE NUMBER
1996	Current	Ole Restaurant	Myself	308-032-1766

1. READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY.

Must be completed by both applicant and spouse, unless spouse has filed an affidavit of non-participation.

Has anyone who is a party to this application, or their spouse, EVER been convicted of or plead guilty to any charge. Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year and month of the conviction or plea. Also list any charges pending at the time of this application. If more than one party, please list charges by each individual's name.

☐ YES ☒ NO

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If yes, please explain below or attach a separate page.

NEBRASKA LIQUOR
CONTROL COMMISSIC

Name of Applicant	Date of Conviction (mm/yyyy)	Where Convicted (City & State)	Description of Charge	Disposition

2. Have you or your spouse ever been approved or made application for a liquor license in Nebraska or any other state?

☒ YES ☐ NO

IF YES, list the name of the premise(s): Ole Restaurant

3. Do you, as a manager, qualify under Nebraska Liquor Control Act (§53-131.01) and do you intend to supervise, in person, the management of the business?

☒ YES ☐ NO

4. List the alcohol related training and/or experience (when and where) of the person making application.

*NLCC Training Certificate Issued: June 12, 2012 (I-56181) Name on Certificate: Nellie Parra

Applicant Name	Date (mm/yyyy)	Name of program (attach copy of course completion certificate)
Enedelia Parra (aka Nellie)	6/12/12	Responsible Beverage Alcohol Server (NE)
		JUL 25 2014
		NEBRASKA LIQUOR
		CONTROL COMMISSIC

*For list of NLCC Certified Training Programs see www.lcc.ne.gov/traininginfo.html

Experience:

Applicant Name / Job Title	Date of Employment:	Name & Location of Business:
Enedelia Parra (Nellie) / Owner	1996	Ole Restaurant - 1901 East 20th Street, Scottsbluff, NE 69361

5. Have you enclosed the required fingerprint cards and **PROPER FEES** with this application?
(Check or money order made payable to the Nebraska State Patrol for \$38.00 per person)

☒ YES ☐ NO

Fingerprints will be sent electronically.

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PERSONAL OATH AND CONSENT OF INVESTIGATION


JUL 25 2014

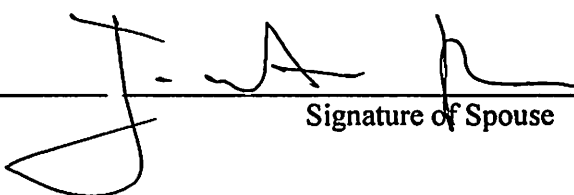
NEBRASKA LIQUOR
CONTROL COMMISSION

The above individual(s), being first duly sworn upon oath, deposes and states that the undersigned is the applicant and/or spouse of applicant who makes the above and foregoing application that said application has been read and that the contents thereof and all statements contained therein are true. If any false statement is made in any part of this application, the applicant(s) shall be deemed guilty of perjury and subject to penalties provided by law. (Sec §53-131.01) Nebraska Liquor Control Act.

The undersigned applicant hereby consents to an investigation of his/her background including all records of every kind and description including police records, tax records (State and Federal), and bank or lending institution records, and said applicant and spouse waive any rights or causes of action that said applicant or spouse may have against the Nebraska Liquor Control Commission and any other individual disclosing or releasing said information to the Nebraska Liquor Control Commission. If spouse has NO interest directly or indirectly, a spousal affidavit of non participation may be attached.

The undersigned understand and acknowledge that any license issued, based on the information submitted in this application, is subject to cancellation if the information contained herein is incomplete, inaccurate, or fraudulent.


Signature of Manager Applicant


Signature of Spouse

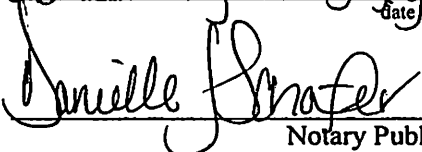
ACKNOWLEDGEMENT

State of Nebraska
County of Scotts Bluff

The foregoing instrument was acknowledged before me this

22nd day of July 2014

by Enevelia Parra & Jacinto A. Parra
name of person acknowledged


Notary Public signature

Affix Seal



In compliance with the ADA, this application is available in other formats for persons with disabilities. A ten day advance period is required in writing to produce the alternate format.

Certificate of Training Responsible Beverage Alcohol Server

THIS CERTIFICATE IS AWARDED TO

NELLIE PARRA

HAS SUCCESSFULLY COMPLETED ALL REQUIREMENTS TO BE A CERTIFIED
ALCOHOL SERVER IN NEBRASKA

INSTRUCTED BY THE NEBRASKA STATE PATROL

Investigator Tami Otto #305

INSTRUCTOR TAMI OTTO

TRAINING DATE: JUNE 12, 2012

VALID FOR THREE YEARS
FROM DATE OF TRAINING

TEST SCORE:

104%

NLCC #
1-56181

NEBRASKA LIQUOR
CONTROL COMMISSION

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Alcohol Inventory

QTY	Description	Vendor
1	ARIST VODKA 375 ML	DIETRICH
1	PHILLIPS HOT 100 375 ML	DIETRICH
2	PHILLIPS PEPPERMINT SCHNAPPS 375ML	DIETRICH
5	PHILLIP VODKA 375 ML	DIETRICH
1	POTTERS CROWN	DIETRICH
3	UV BLUE RASP 375 ML	DIETRICH
19	CHEDLADA BUDLIGHT W/CLAMATO CAN (SINGLE) (ALWAYS)	BUDWSR
46	BUD LIGHT/BUD CAN (24oz SINGLE)	BUDWSR
7	COORS LIGHT CAN (24oz SINGLE)	ARRWHD
8	MILLER LITE CAN (24oz SINGLE)	DIETRICH
4	SMITH FORGE HARD CIDER	DIETRICH
6	KEYSTONE LIGHT CAN (24oz SINGLE)	ARRWHD
8	CAMO CAN (24oz SINGLE) ALWAYS	ARRWHD
8	COORS LIGHT BOTTLE (40oz SINGLE)	ARRWHD
21	BUD LIGHT/BUD BOTTLE (32oz SINGLE)	BUDWSR
11	MILLER HIGH LIFE BOTTLE (32oz SINGLE)	DIETRICH
10	KING COBRA BOTTLE (32oz SINGLE)	BUDWSR
9	MICKEY'S	DIETRICH
2	BLUE MOON 6 PCK BOTTLE	ARRWHD
13	BUD 12 PCK BOTTLES ALL KINDS	BUDWSR
19	BUD 12 PCK CANS ALL KINDS	BUDWSR
14	BUD 18 PCK CANS ALL KINDS	BUDWSR
3	BUD 20 PCK BOTTLES ALL KINDS	BUDWSR
11	BUD 30 PCK CANS ALL KINDS	BUDWSR
11	BUD 6 PCK BOTTLES ALL KINDS	BUDWSR
12	BUD 6 PCK CANS ALL KINDS 12oz	BUDWSR
15	BUD 6 PCK CANS ALL KINDS 16oz	BUDWSR
8	BUD LIGHT LIME 12 PCK BOTTLES/STRAWBERITA 12 PK CAN	BUDWSR
8	BUD LIGHT LIME/PLATINUM/BLACK CROWN 6 PCK BOTTLES	BUDWSR
4	BUD SELECT 6 PCK BOTTLES	BUDWSR
9	BUSH 18 PCK CANS ALL KINDS	BUDWSR
7	CHELADA 4PCKALL KINDS (ALWAYS)	BUDWSR
3	CHELADA 6PK CAN	BUDWSR

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NEBRASKA LIQUOR
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6	COORS LIGHT 12 PCK BOTTLES June 30- August 1	ARRWHD
2	COORS LIGHT 12 PCK CANS	ARRWHD
4	COORS 12 PK CANS SUMMER BREW	ARRWHD
1	COORS 18PK CANS	ARRWHD
2	COORS 24PK CANS	ARRWHD
4	COORS LIGHT 6 PCK BOTTLES	ARRWHD
2	CORONA 6 PCK BOTTLES	BUDWSR
5	FAT TIRE AMBER ALE 6 PACK BOTTLES	DIETRICH
4	HEINEKEN 6 PACK BOTTLES	DIETRICH
2	KEYSTONE LIGHT 12 PCK CANS June 30-August 1	ARRWHD
2	KEYSTONE LIGHT 30 PCK CANS (ALWAYS)	DIETRICH
10	KEYSTONE LIGHT 6 PCK CANS 16 OZ ALWAYS	ARRWHD
8	MICHELOB ALL KINDS (ULTRA & CACTUS) 6 PCK BOTTLES	BUDWSR
2	MICHELOB ULTRA 12 PCK BOTTLES/CANS	BUDWSR
5	MIKES HARD ALL KINDS (6 Packs) Always	DIETRICH
5	MILLER ALL KINDS 12 PACK CANS ALWAYS	DIETRICH
5	MILLER , MGD, LITE, ALL KINDS 6 PACK BOTTLES	DIETRICH
2	MILLER SPIRITED GOLDEN LAUGER	DIETRICH
1	MILLER ALL KINDS 18 PACK BOTTLES (ALWAYS)	DIETRICH
1	MILLER ALL KINDS 30 PACK CANS(ALWAYS)	DIETRICH
1	MILLER 16OZ CAN ALUMATEK	DIETRICH
6	REDD'S APPLE ALE	DIETRICH
6	SHOCK TOP	BUDWSR
1	STELLA ARTOIS	BUDWSR

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JUL 25 2014

NEBRASKA LIQUOR
CONTROL COMMISSION

ASSETS BEING PURCHASED

All fixtures and equipment permanently attached to the property will be sold with the property including:

- Fixtures
- Equipment (all equipment and machines used in the operation of the business)
- Furnishings
- Glassware
- All memorabilia relating to 1950 décor of the sandwich shop and business

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JUL 25 2014
NEBRASKA LIQUOR
CONTROL COMMISSIC

Temporary Operating Permit

Nebraska Liquor Control Commission

14 -312

Class D

Issued: 08/05/2014 – Expires: 11/03/2014

P.G. 14 LLC

DBA: ROUTE 26 MART, 1722 E 20 STREET, SCOTTSBLUFF

Description: ONE STORY BLDG APPROX 30' X 67'

**Hobert B Rupe - Executive Director
Nebraska Liquor Control Commission
301 Centennial Mall South, 5th Floor
Lincoln, NE 68509
(402) 471 – 2571**



*** NO EXTENSIONS OF THIS PERMIT WILL BE ALLOWED***

CHECK LIST**Neb. Rev. Stat. §53-132 (Reissue 2010)**

Council should determine the propensity of whether or not to grant the liquor license that has been requested. In that regard, suitability and fitness and the following four criteria are most important:

- (2)(a) Applicant is fit, willing and able to provide the service proposed.
- (2)(b) Applicant can conform to all laws.
- (2)(c) Applicant has demonstrated that the type of management and control exercised over the licensed premises will be sufficient to ensure conformance with law.
- (2)(d) Issuance of the license is or will be required by the present or future public convenience and necessity.

In making its determination Council may also consider as the Nebraska Liquor Control Commission will consider, the following. The Council should not base its recommendation on any of the following criteria, but may chose to comment to the Commission about one or more of the criteria:

- (3)(b) Citizen's protest.
- (3)(c) Existing population/growth.
- (3)(d) The nature of the neighborhood around the location.
- (3)(e) Existence of other licenses.
- (3)(f) Existing motor vehicle and pedestrian traffic in the vicinity.
- (3)(g) Adequacy of existing law enforcement.
- (3)(h) Zoning restrictions.
- (3)(i) Sanitary conditions.
- (3)(j) Whether the type of business or activity proposed will be consistent with the public interest.

*OTHER COUNCIL CONCERNS

Memorandum

To: THE HONORABLE MAYOR AND MEMBERS OF THE CITY COUNCIL
From: Kevin Spencer, Chief of Police
Date: 8/29/2014
Re: Application for a Class D Retail Liquor License number D-109312, P.G.14 LLC/dba Route 26 Mart 1722 East 20th ST. Scottsbluff, NE 69361

AUTHORITY: The Scottsbluff Police Department reports specific information to the City Council whenever a liquor license application is presented. The information furnished by the Police Department conforms to Chapter 53, Reissue Revised Statutes of Nebraska 1943, and Section 53-132, which outlines the factors which the Commission may consider in granting a liquor license.

COMMENTARY

53-132: Section 2

(A) The applicant is fit, willing and able to properly provide the service proposed within the city where the premises described in the application are located:

A background check was completed on Jacinto A. Para and Enedelia Para as a means to determine their fitness to hold a liquor license. We did not find any criminal history. As part of the application process Jacinto and Enedelia reported not having a criminal history.

Based on the available information I found nothing to disqualify the Para's or a reason to believe they are not fit to hold a liquor license.

(B) The applicant can conform to all provisions, requirements, rules and regulations provided for in the Nebraska Liquor Control Act:

Any operator must adhere to the existing laws while doing business in the community and adhere to acceptable business practices. The Para's reported that they will manage the business adding that the employees who work on the convenience store side of the business will be 19 years of age. The Para's stated that they will not sale alcohol on the Deli side of the business. They also stated that it will be their policy to terminate immediately anyone that fails a compliance check, selling to a minor.

The applicant appears to have the ability and willingness to conform to language within the Nebraska Liquor Control Act.

(C) The applicant has demonstrated that the type of management and control exercised over the licensed premises will be sufficient to insure that the licensed business can conform to all provisions, requirements, rules and regulations provided for in the Nebraska Liquor Control Act:

Enedelia reported that their beer is in coolers ready for sale. Enedelia told me that they do have some alcohol on shelves near the cash register. Enedelia said that they have video cameras that record continuously adding that from the time the distributors bring the alcohol into the business to the time of sale, it is being recorded.

Enedelia told me that she will share the inventory duties with her husband Jancito and the night supervisor. Enedelia said that the inventory will be done nightly.

The applicant stated that the business will have video cameras on the interior that will be recording at all times as well as an intrusion alarm for after hours.

The Para's opened a restaurant, Mi Ranchito in 1996 later applying for a liquor license in 2002. The Para's still own the business now named Ole's and have maintained a liquor license since. Enedelia told me that they have had compliance check failures at Ole's. In checking the records I found there was one in March of 2004 and another April of 2012. I asked Enedelia about the failures, she explained that their store procedures were not followed and both employees left one quit after the incident and the other was terminated.

Enedelia told me that she has completed the Responsible Beverage Alcohol Server training and will require it of all their employees. Enedelia told me that they will have monthly meetings during which they will discuss alcohol sales.

The applicant appears committed to complying with all provisions, requirements, rules and regulations provided for in the Nebraska Liquor Control Act.

(D) The issuance of the license is or will be required by the present or future public convenience and necessity:

The hours of operation of the establishment will be Monday thru Saturday 6 a.m. to 10 p.m., Sunday 7 a.m. to 10 p.m.

Oversight and accountability will be a priority for the applicants as it relates to the sale of alcoholic beverages.

SPECIFIC ISSUES COMMISSION MAY CONSIDER

(E) The existence of a citizen's protest made in accordance with Section 53-133:

There have been no known citizen protests of this business.

(F) The nature of the neighborhood or community of the location of the proposed licensed premises:

The business is located at 1722 E 20th ST Scottsbluff, NE. It is a business that will attract customers during the day and evening hours seven days a week. Its location is easily accessible and convenient for customers. I would not anticipate any issues with location.

(G) The existence or absence of other retail licenses or bottle club licenses with similar privilege within the neighborhood or community of the location or the proposed licensed premises.

The Route26 Mart is a convenience store with a deli that has been in existence for several years. There are no other convenience stores in the area.

(H) The existing motor vehicle and pedestrian traffic flow in the vicinity of the proposed licensed premises:

Although no recent traffic studies have been completed regarding motor vehicle traffic of the general area, the traffic flow is not of a concern at this time nor is pedestrian traffic.

(I) The adequacy of existing law enforcement:

The Scottsbluff Police Department is allowed 32 full time officers in the department and handled approximately 14,000 incidents, not including traffic citations during 2013. The number of liquor licenses within the jurisdictional boundaries of the Police Department, regardless of the class, continues to be a concern to the Police Department and even routine monitoring of their business practices is difficult. Compliance checks continue to remain a concern to those businesses that sell alcohol to minors. The Nebraska State Patrol has assumed liquor law enforcement duties and their wide jurisdiction generally precludes any particular focus in the city.

(J) Whether the type of business or activity proposed to be operated in conjunction with the proposed license is and will be consistent with the public interest:

The Police Department would reserve making any statement which would indicate that the sale of alcohol is consistent with the public interest.

Adequate staffing and training, as well as close supervision of patrons are important. Cooperation with the Police Department by management will help to eliminate or diminish potential problems with violations.

EXHIBIT IV

Memo

Date: September 2, 2014
To: Honorable Mayor Meininger and Members of the City Council
From: Cindy Dickinson, City Clerk
CC: Rick Kuckkahn, City Manager
Re: Application of P.G. 14, LLC dba Route 26 Mart, 1722 East 20th Street, Scottsbluff
Class D-109312

The city clerk is required by ordinance to report specific information to the city council whenever a liquor license application hearing is held.

Following are the existing licenses, their class, address and proximity to other licensed premises:

Class of License

Class A	Beer only, for consumption on premises
Class B	Beer only, for consumption off premises
Class C	Alcoholic liquors, for consumption on and off premises
Class D	Alcoholic liquors, including beer, for consumption off premises
Class I	Alcoholic liquors, for consumption on the premises
Class W	Wholesale beer
Catering	Alcohol permitted by licensee's retail license, sold or served at events covered by special designated licenses

Class A Licenses

Restaurants

Pizza Hut of Scottsbluff, Inc.
Mast Enterprises, Inc. dba Godfather Pizza

726 West 27th Street
2203-07 Broadway

Total Class A Licenses **2**

Class B Licenses

Convenience Stores

Total Class B Licenses **0**

Class C Licenses

Restaurants

El Charrito Restaurant & Lounge, Inc.
Woodshed, Inc.

802 21st Avenue
18 East 16th Street

Hotel/Motel

Holiday Inn Express
Candlelight Inn & Lounge

1821 Frontage Rd.
1822 East 20th Place

Taverns/Lounges

Hight's Tavern
Silver Saddle Lounge
18th Street Bar and Grille
Bob's Garage & Bar
Lucky Keno LLC dba FrontSide
El Tequila

20 West 18th Street
1901-B 21st Ave.
1722 Broadway
1907 Broadway
1001 Avenue I
1619 East Overland

Retail

Racks (Catering)
Panhandle Cooperative Assn. (Catering)

1402 East 20th St.
401 S. Beltline Hwy West

Clubs

Elks BPO Lodge 1367
The Sugar Club

1614 1st Avenue
705 East Overland

Bowling Alleys

Valley Bowl Fun Center

1702 17th Ave.

TOTAL CLASS C LICENSES 15

Class D Licenses

Grocery Stores

Safeway of Western Nebraska

601 Broadway

Convenience Stores

5th & O Eastco
Family Thrift #459
Sinclair Super Shop
Panhandle Coop Assn.
Git N Split
Cheema's Gas & Liquor
Route 26 Mart
Maverik Stores Inc.,
La Bamba
Walgreens

503 East Overland
121 W 27th Street
902 West Overland
3302 Ave. B
506 West 27th Street
2002 Avenue I
1722 E 20th Street
920 West 36th St.,
721 East Overland
205 West 27th Street

Liquor Stores

Dermer's
Liquor Cabinet (Catering)
Cigarette Chain

1311 E Overland Dr.
817 West 27th Street
323 East Overland

Discount/Grocery Stores

Big Kmart #7024
Wal-Mart Supercenter #867

802 East 27th Street
3322 Avenue I

TOTAL CLASS D LICENSES 16

CLASS I LICENSES

Restaurants

Rosita's	1205 East Overland
Chili's Grill & Bar	826 West 36 th St.
Applebee's Neighborhood Grill & Bar	2621 5 th Avenue
Wonderful House Restaurant	829 Ferdinand Plaza
Taco de Oro	2601 Avenue I
Whiskey Creek Steakhouse	1802 E 20 th Place
Ole, LLC	1901 East 20 th Street
Oriental House	1502 E. 20 th St.
Emporium Coffeehouse & Cafe	1818 1 st Avenue
San Pedro Mexican Restaurant	23 West 27 th St.
Sam & Louie's Pizzeria	1522 Broadway
Taco Town	1007 West 27 th St.
Prime Cut	305 West 27 th St.

Theater

Hotel/Motel

Hampton Inn & Suites	301 W Hwy 26
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TOTAL CLASS I LICENSES 14

Class W Licenses

Wholesale

High Plains Budweiser	2810 Ave M
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TOTAL CLASS W LICENSES 1

TOTAL LICENSES

Class A	2
Class B	0
Class C	15
Class D	16
Class I	14
Class W	1
TOTAL LICENSES	48

EXHIBIT # 5

Memo

Date: August 19, 2014
To: Honorable Mayor and City Council
From: Annie Urdiales, Planning Administrator
CC: Rick Kuckkahn
Re: Class "D" Liquor License Application
P.G.14 LLC dba Route 26
1722 East 20th Street
Scottsbluff, NE 69361

Action:

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-2 (Neighborhood 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) Route 25 Mart is located at 1722 East 20th St., the structure is also utilized as a gas station, small convenience store, a sub sandwich shop is attached to the building.
- (3) Adequate parking exists at the site, with parking to the south 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) There are no public buildings or institutions (church/schools) in close proximity to the subject property.
- (6) The existing population of Scottsbluff is approximately 15,039.