

COUNCIL DECISION REQUEST

SUBJECT: Liquor License Acquisition of Control- Beverage Place

MEETING DATE: April 16, 2009

PAYSON GOAL: NEW: EXISTING:

ITEM NO.:

TENTATIVE SCHEDULE:

SUBMITTED BY: Silvia Smith, Town Clerk

AMOUNT BUDGETED: -0-

SUBMITTAL TO AGENDA

EXPENDITURE REQUIRED: -0-

APPROVED BY TOWN MANAGER

CONT. FUNDING REQUIRED: -0-



EXHIBITS (If Applicable, To Be Attached):

POSSIBLE MOTION I move to take no action on the Acquisition of Control by Sushma Patel, Sarj Investments, DBA Beverage Place

SUMMARY OF THE BASIS FOR POSSIBLE MOTION: The original application was for Sushma Patel, DBA Beverage Place. In December 2008 she submitted an application changing the name to Sarj Investments, LLC, with Ms. Patel as the individual owner. On March 6, 2009 she submitted for an Acquisition of Control because she had added two additional individuals to her LLC. She is still the managing member.

Per A.R.S. § 4-203-H: A restructuring of a licensee's business is an acquisition of control pursuant to subsection F of this section and is a transfer of a spirituous liquor license and not the issuance of a new spirituous liquor license if both of the following apply:

1. All of the controlling persons of the licensee and the new business entity are identical.
2. There is no change in control or beneficial ownership.

Per A.R.S. § 4-203-F: The local governing body of the city, town or county may protest the acquisition of control within sixty days based on the capability, reliability and qualification of the person acquiring control. If the director (director of Liquor Control) does not receive any protests, the director may protest the acquisition of control or approve the acquisition of control based on the capability, reliability and qualification of the person acquiring control. Any protest shall be set for a hearing before the board.

PROS: _____

CONS:

PUBLIC INPUT (if any):

BOARD/COMMITTEE/COMMISSION ACTIONS/RECOMMENDATIONS (if any) (give dates and attach minutes):

FUNDING:

Acct:	Budget:	Available:	Expense:	Remaining:
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