

BOROUGH OF SEWICKLEY

PUBLIC HEARING NOTICE

INTERMUNICIPAL LIQUOR LICENSE TRANSFER REQUEST

Sewickley Borough Council will conduct a Public Hearing on April 21, at 6:30 p.m. The purpose of the Public Hearing is to take public testimony on the request for the Intermunicipal Transfer of Liquor License Number R-1244, Blue Note, LLC, from 422 Foreland St, Pittsburgh PA 15212 to 541-545 Beaver St, Sewickley PA 15143. The transfer applicant is The Nauti Taco, LLC. Following the public hearing, Borough Council will take action to approve or disapprove the transfer.

In light of the emergency declarations set forth by the Governor, including the 3/23/20 "Stay at Home" Order, the hearing will be held via call-in. Please use the following number and meeting ID to participate: (253) 215-8782; meeting ID 587 245 058. You may also use the free Zoom app. Please send additional questions and remarks to mmarcinko@sewickleyborough.org in advance of the meeting. The meeting materials have been posted on the Borough website.

Please Publish in the Pittsburgh Post-Gazette on Thursday, April 9, 2020.



SPECIALTY GROUP

PUTTING PEOPLE BEHIND BARS & INTO RESTAURANTS SINCE 1986

VIA UPS TRACKING NO.: 1ZN91T0K0332767234

February 28, 2020

Borough of Sewickley
Attn: Ms. Marla P. Marcinko, Borough Manager
601 Thorn Street
Sewickley, PA 15143

RE: The Nauti Taco, LLC
Inter-Municipal Liquor License Transfer

Dear Ms. Marcinko,

Enclosed please find the following documents in reference to the above captioned:

- (✓) Borough of Sewickley: Application for Transfer of Retail Liquor License
- (✓) Borough of Sewickley: Application Information
- (✓) Check #29790 for \$500.00 for Application Fee

Should you have any other questions or need further information please do not hesitate to call this office.

Very truly yours,
SPECIALTY GROUP


Sidney Sokoloff
Vice President

Enclosures as noted

BOROUGH OF SEWICKLEY
APPLICATION FOR TRANSFER OF RETAIL
LIQUOR LICENSE

Name of Applicant (Transferee) The Nauti Taco, LLC

Address of Applicant 541 545 Beaver St., Sewickley PA 15143

Block and Lot No. 421-A-7

Location of premises proposed to be listed 541-545 Beaver St., Sewickley PA 15143

Current use of premises Restaurant

Name of Transferor Blue Note, LLC

Address of Transferor 422 Foreland St., Pittsburgh, PA 15212

Location of premises currently licensed 422 Foreland St., Pittsburgh, PA 15212

Type of license Restaurant Liquor

License Number R-1244

The attached information is a part of the Application and must be completed by the Applicant.


Signature of Applicant

BOROUGH OF SEWICKLEY

APPLICATION INFORMATION

1. **What is the anticipated date of proposed transfer?**
Upon receipt of resolution from the borough of Sewickley

2. **What are the names and addresses of individuals and all entities having any interest in the license proposed and operation at Applicant's premises? (Use additional sheets, if required.)**
Karen M. Hineman- 5500 Buseman Avenue, Alquippa, PA 15001
Grogory W. Hineman- 5500 Buseman Avenue, Alquippa, PA 15001

3. **What are the names and addresses of individuals designated as the Manager of Applicant's premises?**
Roscoe C. Duncan- 611 Beaver Street, Apartment A, Sewickley, PA 15143

4. **Provide a description of premises to which license is to be transferred. (i.e. gross square footage of facility, square footage of kitchen and service area, square footage of seating area, seating capacity, number of parking spaces).**
Restaurant space in operation is 2048 sq. ft., Kitchen space is 400 sq. ft.,
Additional serving space is 998 sq. ft., Outdoor serving/seating area is 1036
sq. ft. and Basement storage is 1932 sq. ft.
Seating Capacity (613 Beaver) is 50 seats, Additional Seating (611 Beaver) is
26 seats and 24 seats outside

5. **Does Applicant propose to increase the seating capacity?**
50 additional seats

6. **Does Applicant propose to add a bar at which alcoholic beverages will be served?**
Yes

7. **Does the Applicant have a food carryout service and is a beverage carryout service proposed?**
Yes

8. **What are Applicant's present hours of operation and does Applicant propose to extend the hours?**

Tuesday- Sunday: 11am-9pm; Will be Monday-Sunday: 11am-9pm

9. **Does Applicant have any experience operating a licensed establishment?**

Yes, open and operating licensed establishment in Navarre, Florida as well as the Slippery Mermaid in Sewickley

10. **Does Applicant or any person or entity having an interest in Applicant own or have an interest in any other licensed establishment?**

Yes, operating in Florida and Slippery Mermaid in Sewickley

11. **If the answer to Nos. 9 and 10 is yes, has the Pennsylvania Liquor Control Board ever brought any enforcement, suspension or revocation actions against the Applicant or any licensed establishment in which the Applicant has or had any ownership interest?**

None

12. **Has Applicant previously permitted patrons to bring their own bottles?**

Yes

13. **Has Applicant had any experience with unruly or disruptive patrons?**

No

14. **Of Applicant's anticipated gross sales, what percentage do you anticipate will represent sales of food and what percentage will represent sales of alcoholic beverages?**

80% Food and 20% Alcohol

15. **Does Applicant propose to make any additions to the premises or any interior or exterior modifications?**

Interior Doorway

16. How many employees does Applicant now have?

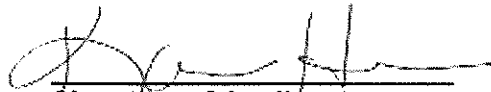
12

17. With the addition of the license, will Applicant be adding any additional employees?

10-12

2/26/2020

Date



Signature of Applicant

FEE: \$500.00

Paid On: _____

Paid By: _____

BOROUGH OF SEWICKLEY

RESOLUTION NO. 2020-06

**A RESOLUTION OF THE BOROUGH OF SEWICKLEY,
COUNTY OF ALLEGHENY, COMMONWEALTH OF
PENNSYLVANIA, APPROVING THE TRANSFER OF
LIQUOR LICENSE NO. R-1244 INTO THE BOROUGH OF
SEWICKLEY.**

WHEREAS, Act 141 of 2000 ("the Act") authorizes the Pennsylvania Liquor Control Board to approve, in certain instances, the transfer of liquor licenses across municipal boundaries within the same county regardless of the quota limitations provided for in Section 461 of the Liquor Code if, as in Sewickley Borough, sales of liquor and malt or brewed beverages are legal in the municipality receiving the license; and

WHEREAS, the Act requires the applicant to obtain from the receiving municipality a resolution approving the inter-municipal transfer of the liquor license prior to an applicant's submission of an application to the Pennsylvania Liquor Control Board; and

WHEREAS, the Liquor Code stipulates that, prior to adoption of a resolution by the receiving municipality, at least one hearing be held for the purpose of permitting individuals residing within the municipality to make comments and recommendations regarding applicant's intent to transfer a liquor license into the receiving municipality; and

WHEREAS, an application for transfer filed under the Act must contain a copy of the resolution adopted by the municipality approving the transfer of a liquor license into the municipality.

NOW, THEREFORE, BE IT RESOLVED, that The Nauti Taco, LLC has requested the approval of Sewickley Borough for the proposed transfer of Pennsylvania liquor license no. R-1244, from Blue Note, LLC, 422 Foreland St, Pittsburgh, Allegheny County, Pennsylvania, 15212 for property within Sewickley Borough to be located at 541-545 Beaver Street, Sewickley Borough, Allegheny County, Pennsylvania, 15143 with the understanding that the liquor license will be transferred to only such location. Further, said transfer must be approved at a later date by the Pennsylvania Liquor Control Board; and

BE IT FURTHER RESOLVED that Sewickley Borough has held a properly advertised public hearing pursuant to the notice provisions of Section 102 of the Liquor Code to receive comments on the proposed liquor license transfer; and

BE IT FURTHER RESOLVED that Sewickley Borough approves, by adoption of this Resolution, the proposed inter-municipal transfer of liquor license no. R-1244 into Sewickley Borough by The Nauti Taco, LLC, and

BE IT FURTHER RESOLVED that transfers, designations and assignments of licenses hereunder are subject to approval by the Pennsylvania Liquor Control Board.

ATTEST:

BOROUGH OF SEWICKLEY

RESOLVED this 21st day of April, 2020

Marla P. Marcinko
Borough Manager/Secretary

Jeff Neff
President of Council

EXAMINED AND APPROVED by me this 21st day of April 2020.

Brian F. Jeffe
Mayor