

cityofnovi.org

CITY of NOVI CITY COUNCIL

Agenda Item 7
March 11, 2013

SUBJECT: Direction to City Administration to prepare amendments to Chapter 3, Alcoholic Liquor, of the City of Novi Code of ordinances and to Ordinance No. 97-18 as amended, the City of Novi Zoning Ordinance, Article 25, "General Provisions," to revise regulations relating to the transfer of liquor licenses creating a requirement for applicants for all liquor licenses to secure approval by the City of a "plan of operation" and/or to create standards for issuance of special land use approvals for new/altered licensed establishments.

SUBMITTING DEPARTMENT: City Manager

CITY MANAGER APPROVAL: 

BACKGROUND INFORMATION:

The State's Liquor Control Commission (LCC) issued a bulletin, Bulletin 2012-12, announcing new procedures for the processing at the state level of transfers of liquor licenses that impacts local communities as an apparent effort to make its' operations more "efficient". For years it was standard procedure for the City of Novi to be part of the process for any proposed transfer of a liquor license within its boundaries. Under Ordinance Section 3-16 of the City Code, the City would process that request for transfer as it would a request for a new license (i.e., quota license) issued within the City. If the City did not provide prior approval of the liquor license transfer, the LCC would, historically, not approve the license transfer, either. Bulletin 2012-12 reinterprets existing state statutes as not requiring prior local legislative approval of transfers of liquor licenses. The change would include transfers from one person to another, but would *also* apply, apparently, to transfers of licenses *into* the City of Novi from other communities. Although the City has provided the State and the LCC with correspondence explaining that it believes the LCC's reading of its statutory authority to be incorrect, it appears that the LCC will continue this practice in the future.

At a previous meeting, the Council discussed the possibility of amending its ordinances to provide alternate language ensuring that the City retains full authority to approve/disapprove licensed establishments in the City. The staff and City Attorney's office have put together possible ordinance amendments to accomplish that purpose, for review by the City Council and possible direction for action to process the ordinance amendments through the normal process. The City has a large number, approximately 100 (see attached list from State) active liquor licenses of different categories. The process for local review in Novi had worked well helps ensure that these important members of the business community have the background and expertise in the correct land uses and buildings, to operate before there are undue numbers of problems and calls for services.

Licensing ordinance

The first ordinance contains potential changes to the City's existing *licensing ordinance*, Chapter 3, Alcoholic Liquor, of the City Code that would make clear that the City has a process separate and apart from the LCC's process for approving the operation of a licensed facility. Using the established model that has been in place for some time in communities such as Royal

Oak, Birmingham, and Commerce Township, the amendment creates a requirement for the applicant to secure approval of a "plan of operation," without which the City would not allow the use of the license and the operation of the licensed facility within the City. That is the primary proposed change in the ordinance.

The draft ordinance also expands and revises the transfer itself section somewhat, to make clear that the City is not simply approving the transfer of a license. The revised language refers to obligations of an applicant seeking to operate a business with a liquor license issued as a transfer (whether from inside the City or another community).

Zoning Ordinance

The other two ordinances are possible amendments to the zoning ordinance to create a requirement that all new licensed facilities receive a "special land use" permit. The new special land use section is a "stand alone" section, §2525, that requires any establishment serving liquor to secure a special land use approval in order to allow the City to weigh the "fit" of a particular licensed use in a particular part of the City – as a check against the LCC's ability to simply issue a license over the City's objections.

There are two separate versions of the ordinance. "Version 1" makes all the provisions of 2516.2.c – the full review criteria for all special land uses in the City – applicable, but also requires the review of some additional standards relating to economic development, uses in the area, etc. "Version 2" is scaled back. It does not require all of the same findings as a "full" special land use would under §2516.2c, but instead only the "new" standards of §2525.

Both versions "grandfather" any existing uses unless and until there is an application of site plan amendment.

The ordinance also provides three different options for a public hearing review process required under the zoning statute: the full Planning Commission public hearing option; an option that would allow a "committee" to conduct a public hearing under the zoning ordinance (Department of Public Services Director, Community Development Director, City Assessor, but the Council could designate others instead); and an option of having the Community Development Director hold the hearing, as happens now for temporary special land use permits.

Finally, because the TC/TC-1 district has brew pubs as a permitted use, they are moved into the special land use category.

Any changes to the zoning ordinance would need to be referred to the Planning Commission, which could recommend changes to the attached – or even a different course of action. With regard to City Code amendment (Chapter 3), **if** it determined that any changes to the ordinance were appropriate, the Council could move the ordinance forward to a first reading or refer to the matter for further study.

RECOMMENDED ACTION: Direction to City Administration to prepare amendments to Chapter 3, Alcoholic Liquor, of the City of Novi Code of ordinances and to Ordinance No. 97-18 as amended, the City of Novi Zoning Ordinance, Article 25, "General Provisions," to revise regulations relating to the transfer of liquor licenses creating a requirement for applicants for all liquor licenses to secure approval by the City of a "plan of operation" and/or to create standards for issuance of special land use approvals for new/altered licensed establishments.

	1	2	Y	N
Mayor Gatt				
Council Member Casey				
Council Member Fischer				
Council Member Margolis				

	1	2	Y	N
Council Member Mutch				
Council Member Staudt				
Council Member Wrobel				

ACTIVE LIQUOR LICENSEE LISTING FOR CITY OF NOVI

ACTIVE LICENSEE LISTING FOR COUNTY OF OAKLAND

(CONTINUED) MILFORD VILLAGE

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NO BUSINESS NAME ON FILE WITH MLCC

Address: 224 S MAIN, MILFORD 48381

Bus.Nbr: 203015 Bus.Ph: (248)685-8779 Tax ID: 382568813 Insurer: PHOENIX INSURANCE COMPANY, THE (08/23/2010-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 168320-2012	SUNDAY SALES (PM), OD-SERV, SPECIFIC PURPOSE PERMIT(FOOD), DANC-ENT	NON-TRANSFERABLE	MCL 436.1521(1)	QUESTVENTURES, LTD.

NOVI CITY10 NORTH

Address: 24555 NOVI, NOVI 48375

Bus.Nbr: 131995 Bus.Ph: (248)349-7038 Tax ID: 383507736 Insurer: NORTH POINTE INSURANCE COMPANY (07/07/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 74547-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), DANCE, OD-SERV, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		DJSW, LLC
SDM 74548-2012		TRANSFERABLE		

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
YOUNG, CARMEN M	ESCROW LICENSES	(248)310-2618		210 W SIXTH ROYAL OAK, MI 48067

29 PARK

Address: 43155 MAIN, UNITS 206 & 208, NOVI 48375

Bus.Nbr: 211802 Bus.Ph: (519)791-1055 Tax ID: 331164847 Insurer: NORTH POINTE INSURANCE COMPANY (07/29/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 193657-2012	SUNDAY SALES (PM), ADDBAR, DANC-TRANSFERABLE ENT, CATERING			NOVI PARK, INC.
SDM 193658-2012		TRANSFERABLE		

7-ELEVEN STORE

Address: 24111 MEADOWBROOK, NOVI 48375

Bus.Nbr: 14530 Bus.Ph: (810)528-0711 Tax ID: Insurer: ACE AMERICAN INSURANCE COMPANY (04/19/2006-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDM 5963-2012	SUNDAY SALES (AM)	TRANSFERABLE		7-ELEVEN, INC. (A TEXAS CORPORATION) DEDVUKAJ, VIKTORR

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
ORMOND, STEPHEN P	LICENSE APPLICATIONS	(313)965-8228	(313)965-8252	CLARK HILL PLC 500 WOODWARD AVE SUITE 3500 DETROIT, MI 48226

AH WOK RESTAURANT

Address: 41563 W TEN MILE, NOVI 48375

Bus.Nbr: 136695 Bus.Ph: (248)349-9260 Tax ID: 383598419 Insurer: PROPERTY-OWNERS INSURANCE COMPANY (11/01/2009-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CC RES 101148-2012	SUNDAY SALES (PM)	TRANSFERABLE	MCL 436.1531(2)	NEW AH WOK, LLC

ANDIAMO-THE SECOND CITY

Address: 42705 GRAND RIVER, BUILDING 100, NOVI 48375

Bus.Nbr: 159354 Bus.Ph: (248)348-4448 Tax ID: Insurer: WEST AMERICAN INSURANCE COMPANY (07/28/2005-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CC RES 138283-2012	SUNDAY SALES (PM), DANC-ENT, OD-TRANSFERABLE SERV, ADDBAR, SPECIFIC PURPOSE PERMIT(FOOD)		MCL 436.1531(2)	JCTD LLC
SDM 138284-2012		TRANSFERABLE		

ACTIVE LICENSEE LISTING FOR COUNTY OF OAKLAND

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APPLEBEE'S NEIGHBORHOOD GRILL & BAR #8086

Address: 47900 GRAND RIVER, NOVI 48374

Bus.Nbr: 229678 Bus.Ph: (248)262-1000 Tax ID: 352450409 Insurer: CITIZENS INSURANCE COMPANY OF AMERICA (09/20/2012-Present)

License (Type-Nbr-Yr)	Permits	Transfer Status	MCL Act	Licensees
CLASSC 218361-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		TSFR APPLE VENTURE LLC

BAGGER DAVE'S LEGENDARY BURGERS & FRIES

Address: 26060 NOVI, NOVI 48375

Bus.Nbr: 214122 Bus.Ph: Tax ID: Insurer: GENERAL CASUALTY INSURANCE COMPANY (02/17/2010-Present)

License (Type-Nbr-Yr)	Permits	Transfer Status	MCL Act	Licensees
CLASSC 188114-2012	SUNDAY SALES (PM), ENT, SPECIFIC PURPOSE PERMIT(FOOD), OD-SERV	TRANSFERABLE		TROY BURGERS, INC.
SDM 188115-2012		TRANSFERABLE		

BAR LOUIE-NOVI

Address: 44375 W TWELVE MILE, SPACE G-152, NOVI 48377

Bus.Nbr: 206133 Bus.Ph: (248)662-1100 Tax ID: Insurer: CAPITOL INDEMNITY CORPORATION (10/21/2012-Present)

License (Type-Nbr-Yr)	Permits	Transfer Status	MCL Act	Licensees
CLASSC 171890-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), OD-SERV	TRANSFERABLE		ZAM, LLC
SDM 171891-2012		TRANSFERABLE		

BD'S MONGOLIAN BARBEQUE

Address: 43155 MAIN, SUITE 200, NOVI 48375

Bus.Nbr: 134083 Bus.Ph: (248)398-2560 Tax ID: 383411841 Insurer: NETHERLANDS INSURANCE COMPANY, THE (05/01/2007-02/15/2013)

License (Type-Nbr-Yr)	Permits	Transfer Status	MCL Act	Licensees
CLASSC 78516-2012	SUNDAY SALES (PM), OD-SERV, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		MONGOLIAN OPERATING COMPANY, LLC
SDM 130966-2012		TRANSFERABLE		

BONEFISH GRILL #8303

Address: 43304 ELEVEN MILE, NOVI 48375

Bus.Nbr: 221155 Bus.Ph: Tax ID: Insurer: CONSTANT VALUE BOND

License (Type-Nbr-Yr)	Permits	Transfer Status	MCL Act	Licensees
CLASSC 198148-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), OD-SERV, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		BONEFISH GRILL, LLC (A FLORIDA LIMITED LIABILITY COMPANY)
SDM 198149-2012		TRANSFERABLE		

BORDER CANTINA

Address: 21420 NOVI, NOVI 48375

Bus.Nbr: 805 Bus.Ph: (248)347-7827 Tax ID: 383075995 Insurer: ARGONAUT GREAT CENTRAL INSURANCE COMPANY (07/01/2002-Present)

License (Type-Nbr-Yr)	Permits	Transfer Status	MCL Act	Licensees
CLASSC 1264-2012	SUNDAY SALES (PM), ENT-WO, OD-SERV, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		LONE STAR BBQ, INC.

BREAKTIME BILLIARDS BAR AND GRILL

Address: 30770-, 30850 BECK, NOVI 48377

Bus.Nbr: 7542 Bus.Ph: (248)926-2530 Tax ID: 383528220 Insurer: CAPITOL SPECIALTY INSURANCE CORPORATION (04/14/2012-Present)

License (Type-Nbr-Yr)	Permits	Transfer Status	MCL Act	Licensees
SDM 16813-2012		TRANSFERABLE		BREAKTIME BILLIARDS, INC.
CC RES 41215-2012	SUNDAY SALES (PM), ENT, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE	MCL 436.1531(2)	

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BUFFALO WILD WINGS BAR & GRILL

Address: 44375 W TWELVE MILE, SPACE G-149, NOVI 48377

Bus.Nbr: 141539 Bus.Ph: (248)894-0434 Tax ID: 383475824 Insurer: GENERAL CASUALTY COMPANY OF WISCONSIN (04/01/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CC RES 111317-2012	SUNDAY SALES (PM), ADDBAR, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE	MCL 436.1531(2)	TMA ENTERPRISES OF NOVI, INC.

BUSCH'S

Address: 41840 W TEN MILE, NOVI 48375

Bus.Nbr: 197072 Bus.Ph: (248)348-0708 Tax ID: 382075818 Insurer: SECURA INSURANCE, A MUTUAL COMPANY (07/12/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDM 165663-2012	SUNDAY SALES (AM), BEER & WINE SAMPLING	TRANSFERABLE		BUSCH'S, INC.

CALIFORNIA PIZZA KITCHEN

Address: 27866 NOVI, SPACE E-122, NOVI 48377

Bus.Nbr: 207481 Bus.Ph: (248)449-3280 Tax ID: 954040623 Insurer: ZURICH AMERICAN INSURANCE COMPANY (05/01/2009-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 172130-2012	SUNDAY SALES (PM), OD-SERV	TRANSFERABLE		CALIFORNIA PIZZA KITCHEN, INC. (A DELAWARE CORPORATION)

CARRABBA'S ITALIAN GRILL #7304

Address: 43455 W OAKS, NOVI 48377

Bus.Nbr: 221165 Bus.Ph: Tax ID: Insurer: CONSTANT VALUE BOND

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 196259-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), OD-SERV, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		CARRABBA'S ITALIAN GRILL, LLC (A FLORIDA LIMITED LIABILITY COMPANY)

CASTLE WINE SHOPPE

Address: 30970 BECK, NOVI 48377

Bus.Nbr: 220939 Bus.Ph: (248)624-6400 Tax ID: 270547825 Insurer: NORTH POINTE INSURANCE COMPANY (02/11/2013-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDD 188126-2012	SUNDAY SALES (PM), SUNDAY SALES (AM)	TRANSFERABLE		CASTLE WINE, INC.
SDM 188127-2012		TRANSFERABLE		

CHILI'S GRILL & BAR

Address: 20901 HAGGERTY, NOVI 48375

Bus.Nbr: 156475 Bus.Ph: (248)344-9722 Tax ID: 752736233 Insurer: LEXINGTON INSURANCE COMPANY (06/23/2011-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CC RES 139624-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), ENT, SPECIFIC PURPOSE PERMIT(FOOD)	NON-TRANSFERABLE	MCL 436.1531(4)	BRINKER MICHIGAN, INC. (A DELAWARE CORPORATION)

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
CARLIN, JR., JOHN B	VIOLATION MATTERS	(248)816-3210	(248)816-5115	CARLIN EDWARDS BROWN PLLC 2855 COOLIDGE HWY STE 203 TROY, MI 48084

CHINA CAFE

Address: 24299 NOVI, NOVI 48375

Bus.Nbr: 7405 Bus.Ph: (248)449-4888 Tax ID: 383337083 Insurer: FRANKENMUTH MUTUAL INSURANCE COMPANY (04/22/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDM 16131-2012		TRANSFERABLE		MEILIN, INC.
CC RES 41071-2012	SUNDAY SALES (PM), OD-SERV	TRANSFERABLE	MCL 436.1531(2)	

CHUCK E. CHEESE'S

Address: 44275 TWELVE MILE, NOVI 48377

Bus.Nbr: 7739 Bus.Ph: (972)258-8507 Tax ID: 480905805 Insurer: ACE AMERICAN INSURANCE COMPANY (09/08/2003-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
T RES 114096-2012	SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE	MCL 436.1531(2)	CEC ENTERTAINMENT, INC. (A KANSAS CORPORATION)

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COURTYARD MARRIOTT

Address: 42700 ELEVEN MILE, NOVI 48375

Bus.Nbr: 129952 Bus.Ph: Tax ID: Insurer: NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA (05/23/2000-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
B HOTEL 75337-2012	SUNDAY SALES (PM), ENT, SPECIFIC PURPOSE PERMIT (FOOD)	TRANSFERABLE		COURTYARD MANAGEMENT CORPORATION (A DELAWARE CORPORATION)

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
BRENEMAN, MARGERY	LICENSE APPLICATIONS	(301)380-4197		10400 FERNWOOD RD. BETHESDA, MD 20817

CROWN PLAZA

Address: 27000 SHERATON, NOVI 48377

Bus.Nbr: 193472 Bus.Ph: (248)557-5454 Tax ID: Insurer: CITIZENS INSURANCE COMPANY OF AMERICA (04/30/2011-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
B HOTEL 162445-2012	SUNDAY SALES (PM), ADDBAR, DANC-ENT, SPECIFIC PURPOSE PERMIT (FOOD, GUEST REGISTRATION), PARTICIPATION PERMIT (MATT PRENTICE SENIOR CATERING, INC.)	TRANSFERABLE		BENEDETTOS STEAKHOUSE, LLC

SDM 162446-2012

CVS/PHARMACY #8067

Address: 31250 BECK, NOVI 48377

Bus.Nbr: 214195 Bus.Ph: (401)765-1500 Tax ID: 364525289 Insurer: NEW HAMPSHIRE INSURANCE COMPANY (01/01/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDM 178470-2012	SUNDAY SALES (AM)	TRANSFERABLE		WOODWARD DETROIT CVS, L.L.C.

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
CARNIAK, RUSSELL G	VIOLATION MATTERS	(248)645-0800	(248)645-2602	HARDY LEWIS & PAGE, P.C. 401 S OLD WOODWARD AVE., SUITE 410 BIRMINGHAM, MI 48009
MAGY, PAUL S	LICENSE APPLICATIONS	(248)988-5844	(248)988-2332	CLARK HILL PLC 151 S OLD WOODWARD AVE. SUITE 200 BIRMINGHAM, MI 48009

CVS/PHARMACY #8140

Address: 22240 NOVI, NOVI 48375

Bus.Nbr: 214337 Bus.Ph: (401)765-1500 Tax ID: 364525289 Insurer: NEW HAMPSHIRE INSURANCE COMPANY (01/01/2013-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDM 178448-2012	SUNDAY SALES (AM)	TRANSFERABLE		WOODWARD DETROIT CVS, L.L.C.

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
CARNIAK, RUSSELL G	VIOLATION MATTERS	(248)645-0800	(248)645-2602	HARDY LEWIS & PAGE, P.C. 401 S OLD WOODWARD AVE., SUITE 410 BIRMINGHAM, MI 48009
MAGY, PAUL S	LICENSE APPLICATIONS	(248)988-5844	(248)988-2332	CLARK HILL PLC 151 S OLD WOODWARD AVE. SUITE 200 BIRMINGHAM, MI 48009

CVS/PHARMACY #8161

Address: 47200 W TEN MILE, NOVI 48374

Bus.Nbr: 214329 Bus.Ph: (401)765-1500 Tax ID: 364525289 Insurer: NEW HAMPSHIRE INSURANCE COMPANY (01/01/2013-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDD 178723-2012	SUNDAY SALES (PM), SUNDAY SALES (AM)	TRANSFERABLE		WOODWARD DETROIT CVS, L.L.C.

SDM 178724-2012

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
CARNIAK, RUSSELL G	VIOLATION MATTERS	(248)645-0800	(248)645-2602	HARDY LEWIS & PAGE, P.C. 401 S OLD WOODWARD AVE., SUITE 410 BIRMINGHAM, MI 48009
MAGY, PAUL S	LICENSE APPLICATIONS	(248)988-5844	(248)988-2332	CLARK HILL PLC 151 S OLD WOODWARD AVE. SUITE 200 BIRMINGHAM, MI 48009

ACTIVE LICENSEE LISTING FOR COUNTY OF OAKLAND

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CVS/PHARMACY #8244

Address: 42191 W FOURTEEN MILE, NOVI 48377

Bus.Nbr: 214274 Bus.Ph: (401)765-1500 Tax ID: 364525289 Insurer: NEW HAMPSHIRE INSURANCE COMPANY (01/01/2013-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDD 178425-2012	SUNDAY SALES (PM), SUNDAY SALES (AM)	TRANSFERABLE		WOODWARD DETROIT CVS, L.L.C.
SDM 178426-2012		TRANSFERABLE		

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
CARNIAK, RUSSELL G	VIOLATION MATTERS	(248)645-0800	(248)645-2602	HARDY LEWIS & PAGE, P.C. 401 S OLD WOODWARD AVE., SUITE 410 BIRMINGHAM, MI 48009
MAGY, PAUL S	LICENSE APPLICATIONS	(248)988-5844	(248)988-2332	CLARK HILL PLC 151 S OLD WOODWARD AVE. SUITE 200 BIRMINGHAM, MI 48009

DIAMOND JIM BRADY'S

Address: 43271 CRESCENT, NOVI 48375

Bus.Nbr: 7036 Bus.Ph: (248)380-8460 Tax ID: 382972773 Insurer: PEERLESS INDEMNITY INSURANCE COMPANY (10/06/2011-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CC RES 40529-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), OD-SERV	TRANSFERABLE	MCL 436.1531(2)	DIAMOND JIM BRADY'S OF NOVI, INC.
SDM 124505-2012		TRANSFERABLE		

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
BRADY, MARY E	ESCROW LICENSES	(248)345-0962		2775 SHAGBARK LANE MILFORD, MI 48380

DOUBLETREE BY HILTON DETROIT-NOVI

Address: 42100 CRESCENT, NOVI 48375

Bus.Nbr: 227898 Bus.Ph: Tax ID: Insurer: XL INSURANCE AMERICA, INC. (10/02/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
BH RES 218790-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), ADDBAR, OD-SERV, SPECIFIC PURPOSE PERMIT(FOOD)	NON-TRANSFERABLE	MCL 436.1531(4)	NOVI CRESCENT HOTEL, LLC (AN ILLINOIS LIMITED LIABILITY COMPANY)
SDM 218791-2012		TRANSFERABLE		

EMAGINE

Address: 44425 W TWELVE MILE, NOVI 48377

Bus.Nbr: 143108 Bus.Ph: (248)269-5750 Tax ID: 383591998 Insurer: CITIZENS INSURANCE COMPANY OF AMERICA (08/01/2011-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 114596-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), SPECIFIC PURPOSE PERMIT(THEATRE), EXTENDED HOURS PERMIT(ENTERTAINMENT), ENT	TRANSFERABLE		CH NOVI LLC

FAMOUS DAVE'S BBQ

Address: 43350 CRESCENT, NOVI 48375

Bus.Nbr: 168172 Bus.Ph: (248)735-1111 Tax ID: 203483015 Insurer: CITIZENS INSURANCE COMPANY OF AMERICA (12/01/2009-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CC RES 147996-2012	SUNDAY SALES (PM), SPECIFIC PURPOSE PERMIT(FOOD)	NON-TRANSFERABLE	MCL 436.1531(4)	BLUE RIBBON RESTAURANTS NOVI, LLC

FOOD AND WINE BAZZAR

Address: 43340 W TEN MILE, NOVI 48375

Bus.Nbr: 136186 Bus.Ph: (248)349-9690 Tax ID: 383566313 Insurer: NORTH POINTE INSURANCE COMPANY (04/26/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDD 80131-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), BEER & WINE SAMPLING	TRANSFERABLE		NOVI LIQUOR & WINE, INC.
SDM 80132-2012		TRANSFERABLE		

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FUMI TAKEOUT

Address: 24271 NOVI, NOVI 48375

Bus.Nbr: 162076 Bus.Ph: (248)465-7100 Tax ID: 320028316 Insurer: NGM INSURANCE COMPANY (10/25/2010-Present)
License (Type-Nbr-Yr) Permits Transfer Status MCL Act Licensees
 CLASSC 142831-2012 SUNDAY SALES (PM), SPECIFIC TRANSFERABLE FUMI ENTERPRISE, INC.
 PURPOSE PERMIT(FOOD)

GATSBY'S

Address: 45701 GRAND RIVER, NOVI 48374

Bus.Nbr: 6999 Bus.Ph: (248)348-6999 Tax ID: 382947818 Insurer: UNITED STATES FIRE INSURANCE COMPANY (03/05/2012-Present)
License (Type-Nbr-Yr) Permits Transfer Status MCL Act Licensees
 CC RES 40465-2012 SUNDAY SALES (PM), OD-SERV, TRANSFERABLE MCL 436.1531(2) MCJ INVESTMENT CORP.
 DANC-ENT
 SDM 10221-2012 TRANSFERABLE

GENJI JAPANESE STEAK HOUSE & ASIAN CUISINE

Address: 27155 S KAREVICH, NOVI 48377

Bus.Nbr: 229957 Bus.Ph: Tax ID: Insurer: PRIMEONE INSURANCE COMPANY (12/13/2012-Present)
License (Type-Nbr-Yr) Permits Transfer Status MCL Act Licensees
 CLASSC 220658-2012 SUNDAY SALES (PM), SUNDAY SALES TRANSFERABLE GENJI NOVI, INC
 (AM), OD-SERV, ENT, CATERING
 SDM 220659-2012 TRANSFERABLE

GIUSEPPE'S DELI & BAKERY

Address: 44999 PONTIAC TRAIL, NOVI 48377

Bus.Nbr: 132126 Bus.Ph: (248)669-8851 Tax ID: 383463615 Insurer: STATE AUTO PROPERTY AND CASUALTY INSURANCE COMPANY (05/18/2010-Present)
License (Type-Nbr-Yr) Permits Transfer Status MCL Act Licensees
 SDM 75950-2012 TRANSFERABLE GIUSEPPE'S DELI & BAKERY, INC.

GOLDEN OAKS LIQUOR

Address: 24185 HAGGERTY, NOVI 48375

Bus.Nbr: 164074 Bus.Ph: (248)476-5690 Tax ID: 204895238 Insurer: AMERICAN ECONOMY INSURANCE COMPANY (06/07/2006-Present)
License (Type-Nbr-Yr) Permits Transfer Status MCL Act Licensees
 SDD 147354-2012 SUNDAY SALES (PM) TRANSFERABLE NOVI LIQUOR SHOP, INC.
 SDM 147355-2012 TRANSFERABLE

HAPPY SUSHI

Address: 41766 TEN MILE, NOVI 48375

Bus.Nbr: 150493 Bus.Ph: (248)380-8696 Tax ID: 352178684 Insurer: FIRST NATIONAL INSURANCE COMPANY OF AMERICA (01/26/2009-Present)
License (Type-Nbr-Yr) Permits Transfer Status MCL Act Licensees
 CLASSC 126921-2012 SUNDAY SALES (PM), ENT TRANSFERABLE HAPPY SUSHI, INC.
 SDM 126922-2012 TRANSFERABLE

HILTON GARDEN INN

Address: 27355 CABARET, NOVI 48375

Bus.Nbr: 226185 Bus.Ph: (248)348-3840 Tax ID: 261379494 Insurer: FEDERAL INSURANCE COMPANY (11/23/2011-Present)
License (Type-Nbr-Yr) Permits Transfer Status MCL Act Licensees
 B HOTL 207941-2012 SUNDAY SALES (PM), ADDBAR, DANC- TRANSFERABLE APPLE NINE HOSPITALITY MANAGEMENT, INC. (A VIRGINIA
 ENT, OD-SERV, PARTICIPATION CORPORATION)
 PERMIT (WHITE LODGING SERVICES
 CORPORATION), SPECIFIC PURPOSE
 PERMIT(FOOD)
 SDM 207942-2012 TRANSFERABLE

HOOTERS

Address: 44375 TWELVE MILE, SUITE G-155, NOVI 48377

Bus.Nbr: 149284 Bus.Ph: (248)347-0523 Tax ID: 200152883 Insurer: CHARTIS CASUALTY COMPANY (07/19/2004-Present)
License (Type-Nbr-Yr) Permits Transfer Status MCL Act Licensees
 CLASSC 128752-2012 SUNDAY SALES (PM), ENT, OD-SERV TRANSFERABLE HOOTERS OF NOVI, LLC (A GEORGIA LIMITED LIABILITY
 COMPANY)

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INDO FUSION

Address: 44175 TWELVE MILE, SUITE F-143, NOVI 48377

Bus.Nbr: 229230 Bus.Ph: (248)946-4804 Tax ID: 274690555 Insurer: GENERAL CASUALTY COMPANY OF WISCONSIN (10/22/2012-Present)

License (Type-Nbr-Yr) Permits Transfer Status MCL Act Licensees

CLASSC 219437-2012 TRANSFERABLE INDO FUSION, INC.

JAPANESE RESTAURANT CHERRY BLOSSOM

Address: 43588 W OAKS, NOVI 48377

Bus.Nbr: 3739 Bus.Ph: (248)380-9160 Tax ID: 382957006 Insurer: TRAVELERS CASUALTY INSURANCE COMPANY OF AMERICA (06/18/2012-Present)

License (Type-Nbr-Yr) Permits Transfer Status MCL Act Licensees

CLASSC 5755-2012 SUNDAY SALES (PM), ENT-WO TRANSFERABLE SAKURA CO.

KA HING RESTAURANT

Address: 45017 W PONTIAC TRAIL, NOVI 48377

Bus.Nbr: 227221 Bus.Ph: (248)624-7765 Tax ID: 453269064 Insurer: VALLEY FORGE INSURANCE COMPANY (05/22/2012-Present)

License (Type-Nbr-Yr) Permits Transfer Status MCL Act Licensees

CC RES 213062-2012 SUNDAY SALES (PM) NON-TRANSFERABLE MCL 436.1531(3) W & H FULLHOUSE, INC.

KIM'S GARDENS

Address: 26150 NOVI, NOVI 48375

Bus.Nbr: 4872 Bus.Ph: (248)348-0700 Tax ID: 382563935 Insurer: CONTINENTAL CASUALTY COMPANY (04/01/2012-Present)

License (Type-Nbr-Yr) Permits Transfer Status MCL Act Licensees

CLASSC 7487-2012 SUNDAY SALES (PM) TRANSFERABLE KIM'S OF NOVI, INC.

KROGER STORE #632

Address: 47650 GRAND RIVER, NOVI 48374

Bus.Nbr: 133273 Bus.Ph: (248)536-1601 Tax ID: Insurer: ACE AMERICAN INSURANCE COMPANY (01/25/2006-Present)

License (Type-Nbr-Yr) Permits Transfer Status MCL Act LicenseesSDM 76317-2012 TRANSFERABLE THE KROGER CO. OF MICHIGAN
SDD 110829-2012 SUNDAY SALES (PM), SUNDAY SALES (AM), BEER & WINE SAMPLING TRANSFERABLE

Contact Name	Purpose(s)	Phone Nbr	Fax Nbr	Address
MC CRARY, CELESTE R	LICENSE APPLICATIONS ESCROW LICENSES	(614)898-3200		4111 EXECUTIVE PKWY WESTERVILLE, OH 43081

LA HERRADURA MEXICAN GRILL & BAR

Address: 47690 GRAND RIVER, NOVI 48374

Bus.Nbr: 222953 Bus.Ph: Tax ID: 273610479 Insurer: FRANKENMUTH MUTUAL INSURANCE COMPANY (12/14/2010-Present)

License (Type-Nbr-Yr) Permits Transfer Status MCL Act LicenseesCLASSC 196961-2012 SUNDAY SALES (PM), OD-SERV, TRANSFERABLE LA HERRADURA, INC.
SPECIFIC PURPOSE PERMIT(FOOD)LAKEVIEW BAR & GRILL

Address: 43393 THIRTEEN MILE, NOVI 48377

Bus.Nbr: 477 Bus.Ph: (248)624-2800 Tax ID: 383099419 Insurer: STATE NATIONAL INSURANCE COMPANY, INC. (04/17/2012-Present)

License (Type-Nbr-Yr) Permits Transfer Status MCL Act LicenseesCLASSC 736-2012 SUNDAY SALES (PM), DANCE TRANSFERABLE B&M INVESTMENTS, INC.
SDM 14142-2012 TRANSFERABLELAKEVIEW MARKET

Address: 2206 OLD NOVI, NOVI 48377

Bus.Nbr: 222721 Bus.Ph: (248)624-7684 Tax ID: 271608324 Insurer: NORTH POINTE INSURANCE COMPANY (02/28/2013-Present)

License (Type-Nbr-Yr) Permits Transfer Status MCL Act LicenseesSDD 188405-2012 SUNDAY SALES (PM), SUNDAY SALES (AM) TRANSFERABLE LAKEVIEW LIQUOR, INC.
SDM 188406-2012 TRANSFERABLE

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LEO'S BISTRO

Address: 40380 GRAND RIVER, NOVI 48375

Bus.Nbr: 214617 Bus.Ph: (248)615-2102 Tax ID: 264568985 Insurer: CITIZENS INSURANCE COMPANY OF AMERICA (06/01/2011-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CC RES 185657-2012	SUNDAY SALES (PM), DANCE, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE	MCL 436.1531(2)	LEO'S BAR AND GRILL, INC.
SDM 185658-2012		TRANSFERABLE		

LEON'S OF NOVI

Address: 39455 TEN MILE, NOVI 48375

Bus.Nbr: 143672 Bus.Ph: (248)478-9742 Tax ID: 383562211 Insurer: NGM INSURANCE COMPANY (10/27/2010-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 115361-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), OD-SERV	TRANSFERABLE		LEON'S OF NOVI, INC.
SDM 142205-2012		TRANSFERABLE		

LIBRARY SPORTS PUB AND GRILL

Address: 42100 GRAND RIVER, NOVI 48375

Bus.Nbr: 7259 Bus.Ph: (248)349-9110 Tax ID: 383232254 Insurer: TRAVELERS CASUALTY INSURANCE COMPANY OF AMERICA (07/22/2009-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CC RES 40895-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), OD-SERV	NON-TRANSFERABLE	MCL 436.1531(4)	ANBE INVESTMENTS, INC.

LINKS OF NOVI

Address: 50395 W TEN MILE, NOVI 48374

Bus.Nbr: 227261 Bus.Ph: (248)380-9595 Tax ID: Insurer: SELECTIVE WAY INSURANCE COMPANY (10/31/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 211921-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), ADDBAR, OD-SERV, SPECIFIC PURPOSE PERMIT(FOOD,GOLF)	TRANSFERABLE		LINKS OF NOVI SINGH, LLC
SDM 211922-2012		TRANSFERABLE		

LIQUOR LOTTO

Address: 26127 NOVI, NOVI 48375

Bus.Nbr: 227549 Bus.Ph: (248)348-2155 Tax ID: 364710335 Insurer: NORTH POINTE INSURANCE COMPANY (04/03/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDD 211194-2012	SUNDAY SALES (PM)	TRANSFERABLE		MEEM, L.L.C.
SDM 211195-2012		TRANSFERABLE		

MACY'S

Address: 27550 NOVI, NOVI 48377

Bus.Nbr: 156024 Bus.Ph: (248)344-6749 Tax ID: 431104396 Insurer: LIBERTY MUTUAL INSURANCE COMPANY (02/01/2011-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 132726-2012	SUNDAY SALES (PM), DIR-CON - 3, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		MACY'S RETAIL HOLDINGS, INC. (A NEW YORK CORPORATION)

MAISANO'S

Address: 26139 NOVI, NOVI 48375

Bus.Nbr: 152042 Bus.Ph: (248)348-1647 Tax ID: 200528259 Insurer: NGM INSURANCE COMPANY (12/01/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 130599-2012	SUNDAY SALES (PM), SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		MVEE'S, INC.

MARIA'S DELI BAKERY CATERING

Address: 41706 W TEN MILE, NOVI 48375

Bus.Nbr: 17718 Bus.Ph: (810)348-0545 Tax ID: Insurer: CITIZENS INSURANCE COMPANY OF AMERICA (10/22/2011-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDM 19354-2012		TRANSFERABLE		MARIA'S ITALIAN BAKERY, DELI & CATERING, INC.

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MAX & ERMA'S RESTAURANT

Address: TWELVE OAKS MALL, 27466 NOVI, B 237, NOVI 48377

Bus.Nbr: 224714 Bus.Ph: (615)782-6922 Tax ID: 264371224 Insurer: ZURICH AMERICAN INSURANCE COMPANY (11/05/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CC RES 219870-2012	SUNDAY SALES (PM), OD-SERV, DIR-NON-TRANSFERABLE CON - 1, SPECIFIC PURPOSE PERMIT(FOOD)		MCL 436.1531(4)	AMERICAN BLUE RIBBON HOLDINGS, LLC (A DELAWARE LIMITED LIABILITY COMPANY)

MBARGO/LUCKY STRIKE LANES/LIQUOR STORE

Address: 44325 TWELVE MILE, NOVI 48377

Bus.Nbr: 193556 Bus.Ph: (248)374-3420 Tax ID: 205656409 Insurer: LEXINGTON INSURANCE COMPANY (03/05/2009-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 177829-2012	SUNDAY SALES (PM), ADDBAR, DANC-TRANSFERABLE ENT, OD-SERV, SPECIFIC PURPOSE PERMIT(BILLIARDS,BOWLING,FOOD,GA ME ROOM)			LUCKY STRIKE NOVI, L.L.C. (A DELAWARE LIMITED LIABILITY COMPANY)

MELTING POT

Address: 26425 NOVI, NOVI 48377

Bus.Nbr: 163854 Bus.Ph: (248)347-6358 Tax ID: 201262958 Insurer: ARGONAUT GREAT CENTRAL INSURANCE COMPANY (05/27/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 144768-2012	SUNDAY SALES (PM), ADDBAR, OD-SERV	TRANSFERABLE		NOVI FONDUE, LLC (A WISCONSIN LIMITED LIABILITY COMPANY)
SDM 153572-2012		TRANSFERABLE		

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
TUOMI, MARK	ESCROW LICENSES	(248)625-9618		5716 BERWICK COURT CLARKSTON, MI 48346

MIRCHI INDIAN CUISINE

Address: 43317 GRAND RIVER, NOVI 48375

Bus.Nbr: 216238 Bus.Ph: (248)380-6808 Tax ID: 263713349 Insurer: AUTO-OWNERS INSURANCE COMPANY (06/23/2009-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 181602-2012	SUNDAY SALES (PM), DANC-ENT, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		RUCHI LLC

MIXX SPORTS BAR

Address: 43155 MAIN, SUITE 502, NOVI 48375

Bus.Nbr: 226619 Bus.Ph: (248)347-6800 Tax ID: 453588654 Insurer: NORTH POINTE INSURANCE COMPANY (10/24/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 207223-2012	SUNDAY SALES (PM), OD-SERV, DANC-ENT	TRANSFERABLE		BREAULT DOYLE ENTERTAINMENT, INC.
SDM 207224-2012		TRANSFERABLE		

NORDSTROM CAFE BISTRO

Address: TWELVE OAKS MALL, 27640 NOVI, NOVI 48377

Bus.Nbr: 192734 Bus.Ph: (206)303-5557 Tax ID: 910515058 Insurer: CONSTANT VALUE BOND

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
TAVERN 162492-2012	DIR-CON - 3, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		NORDSTROM, INC. (A WASHINGTON CORPORATION)

NOVI BOWL AND RECREATION CENTER

Address: 21700 NOVI, NOVI 48375

Bus.Nbr: 1108 Bus.Ph: (248)348-9120 Tax ID: 382625726 Insurer: NORTH POINTE INSURANCE COMPANY (11/01/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 1724-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), ENT-WO, DANCE, ADDBAR, SPECIFIC PURPOSE PERMIT(BOWLING,FOOD)	TRANSFERABLE		NOVI BOWL AND RECREATION CENTER, INC.

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NOVI PARTY STORE

Address: 43025 GRAND RIVER, NOVI 48375

Bus.Nbr: 157432 Bus.Ph: (248)349-7737 Tax ID: 201487024 Insurer: UNITED STATES LIABILITY INSURANCE COMPANY (04/12/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDD 135312-2012	SUNDAY SALES (PM), SUNDAY SALES (AM)	TRANSFERABLE		NOVI COUNTRY CORNER, INC.
SDM 135313-2012		TRANSFERABLE		

NOVI SIAM SPICY

Address: 43436 W OAKS, NOVI 48375

Bus.Nbr: 222687 Bus.Ph: (248)348-9441 Tax ID: 020679104 Insurer: NORTH POINTE INSURANCE COMPANY (07/06/2010-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 192385-2012	SUNDAY SALES (PM)	TRANSFERABLE		NOVI SIAM SPICY, INC.

OISHI RESTAURANT

Address: 43155 MAIN, SUITE 203 & 204, NOVI 48375

Bus.Nbr: 187572 Bus.Ph: (248)380-1600 Tax ID: 204347886 Insurer: AUTO-OWNERS INSURANCE COMPANY (07/07/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 159092-2012	SUNDAY SALES (PM), OD-SERV	TRANSFERABLE		OISHI LLC

OLE OLE SOUTHWESTERN BAR AND GRILL

Address: 1103 E LAKE, NOVI 48377

Bus.Nbr: 228617 Bus.Ph: (248)668-9005 Tax ID: 461243983 Insurer: AUTO-OWNERS INSURANCE COMPANY (10/29/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 219665-2012	SUNDAY SALES (PM), DANCE, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		SMARA, INC
SDM 219666-2012		TRANSFERABLE		

ON THE BORDER

Address: 21091 HAGGERTY, NOVI 48375

Bus.Nbr: 224161 Bus.Ph: (248)449-6114 Tax ID: 272118500 Insurer: TRAVELERS PROPERTY CASUALTY COMPANY OF AMERICA (04/02/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 211091-2012	SUNDAY SALES (PM), SPECIFIC PURPOSE PERMIT(FOOD), ADDBAR	TRANSFERABLE		OTE ACQUISITION LLC (A DELAWARE LIMITED LIABILITY COMPANY)

OUTBACK STEAKHOUSE #2331

Address: 48020 GRAND RIVER, NOVI 48375

Bus.Nbr: 221191 Bus.Ph: (813)282-1225 Tax ID: 592848217 Insurer: CONSTANT VALUE BOND

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 196276-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), OD-SERV, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		OUTBACK STEAKHOUSE OF FLORIDA, LLC (A FLORIDA LIMITED LIABILITY COMPANY)

POST BAR-NOVI

Address: 42875 GRAND RIVER, SUITE 104, NOVI 48375

Bus.Nbr: 144249 Bus.Ph: (248)370-8909 Tax ID: 364503857 Insurer: NORTH POINTE INSURANCE COMPANY (08/25/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 120137-2012	SUNDAY SALES (PM), DANC-ENT, OD-SERV, ADDBAR, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		POST SIX, INC.

ACTIVE LICENSEE LISTING FOR COUNTY OF OAKLAND

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RED LOBSTER RESTAURANT #389

Address: 27760 NOVI, NOVI 48377

Bus.Nbr: 1597 Bus.Ph: (586)349-8470 Tax ID: 591219168 Insurer: LIBERTY MUTUAL INSURANCE COMPANY (06/01/1998-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 2517-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		GMRI, INC. (A FLORIDA CORPORATION)

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
HUNTER, COLLEEN	ESCROW LICENSES LICENSE APPLICATIONS	(407)245-4711		PO BOX 695016 ORLANDO, FL 32869

RED ROBIN

Address: 43250 CRESCENT, NOVI 48375

Bus.Nbr: 129514 Bus.Ph: (248)349-3220 Tax ID: 383445009 Insurer: AMCO INSURANCE COMPANY (12/01/2010-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CC RES 73779-2012	SUNDAY SALES (PM), ENT, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE	MCL 436.1531(2)	NOVI ROBIN, INC.
SDM 73780-2012		TRANSFERABLE		

RITE AID DISCOUNT PHARMACY #7869

Address: 42481 W THIRTEEN MILE, NOVI 48377

Bus.Nbr: 171032 Bus.Ph: (248)668-8208 Tax ID: 380857390 Insurer: ACE AMERICAN INSURANCE COMPANY (01/12/2007-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDD 154126-2012	SUNDAY SALES (PM), SUNDAY SALES (AM)	TRANSFERABLE		RITE AID OF MICHIGAN, INC.
SDM 154092-2012		TRANSFERABLE		

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
BROWN, MICHAEL J	ESCROW LICENSES LICENSE APPLICATIONS VIOLATION MATTERS	(517)321-4616	(517)321-4642	CARLIN, EDWARDS, BROWN & HOWE, PLLC 6017 W ST JOE HWY STE 202 LANSING, MI 48917

RITE-AID DISCOUNT PHARMACY #4534

Address: 41820 TEN MILE, NOVI 48375

Bus.Nbr: 9554 Bus.Ph: (810)471-5800 Tax ID: 382413448 Insurer: ACE AMERICAN INSURANCE COMPANY (01/01/2006-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDD 11134-2012	SUNDAY SALES (PM), SUNDAY SALES (AM)	TRANSFERABLE		APEX DRUG STORES, INC.
SDM 15431-2012		TRANSFERABLE		

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
BROWN, MICHAEL J	ESCROW LICENSES LICENSE APPLICATIONS VIOLATION MATTERS	(517)321-4616	(517)321-4642	CARLIN, EDWARDS, BROWN & HOWE, PLLC 6017 W ST JOE HWY STE 202 LANSING, MI 48917

ROJO MEXICAN BISTRO

Address: 44375 TWELVE MILE, SPACE G-147, NOVI 48377

Bus.Nbr: 215549 Bus.Ph: (248)374-4600 Tax ID: Insurer: FIREMAN'S FUND INSURANCE COMPANY (09/20/2011-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 180864-2012	SUNDAY SALES (PM), ADDBAR, ODSERV, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		ROJO ONE, LLC
SDM 180865-2012		TRANSFERABLE		

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RUBY TUESDAYS #7632-049**Address:** 39581 TWELVE MILE, NOVI 48377**Bus.Nbr:** 131617 **Bus.Ph:** (248)827-3660 **Tax ID:** 631228738 **Insurer:** SELECTIVE INSURANCE COMPANY OF SOUTH CAROLINA (01/14/2005-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 75036-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), OD-SERV, SPECIFIC PURPOSE PERMIT (FOOD)	TRANSFERABLE		RT DETROIT FRANCHISE, LLC (A DELAWARE LIMITED LIABILITY COMPANY)

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
CARLIN, JR., JOHN B	VIOLATION MATTERS	(248)816-3210	(248)816-5115	CARLIN EDWARDS BROWN PLLC 2855 COOLIDGE HWY STE 203 TROY, MI 48084
COATS, NANCY O	ESCROW LICENSES	(251)422-0050	(251)634-8036	ATTN: NANCY COATS 7420 HITT ROAD SUITE A MOBILE, AL 36695

SAM'S CLUB #6657**Address:** 27300 WIXOM, NOVI 48375**Bus.Nbr:** 162990 **Bus.Ph:** (248)347-0523 **Tax ID:** 710794412 **Insurer:** NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA (07/14/2006-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDD 148791-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), GAS PUMPS, BEER & WINE SAMPLING	TRANSFERABLE		SAM'S EAST, INC. (AN ARKANSAS CORPORATION)
SDM 148792-2012		TRANSFERABLE		

SAV-ON DRUGS**Address:** 24100 MEADOWBROOK, NOVI 48375**Bus.Nbr:** 159981 **Bus.Ph:** (248)357-4550 **Tax ID:** 382932922 **Insurer:** SELECTIVE WAY INSURANCE COMPANY (11/01/2009-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDM 140807-2012	SUNDAY SALES (AM)	TRANSFERABLE		BILLNAT CORPORATION

SHERATON DETROIT NOVI HOTEL**Address:** 21111 HAGGERTY, NOVI 48375**Bus.Nbr:** 230341 **Bus.Ph:** (248)349-4000 **Tax ID:** 800852502 **Insurer:** FEDERAL INSURANCE COMPANY (02/08/2013-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
B HOTEL 222156-2012	SUNDAY SALES (PM), ADDBAR, DANC-ENT, OD-SERV, SPECIFIC PURPOSE PERMIT (FOOD)	TRANSFERABLE		VI-LCP NOVI OWNER, LLC (A DELAWARE LIMITED LIABILITY COMPANY)
SDM 222157-2012		TRANSFERABLE		

SHIRO RESTAURANT**Address:** 43180 NINE MILE, NOVI 48375**Bus.Nbr:** 221725 **Bus.Ph:** (248)348-1212 **Tax ID:** 271509104 **Insurer:** ARGONAUT GREAT CENTRAL INSURANCE COMPANY (02/09/2010-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 187962-2012	SUNDAY SALES (PM), DANC-ENT, OD-SERV, SPECIFIC PURPOSE PERMIT (FOOD), ADDBAR	TRANSFERABLE		SHIRO, INC.

STEVE & ROCKYS**Address:** 43150 GRAND RIVER, NOVI 48375**Bus.Nbr:** 100202 **Bus.Ph:** (248)374-0688 **Tax ID:** 383433171 **Insurer:** CITIZENS INSURANCE COMPANY OF AMERICA (12/01/2010-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CC RES 71122-2012	SUNDAY SALES (PM), SPECIFIC PURPOSE PERMIT (FOOD)	NON-TRANSFERABLE	MCL 436.1531(4)	STEVE & ROCKY'S OF NOVI, INC.
SDM 75566-2012		TRANSFERABLE		

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SUBURBAN COLLECTION

Address: 46100 GRAND RIVER, NOVI 48374

Bus.Nbr: 150721 Bus.Ph: (248)348-5600 Tax ID: 383090985 Insurer: CITIZENS INSURANCE COMPANY OF AMERICA (12/31/2011-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 133249-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), ADDBAR, DANC-ENT, SPECIFIC PURPOSE PERMIT (FOOD, SPECIAL EVENTS)	TRANSFERABLE		BOCO ENTERPRISES, INC. EPOCH CATERING, LLC
SDM 155611-2012		TRANSFERABLE		

SUNSHINE MARKET

Address: 42355 THIRTEEN MILE, NOVI 48375

Bus.Nbr: 161006 Bus.Ph: (248)859-4292 Tax ID: 043804768 Insurer: FRANKENMUTH MUTUAL INSURANCE COMPANY (09/24/2009-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDD 184987-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), GAS PUMPS	TRANSFERABLE		SUNSHINE EXPRESS NOVI, INC.
SDM 184988-2012		TRANSFERABLE		

TARGET #1465

Address: 27100 WIXOM, NOVI 48374

Bus.Nbr: 158344 Bus.Ph: (612)761-1015 Tax ID: 410215170 Insurer: ACE AMERICAN INSURANCE COMPANY (02/01/2009-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDM 155332-2012	SUNDAY SALES (AM)	TRANSFERABLE		TARGET CORPORATION (A MINNESOTA CORPORATION)

TGI FRIDAY'S

Address: 43200 CRESCENT, NOVI 48375

Bus.Nbr: 7217 Bus.Ph: (248)347-0844 Tax ID: Insurer: AUTO-OWNERS INSURANCE COMPANY (10/01/2010-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CC RES 40832-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), SPECIFIC PURPOSE PERMIT (FOOD)	NON-TRANSFERABLE	MCL 436.1531(4)	GREAT LAKES DINING, INC.

THE BETTER HEALTH STORE

Address: 42875 GRAND RIVER, SUITE 100, NOVI 48375

Bus.Nbr: 159575 Bus.Ph: (248)735-8100 Tax ID: Insurer: NATIONAL TRUST INSURANCE COMPANY (01/25/2013-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDM 136330-2012	BEER & WINE SAMPLING	TRANSFERABLE		HANDELSMAN, INC.

THE HOTEL BARONETTE

Address: 27790 NOVI, NOVI 48377

Bus.Nbr: 6563 Bus.Ph: (248)349-7800 Tax ID: 382807822 Insurer: ZURICH AMERICAN INSURANCE COMPANY (09/01/2008-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
B HOTL 30708-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), DANC-ENT, OD-SERV, ADDBAR, SPECIFIC PURPOSE PERMIT (FOOD)	TRANSFERABLE		HOTEL BARONETTE, INC.
SDM 189181-2012		TRANSFERABLE		

THE OLIVE GARDEN #330

Address: 43300 CRESCENT, NOVI 48375

Bus.Nbr: 7071 Bus.Ph: (517)349-0330 Tax ID: 591219168 Insurer: LIBERTY MUTUAL INSURANCE COMPANY (06/01/1998-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CC RES 40594-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), SPECIFIC PURPOSE PERMIT (FOOD)	NON-TRANSFERABLE	MCL 436.1531(4)	GMRI, INC. (A FLORIDA CORPORATION)

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
HUNTER, COLLEEN	ESCROW LICENSES LICENSE APPLICATIONS	(407)245-4711		PO BOX 695016 ORLANDO, FL 32869

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TILTED KILT PUB & EATERY

Address: 44175 W TWELVE MILE, SUITE F-139, NOVI 48377

Bus.Nbr: 229027	Bus.Ph:	Tax ID:	Insurer: CAPITOL INDEMNITY CORPORATION (11/16/2012-Present)
<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>
CLASSC 220086-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), OD-SERV, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE	
SDM 220087-2012		TRANSFERABLE	
Licensees			
AC RESTAURANTS, LLC (AN OHIO LIMITED LIABILITY COMPANY)			

TIN FISH

Address: TWELVE OAKS MALL, 27500 NOVI, BLDG E, STORE 121, NOVI 48377

Bus.Nbr: 221680	Bus.Ph: (248)344-8166	Tax ID: 320217441	Insurer: CONIFER INSURANCE COMPANY (08/20/2012-02/24/2013)
<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>
CLASSC 188878-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), ADDBAR, DANC-ENT, OD-SERV, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE	
Licensees			
TIN FISH III, LLC			

TONY SACCO'S COAL FIRED PIZZA

Address: NOVI TOWN CENTER, 42970 GRAND RIVER, NOVI 48375

Bus.Nbr: 229609	Bus.Ph: (248)349-2625	Tax ID: 454833775	Insurer: GENERAL CASUALTY COMPANY OF WISCONSIN (12/18/2012-Present)
<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>
CLASSC 220779-2012	SUNDAY SALES (AM), SUNDAY SALES (PM), OD-SERV, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE	
SDM 220780-2012		TRANSFERABLE	
Licensees			
CFP BRIGHTON, INC.			

TRUE WORLD MARKET

Address: 42705 GRAND RIVER, SUITE 102, NOVI 48375

Bus.Nbr: 14889	Bus.Ph: (248)374-0844	Tax ID: 382508623	Insurer: HANOVER INSURANCE COMPANY (04/01/2012-Present)
<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>
SDM 7507-2012		TRANSFERABLE	
Licensees			
ONE WORLD MARKET, INC.			

USA 2 GO

Address: 47300 CITY GATE, NOVI 48374

Bus.Nbr: 217639	Bus.Ph: (248)894-6363	Tax ID: 800691195	Insurer: NORTH POINTE INSURANCE COMPANY (12/07/2012-Present)
<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>
SDD 208305-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), GAS PUMPS, DIR-CON - 1	TRANSFERABLE	
SDM 208306-2012		TRANSFERABLE	
Licensees			
RTA VENTURES, LLC			

VINTAGE WINE SHOPPE OF NOVI

Address: 41455 TEN MILE, NOVI 48375

Bus.Nbr: 9529	Bus.Ph: (248)348-3155	Tax ID: 382034952	Insurer: NORTH POINTE INSURANCE COMPANY (06/20/2012-Present)
<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>
SDD 11074-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), BEER & WINE SAMPLING	TRANSFERABLE	
SDM 16365-2012		TRANSFERABLE	
Licensees			
GERGIS, MOREY			

W. F. BIBIMBAB RESTAURANT

Address: 43155 MAIN, SUITE 300, NOVI 48375

Bus.Nbr: 130637	Bus.Ph: (248)348-6800	Tax ID: 383457516	Insurer: TRAVELERS INDEMNITY CO OF AMERICA (03/09/2011-Present)
<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>
CLASSC 100409-2012	SUNDAY SALES (PM), SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE	
Licensees			
J & CD, INC.			

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WAL-MART SUPERCENTER #5893

Address: 26090 INGERSOL, NOVI 48375

Bus.Nbr: 227071 Bus.Ph: Tax ID: 710862119 Insurer: NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA (08/03/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDD 216478-2012	SUNDAY SALES (AM), SUNDAY SALES (PM), DIR-CON - 1	TRANSFERABLE		WAL-MART STORES EAST, LIMITED PARTNERSHIP
SDM 216479-2012		TRANSFERABLE		

WALGREEN #4454

Address: 24100 NOVI, NOVI 48375

Bus.Nbr: 219948 Bus.Ph: (248)349-6771 Tax ID: 361924025 Insurer: ZURICH AMERICAN INSURANCE COMPANY (09/17/2009-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDM 184546-2012	SUNDAY SALES (AM)	TRANSFERABLE		WALGREEN CO. (AN ILLINOIS PUBLIC CORPORATION)

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
CAMPBELL, DAVID L	VIOLATION MATTERS	(231)547-9989	(231)547-7013	LIQUOR LICENSING SOLUTIONS, INC. 701 S BRIDGE ST CHARLEVOIX, MI 49720

WASABI JAPANESE SUSHI & STEAKHOUSE

Address: 42050 GRAND RIVER, NOVI 48375

Bus.Nbr: 227990 Bus.Ph: (248)305-9888 Tax ID: 453826018 Insurer: TRAVELERS INDEMNITY CO OF AMERICA (09/10/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 217912-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), ADDBAR, OD-SERV, SPECIFIC PURPOSE PERMIT(FOOD)	TRANSFERABLE		WASABI JAPANESE SUSHI & STEAKHOUSE, INC.
SDM 217915-2012		TRANSFERABLE		

WHIRLYBALL NOVI

Address: 41550 GRAND RIVER, SUITE B, NOVI 48375

Bus.Nbr: 2630 Bus.Ph: (248)788-8900 Tax ID: Insurer: AXIS INSURANCE COMPANY (12/17/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 4033-2012	SUNDAY SALES (PM), ADDBAR, DANC-ENT, SPECIFIC PURPOSE PERMIT(WHIRLY BALL)	TRANSFERABLE		WPS CORPORATION

NO BUSINESS NAME ON FILE WITH MLCC

Address: 41100 FOX RUN, NOVI 48377

Bus.Nbr: 225337 Bus.Ph: (248)668-8600 Tax ID: Insurer: CONTINENTAL CASUALTY COMPANY (04/30/2012-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
CLASSC 212103-2012	SUNDAY SALES (PM), SUNDAY SALES (AM), DANC-ENT, SPECIFIC PURPOSE PERMIT(FACILITY OPERATIONS,FOOD)	NON-TRANSFERABLE	MCL 436.1545	FOX RUN VILLAGE, INC. (A MARYLAND CORPORATION)

OAK PARK CITY7-ELEVEN

Address: 26641 COOLIDGE, OAK PARK 48237

Bus.Nbr: 15320 Bus.Ph: (248)541-8711 Tax ID: Insurer: ACE AMERICAN INSURANCE COMPANY (10/01/2003-Present)

<u>License (Type-Nbr-Yr)</u>	<u>Permits</u>	<u>Transfer Status</u>	<u>MCL Act</u>	<u>Licensees</u>
SDM 9237-2012	SUNDAY SALES (AM)	TRANSFERABLE		7-ELEVEN, INC. (A TEXAS CORPORATION)

<u>Contact Name</u>	<u>Purpose(s)</u>	<u>Phone Nbr</u>	<u>Fax Nbr</u>	<u>Address</u>
ORMOND, STEPHEN P	LICENSE APPLICATIONS	(313)965-8228	(313)965-8252	PHILIPS, KEVIN J MICHELLE M CLARK HILL PLC 500 WOODWARD AVE SUITE 3500 DETROIT, MI 48226

PLAN OF OPERATION SAMPLES FROM ROYAL OAK

CITY OF ROYAL OAK
CLASS C LIQUOR LICENSE OR TAVERN LICENSED BUSINESS
PLAN OF OPERATION
(Sample Format)

Business Name

Doing Business As

Street Address

Preamble: I/we have received copies of Royal Oak City Ordinances #2001-6, an Ordinance to Establish a General Policy for Liquor Licenses and Permits, understand its provisions, and will be governed by them. The following Plan of Operation is developed in keeping with the spirit and intent of this Ordinance.

- I. HOURS OF OPERATION:** At present, our planned hours of operation will be (**example** – Tuesday – Thursday, from 11:00 A.M. – 10:30 P.M., Friday from 11:00 A.M. – Midnight, Saturday from 5:00 P.M. – 2:00 A.M.). Last call will be 30 minutes before closing and last service 20 minutes before closing.
- II. FORMAT:** The premises will be primarily operated as (**example** – a full-service restaurant, offering a full-service bar for clientele; full-service kitchen facility; providing for _____ seated patrons, which includes _____ bar seats). (Additional information required: pool tables, video games, etc., are provided; if occasional live entertainment will be offered or occasional banquet functions. If live entertainment is to be offered, the type, days, and times offered.) The square footage of this establishment is _____.

We agree to adhere to the provisions of the **Entertainment Agreement**, which has been signed. It is agreed that we will not change the format or type of business without written approval of the City Commission. This includes changing from a full-service restaurant to a bar where food service is reduced, etc. The ratio of food sales to alcohol sales is anticipated to be _____%.

- III. CODE COMPLIANCE:** The premises, when remodeled/completed, will fully comply with all applicable health, safety, building, sanitation, electrical, plumbing, and fire codes, as well as zoning requirements.
- IV. PLAN OF OPERATION:** It is acknowledged that under Ordinance _____, Section _____, the business shall be operated in accordance with an approved Plan of Operation. Changing the operation of the business in any manner inconsistent with the approved Plan of Operation is a violation of the ordinance and the rules of the Liquor Control Commission. Any change to the Plan of Operation must be approved by the City Commission prior to it being placed into effect on the business premises.
- V. SECURITY:** Security for the customers, building, and community is the first priority for the corporation, and as such, we will undertake whatever measures are necessary to maintain and supervise the expected level.

VI. PARKING: Parking shall be provided as follows:

- _____ spaces on site
- _____ public parking spaces
- _____ spaces from the following businesses:

- _____ valet parking (if applicable)

Employees will park at: (areas designated by management, such as the Farmers Market and Center Street parking structure).

VII. ALCOHOL MANAGEMENT: The establishment will strictly obey all rules and regulations promulgated by the City of Royal Oak and the State of Michigan Liquor Control Commission. There will be neither service to nor consumption of alcoholic beverages by minors at any time. No alcohol will be sold, or permitted to be sold, on a commission basis by any person.

The following policies will be enforced at the establishment:

1. No alcoholic beverages will be allowed on the premises, other than what is dispensed by the establishment.
2. All staff will pay attention and be alert to observable clues displayed by an intoxicated individual, such as: impaired reflexes, impaired coordination, reduced judgment and inhibitions, impaired vision, etc.
3. All staff will be alert to potential problems at their respective areas at the facility.
4. All staff will be polite and courteous to the intoxicated individual(s) and will be knowledgeable as to when to request assistance from additional facility staff.
5. Patrons who appear to be 30 years of age or younger will be asked to show proper identification. Signage will be posted at serving locations. Patrons must produce proper identification.
 - 5.1 All patrons under 21 years of age, service will be refused.
 - 5.2 Check “State Seal” and other markings. Check for damage or alterations to identification card.
 - 5.3 Do not return falsified identification cards. Call management immediately.
6. If a patron shows signs of intoxication, staff is to refuse service, politely explain policy, suggest non-alcohol purchase, and/or call for management, if necessary.
7. If a patron is purchasing on behalf of someone else who appears **less than 30 years old**, staff is to request to see identification of recipient or contact supervisory personnel who will seek patron(s) out. Staff will refuse service to minors and will inform all parties involved that policy allows for ejection from premises if illegal activity has occurred.

8. Alcohol dispensing may be restricted to one of the following practices or any combination thereof:
 - No sales to intoxicated persons.
 - No sales without proper identification.
 - Limited alcoholic choices, if necessary.
 - When in doubt, do not serve. Call supervisor.
 9. Observe all patrons leaving the property. No alcoholic beverages are allowed to leave the facility or property.
 10. Staff is to approach any person appearing to be impaired and leaving the event to determine if they are driving. If so, staff is to attempt to persuade them not to drive and request a non-impaired companion to drive. If unable, staff will refer patron(s) to bus or taxi service.
 11. Supervisory and management personnel will complete documentation of any alcohol-related incidents at end of event. Information will be disseminated accordingly.
 12. We shall provide non-alcoholic beverages to all designated drives either free or reduced prices.
 13. The establishment fully participates in the Techniques in Alcohol Management Program and will continue such participation in that program or a similarly recognized program approved by the Royal Oak Police Chief. TIPS/TAM certification cards for all employees shall be available for inspection by the Police Department 35 days after the date of hire.
- VIII. REFUSE DISPOSAL:** The establishment will dispose of refuse in enclosed dumpster(s), with locked lids. Pickup will be a minimum of ____ times per week. A water line with spigot will be provided to clean dumpster enclosure as necessary.
- IX. GENERAL:** Every effort will be made to maintain positive relationships with adjacent and nearby businesses, as well as cooperation with all City departments. Every effort will be made to solve any problems which may arise.
- X. EMERGENCY CONTACTS:** (Name and Telephone Number)
- XI. REFERENCE TO VALET SERVICE:** (If utilized)

Date: _____

Corporate Name/Doing Business As

By: _____
Name/Title

Name/Title

CITY OF ROYAL OAK
CLASS C LIQUOR LICENSE OR TAVERN LICENSED BUSINESS
PLAN OF OPERATION
March 27, 2012

ROYAL ONE, LLC, d/b/a Hamlin's Corner, 386-390 N. Main St, Spaces 1 & 2, Royal Oak, Michigan. Phone: TBD Fax: TBD

Preamble: We have received a copy of 90-3 2001-6, the City of Royal Oak ordinance regulating liquor licenses. Royal One, LLC ("Royal One") is requesting approval to transfer ownership and location of a Class C Liquor License and request a new SDM license from Samira, LLC for operation at 386-390 N. Main, Spaces 1 & 2, Royal Oak. The following Plan of Operation is developed in keeping with the spirit and intent of this policy. Royal One, LLC will do business as Hamlin's Corner ("Hamlin's Corner").

- I. **HOURS OF OPERATION:** Hours of operation for the business are Monday – Sunday from 10:00 A.M. – 2:00 A.M. Last call will be 30 minutes before closing and last service 20 minutes before closing. The Kitchen will be open until 1:00 A.M. Hamlin's Corner may open earlier than 10:00 A.M. for special occasions, such as St Patrick's Day, Dream Cruise week and Arts, Beats and Eats with the prior approval of the Chief of Police.

- II. **FORMAT:** Hamlin's Corner will be operated as an upscale sport themed restaurant, offering a full-service bar for clientele; and full-service kitchen facility; serving appetizers, pizza's, soups, salads, burgers, Big Boxed Detroit Sandwiches, and traditional fish & chips. There are 4 platform seating areas for 6 patrons each for small private areas to view sporting and other events.

There will be total dining seating for 250 patrons, which includes 30 seats at bar #1 and 6 seats at bar #2. . The outdoor patio will have seating for 20 dining patrons. Service on the outdoor patio will be by wait staff only. There will be no walk up bar service on the outdoor patio. The square footage of this establishment is 6,700.

The ratio of food sales to alcohol sales is anticipated to be 70/30%.

The proposed floor plan is attached hereto as Exhibit A.

The final occupancy will be approved by the Royal Oak Police Department.

III. ENTERTAINMENT: Hamlin's Corner will offer occasional live entertainment, including bands, DJ's, and interaction with trivia and sports personalities. All live music will end at 1:00 am.

IV. DANCE PERMIT: Hamlin's Corner will have a dance floor which will be approximately 10' x 20'. The area to be used as the dance floor will also be used for tables/dining during the dinner and lunch hours. The dance permit will be used in conjunction with a "Dance Permit Agreement" executed between Royal One and the City.

V. CODE COMPLIANCE: The premises will comply with all applicable health, safety, building, sanitation, electrical, plumbing, and fire codes, as well as zoning requirements.

The Seasonal Outdoor Service Area will operate in accordance with and consistent with all City policies, practices, and procedures regulating outdoor service, including, but not limited to:

- a. The fence and/or other barricades or rail surrounding the Seasonal Outdoor Service Area should be anchored in accordance with the Uniform Engineering Anchoring System as promulgated by the Engineering Department of the City of Royal Oak;
- b. The manner in which the Seasonal Outdoor Service Area is enclosed shall be subject to prior approval and inspection by the Police and Engineering Department;
- c. The use of alcohol will be allowed in accordance with the rules of the Michigan Liquor Control Commission from April 15th to October 31st;
- d. The Seasonal Outdoor Service Area will be clean and free of debris of trash. The Areas shall be cleaned at the close of each business day; and,
- e. Hamlin's Corner will pay fees in accordance with the City's Sidewalk Café License Agreement application.
- f. There will be no music or entertainment in the Seasonal Outdoor Service Area.

VI. SOUND: Piped or canned music, DJ's or bands ("Sound") will be restricted to a level which will not adversely impact neighboring property owners, and Hamlin's Pub will strictly comply with the City and the provisions of the Sound Ordinance. Hamlin's Corner pledges its full cooperation with the Police Department and/or adjacent property owners in this regard.

VII. PLAN OF OPERATION: It is acknowledged that under Section 430-4(A), the business shall be operated in accordance with an approved Plan of

Operation. Changing the operation of the business in any manner inconsistent with the approved Plan of Operation is a violation of the ordinance and the rules of the Liquor Control Commission. Any change to the Plan of Operation must be approved by the City Commission prior to it being placed into effect on the business premises.

VIII. SECURITY: Security for the customer, building, and community are the first priorities for the corporation. Hamlin's Corner will undertake whatever measures are necessary to maintain, secure, and supervise its customers and premises.

IX. PARKING: There is parking on the public streets and the various public parking garages. Additionally, there is a parking lot/garage connected to the east of the establishment.

Employees will park at areas designated by management, such as the Farmers Market and Center Street parking structure.

Hamlin's Corner will seek permission from the City to designate two (2) public parking spots on University for carry-out customers.

X. ALCOHOL MANAGEMENT: Hamlin's Corner strictly obeys all rules, regulations, and ordinances established by the City of Royal Oak and the State of Michigan Liquor Control Commission. Minors will not be serviced or allowed to consume alcoholic beverages at any time. The establishment fully participates in the Techniques in Alcohol Management Program and will continue such participation in that program or a similarly recognized program approved by the Royal Oak Police Chief. TIPS/TAM certification cards for all employees shall be available for inspection by the Police Department 35 days after the date of hire.

In addition, the following policies are enforced at Hamlin's:

- No alcoholic beverages are allowed on the premises other than what is dispensed by the establishment.
- All staff will pay attention and stay alert to observable clues displayed by an intoxicated individual such as: (a) impaired reflexes, (b) impaired coordination, (c) reduced judgment and inhibitions, (d) impaired vision, or physical behavior.
- All staff will be alert to potential problems at their respective areas at the facility.
- All staff will be polite and courteous to the intoxicated individual(s). Be knowledgeable as to when to request assistance from additional facility staff.
- Patrons who appear to be under 30 years of age or younger will be asked to show proper valid identification. Signs will be posted at serving locations. Patrons must produce proper identification.

- All patrons under 21 years of age - service will be refused.
- Check 'State Seal' and other markings. Check for damage or alterations to identification card.
- Do not return falsified identification cards. Call management immediately.
- If a patron shows signs of intoxication, then refuse service, politely explain policy, suggest non-alcoholic purchase, and call for management immediately.
- If a patron is purchasing on behalf of someone else who appears less than 30 years old, then request to see identification of recipient or contact supervisory personnel who will seek patron(s) out. Refuse service to minors. Inform all parties involved that policy allows for ejection from premises, and notification to police department of illegal activity.
- Alcohol dispensing may be restricted to one of the following practices, or any combination thereof:
 - No sales to intoxicated persons
 - No sales without proper identification
 - Limited alcoholic choices if necessary
 - When in doubt, do not serve - call supervisor
- Observe all patrons leaving the property. No alcoholic beverages are allowed to leave the facility or property.
- Staff will approach any patron appearing to be impaired and leaving the property. Determine if they are driving, and if so, attempt to persuade them not to drive and request a non-impaired companion to drive. If unable, staff will refer patron to bus or taxi service.
- Supervisory and management personnel will complete documentation of any alcoholic related incidents at end of event. Information will be disseminated accordingly, and forwarded to the Royal Oak Police Department.
- Hamlin's Pub shall provide free and/or at reduced prices non-alcoholic beverages to all designated drivers.

XI. REFUSE DISPOSAL: The establishment will dispose of refuse in enclosed dumpster(s), with locked lids. Pickup will be a minimum of _____ times per week. A water line with spigot will be provided to clean dumpster enclosure as necessary.

XII. GENERAL: Every effort will be made to maintain positive relationships with adjacent and nearby businesses, as well as cooperation with all City departments. Every effort will be made to solve any problems which may arise.

XIII. EMERGENCY CONTACTS:

Anthony Mancini
586-709-2126

John DeAngelis
248-496-6660

XIV. REFERENCE TO VALET SERVICE: Hamlin's Corner will utilize a valet service if necessary during the busy hours of operation

Date: _____

Royal One, LLC, d/b/a Hamlin's Corner

By: _____
Name/Title

By: _____
Name/Title

THIS PLAN AND ALL DRAWINGS HEREOF ARE THE PROPERTY OF FRANK SALAMONE ARCHITECTS ENGINEERS PLANNERS. NO PART OF THIS PLAN OR ANY INFORMATION CONTAINED HEREIN IS TO BE REPRODUCED OR TRANSMITTED IN ANY FORM OR BY ANY MEANS, ELECTRONIC OR MECHANICAL, INCLUDING PHOTOCOPYING, RECORDING, OR BY ANY INFORMATION STORAGE AND RETRIEVAL SYSTEM, WITHOUT THE WRITTEN CONSENT OF FRANK SALAMONE ARCHITECTS ENGINEERS PLANNERS.

Date Issued:



Project:

Proposed Bar /
Restaurant
Main North Lofts
North Tower
Royal Oak, Michigan

Client:

Royal One
1336 South Main Street
Royal Oak, MI 48067

Sheet Title:
SEATING &
OCCUPANCY PLAN

Project Number:
C11-137

Drawn By:
JFN

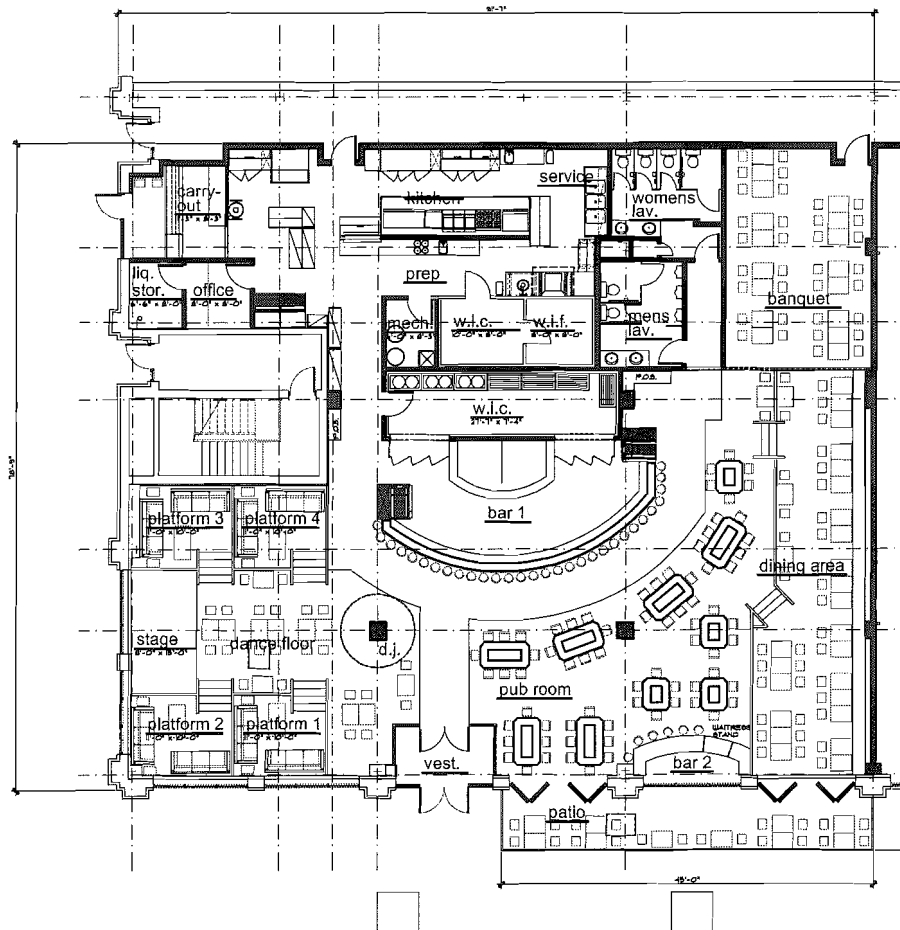
Checked By:
F.S.

Issue:

- preliminary
- construction
- record

Sheet Number:

A-1



occupancy load analysis

DINING AREA:	FIXED SEATING (PER 100L ²) ONE OCCUPANT PER CHAIR OR 24" OF BOOTH LENGTH 45'-0" BOOTH / 24" = 24 SEATS = 38 SEATS TOTAL: 80 SEATS
BAR AREA 1:	FIXED SEATING (PER 100L ²) ONE OCCUPANT PER CHAIR OR 24" OF BOOTH LENGTH = 30 SEATS
BAR AREA 2:	FIXED SEATING (PER 100L ²) ONE OCCUPANT PER CHAIR OR 24" OF BOOTH LENGTH = 34 SEATS
BAR AREA 3:	FIXED SEATING (PER 100L ²) ONE OCCUPANT PER CHAIR OR 24" OF BOOTH LENGTH = 6 SEATS
PLATFORMS:	FIXED SEATING (PER 100L ²) ONE OCCUPANT PER CHAIR OR 24" OF BOOTH LENGTH 8 SEATS EACH - 8 x 4 = 24 SEATS
BANQUET ROOM:	FIXED SEATING (PER 100L ²) ONE OCCUPANT PER CHAIR OR 24" OF BOOTH LENGTH = 34 SEATS
KITCHEN:	KITCHEN COMMERCIAL (PER TABLE 1004.1) OCCUPANT PER 100 SQUARE FEET. 1000 SQUARE FEET / 100 = 10 OCCUPANTS
EMPLOYEES:	5 WAIT STAFF = 5 OCCUPANTS
Total:	260 Occupants
OUTDOOR DINING:	MINIMUM NUMBER OF ACCESSIBLE SEATING (PER 1004.1) = 5% OF SEATING AREA. 154 x .05 = 8 SPACES 20 SEATS = 20 OCCUPANTS

square footage

FLOOR AREA:	8,697 SQUARE FEET
PATIO FLOOR AREA:	318 SQUARE FEET
TOTAL FLOOR AREA:	9,015 SQUARE FEET
USABLE FLOOR AREA:	3,840 SQUARE FEET
DINING FLOOR AREA:	2,471 SQUARE FEET 368 AREA
KITCHEN FLOOR AREA:	1,071 SQUARE FEET 176 AREA
BAR 1 AREA:	438 SQUARE FEET
BAR 2 AREA:	82 SQUARE FEET
TOTAL BAR AREA:	520 SQUARE FEET 76 AREA



seating and occupancy plan

1/8" = 1'-0"

PLAN OF OPERATION SAMPLE FROM CITY OF BIRMINGHAM



151 Martin, P.O. Box 3001, Birmingham, MI 48012-3001
ANNUAL RENEWAL OF CLASS B (HOTEL) / CLASS C LIQUOR LICENSE

Business Name: _____		Manager's Name: _____	
Business Address: _____			
Mailing Address: _____			
E-Mail Address: _____			
Phone Number: _____		Fax Number: _____	
<u>Owner(s)</u>	<u>% of Ownership</u>	<u>Phone Number</u>	
Please Report any changes in ownership/organizational structure within the past 12 months:			
Do you have Dram Shop Liability Insurance? _____		Name of Insurer: _____	
Date of Last inspection by Oakland County Health Department: _____			
Hours of Operation:		Seating/Capacity:	
	<u>Restaurant</u>	<u>Bar</u>	Approved Occupant Load: _____ persons
Monday	_____	_____	Occupant Load posted by entrance? _____
Tuesday	_____	_____	Indoor: _____ Seats
Wednesday	_____	_____	Outdoor: _____ Seats
Thursday	_____	_____	Outdoor dining platform? Yes ___ No ___
Friday	_____	_____	Bar: _____ Seats
Saturday	_____	_____	Total: _____ Seats
Sunday	_____	_____	# of on-site parking spaces: _____ Spaces
License Type: _____ <i>(Quota, Intra-County Transfer, Development)</i>		Annual Income Breakdown:	
Have you been cited by the LCC in the past 12 months? _____ If yes, please attach copy of citation(s)		Food _____ % Liquor _____ %	
Do you have:		Note: This item should be recalculated annually.	
LCC Entertainment License?	_____	Have any physical changes been made to the establishment in the past 12 months? _____	
LCC Sunday Sales Sticker?	_____	Please document any changes to the physical layout, number of bar/restaurant seats, hours of operation, parking facilities, or LCC licensing and/or permits on a separate sheet.	
LCC Dance Permit?	_____		
LCC Food Permit for Sunday AM?	_____		
LCC Additional Bar Permit?	_____		
Video Games on-site?	_____		
Completed by:		Notary Seal/Signature	
Print Name	Title		
Signature	Date		

**POTENTIAL AMENDMENT TO THE CITY'S EXISTING
LIQUOR LICENSE ORDINANCE**

STATE OF MICHIGAN

COUNTY OF OAKLAND

CITY OF NOVI

ORDINANCE NO. 13-_____

AN ORDINANCE TO AMEND THE CITY OF NOVI CODE OF ORDINANCES, AT CHAPTER 3, "ALCOHOLIC LIQUOR," TO ADD A REQUIREMENT FOR A PLAN OF OPERATION, TO CLARIFY THE TIME FRAME FOR CITY COUNCIL DECISION, TO REVISE REQUIREMENTS FOR LICENSE TRANSFERS, AND TO ADD A PROHIBITION ON NUDDITY.

THE CITY OF NOVI ORDAINS:

PART I. That Chapter 3, "Alcoholic Liquor," Article II, "Licenses," of the City of Novi Code of Ordinances is hereby amended to read as follows in its entirety:

Sec. 3-12. - Scope and intent.

This article governs applications for licenses to sell beer, wine, or spirits for on-premises consumption within the city, including, but not limited to, Class B licenses, Class C licenses, resort licenses, tavern licenses, club licenses, and hotel licenses. This article does not apply to applications for SDM and SDD licenses, special licenses granted by the Michigan Liquor Control Commission, or one-day permits as allowed by statute.

Sec. 3-13. - Licensing policy.

This article establishes an application and review process for the issuance of new licenses and the transfer of existing licenses into the city or between or among applicants. The process is intended to ensure that the individuals and entities seeking licenses from, or charged with operating licensed establishments within, the city meet certain minimum requirements as to criminal history, past conduct, and ongoing business operation standards. It requires city council review of application information in light of certain criteria that is established for purposes of identifying the kinds of facilities that qualify for a license. It reserves to the city any and all discretion afforded it under applicable law relating to the issuance of licenses.

As a general matter of policy, applicants for a license will need to demonstrate an identifiable benefit to the city and its inhabitants resulting from the granting of the license. While all of the criteria set forth in this article are relevant to the decision whether to grant a license, an applicant must demonstrate in particular that the proposed facility:

- (a) Will provide a service, product, or function that is not presently available within the city or that would be unique to the city or to an identifiable area within the city;
- (b) Is of a character that will foster or generate economic development or growth within the city, or an identifiable area of the city, in a manner consistent with the city's policies; or,
- (c) Represents an added financial investment on the part of a long-term business or resident with recognized ties to the city and the local community.

The weight to be given to each item of the criteria identified in this article, and the determination whether a particular applicant meets or satisfies those criteria is intended to be within the sole discretion of the city council.

Sec. 3-14. - Definitions.

The following definitions shall apply to this chapter:

- (a) *Applicant* shall mean and include all persons and entities proposed to be owners of the license and/or of the licensed premises, all key personnel involved in the management of the licensed business, and all persons and entities proposed to be involved in the finance of the license and/or licensed premises. In the case of a partnership, "applicant" shall include all partners in the partnership. In the case of a corporation other than a corporation with publicly-traded stock, "applicant" shall include all shareholders. In the case of a limited liability company, "applicant" shall include all members.
- (b) *Person, firm, or corporation.* These terms include any person or legal entity of whatsoever kind or nature, either charitable or profitable, that desires to have or is already possessed of any license issued by the State of Michigan for the sale and dispensation of alcoholic beverages pursuant to a liquor license of any variety within the City of Novi.
- (c) *Alcoholic beverages.* This terms shall mean any spirituous, vinous, malt, or fermented liquor, liquid or compound, whether or not medicated, proprietary, or patented, and by whatever name called, containing one-half (½) of one (1) percent or more of alcohol by volume which are fit use for beverage purposes.

Sec. 3-15. - Applications for new license.

- (a) *Submission to city clerk's office.* The applicant shall submit to the city clerk's office a fully completed "City of Novi Liquor License Application" on a form furnished by the clerk's office, along with all additional documents and materials referred to in the application form or otherwise required under this article.
- (b) *Required information.* The application shall include at least the following information:
 - (1) *Name and address of applicant.* If the applicant is a partnership, the name and address of each partner shall be provided, and a copy of any partnership agreement attached. If the applicant is a privately-held corporation, the names and addresses of all corporate officers, members of the board of directors, and stockholders shall be provided, and a copy of the articles of incorporation attached. If the applicant is a

publicly-held corporation, the names and addresses of all corporate officers, members of the board of directors, and stockholders who own ten (10) percent or more of the corporate stock shall be provided. If the applicant is a limited liability company, the names and addresses of all members, managers and assignees of membership interests shall be provided, and a copy of the articles of organization attached.

- (2) Type of license desired.
 - (3) The address and legal description of the property where the license is to be located.
 - (4) If the facility is to be located in a proposed building for which site plan approval has not yet been obtained, or in an existing building that is to be remodeled, and conceptual plan showing the relationship of the building to the surrounding properties and uses, and proposed building elevations.
 - (5) A written statement as to the applicant's character, experience, and financial ability to meet the obligations and business undertakings for which the license is to be issued.
 - (6) A plan of operation, which shall contain an operational statement outlining the proposed manner in which the establishment will be continuously operated, including, but not limited to, the opening date, the business concept, the anticipated food-to-alcohol ratio, a schedule of the hours of operation, method of alcohol management, crowd control, plan for interior use and layout, use of facilities, parking facilities and arrangements, dance/entertainment permits needed or requested, and estimated cost of building and site improvements.
 - (67) Any other information pertinent to the applicant and operation of the proposed facility as may be required by this chapter, including information regarding each of the criteria listed in subsection (g).
- (c) *Nonrefundable application fee.* The application shall be accompanied by a deposit of a nonrefundable fee, in an amount determined by the city council, to be sufficient to cover the costs of investigation, review, and inspection.
 - (d) *Recommendations from city departments.* Following the receipt of the fully completed application, fees and other such information as may be requested by the city, the city clerk shall forward the application to the community development department, police department, fire department, and such other departments as required by the city manager, which departments shall make their recommendations prior to consideration by the city council. In making its review, the city may request from the application other pertinent information.
 - (e) *Placement upon city council agenda.* Upon receipt by the clerk's office of the recommendations of the departments identified above, the city clerk shall submit the application and recommendations for placement upon the agenda of the city council. ~~Such submission shall be made, which shall occur~~ no later than sixty (60) days after the receipt of the application by clerk's office.
 - (f) *City council action required.* All applications are subject to the final approval of the city council. The council may conditionally grant the requested license, postpone consideration for a reasonable period, or deny the license. ~~;~~ provided, however, that a final decision shall be made by the city council within thirty (30) days after initial placement on the city council's agenda. If the license is either approved or denied, the council shall cause its decision to be transmitted to the Michigan Liquor Control Commission and promptly give

notice of the decision to the applicant, in writing. Unless otherwise indicated by the council, all approvals are contingent upon the applicant obtaining any required building permits and any other necessary permits, licenses, or approvals from the city or other regulatory agencies within sixty (60) days from the date of such conditional approval. The construction of new buildings and alterations of existing buildings shall commence within six (6) months after the date of the conditional approval, with a completion date of no more than one (1) year after the issuance of the relevant building permit. Extensions for completion of construction or alteration may be granted by the city council for good cause. Failure to comply with such contingency shall render the license subject to revocation.

- (g) *Review criteria.* In making its determination pursuant to subsection (f), the city council shall consider whether the applicant's proposal is reasonable when measured against the criteria listed below. For purposes of this review, an "applicant" shall be considered to include all officers, partners, members, and managers of an entity applying for a license.

(1) *General information regarding applicant:*

- a. The applicant's management experience in the alcohol/liquor business.
- b. The applicant's general business management experience.
- c. The applicant's general business reputation.

~~d. The applicant's moral character.~~

Ed. The applicant's financial status and its ability to build and/or operate the proposed facility on which the proposed liquor license is to be located.

fe. Past criminal convictions of the applicant for crimes involving moral turpitude, violence or alcoholic liquors.

~~g. The applicant's excessive use of alcoholic beverages.~~

(2) *Information related to the facility/building to which the license would apply:*

- a. The recommendations of the police department, building department, and/or fire department with regard to the proposed facility.
- b. Whether the facility to which the proposed liquor license is to be issued complies, or will comply, with the applicable building, plumbing, electrical and fire prevention codes, zoning ordinance, or other ordinances applicable in the city.
- c. The effects that the business facility to which the proposed license is to be issued would have upon vehicular and pedestrian traffic in the area.
- d. The effects that the business facility to which the proposed license is to be issued would have upon the surrounding neighborhood and/or business establishments, including impacts upon residential areas and church and school districts or uses.
- e. The availability of utilities to serve the facility.
- f. The proximity of the proposed business facility to other similarly situated licensed liquor facilities.
- g. The proximity to complementary uses, such as office and commercial development.

- h. Availability of adequate parking, taking all circumstances of the location into consideration.

(3) *Benefits to community:*

- a. The effects that the issuance of a license would have upon the economic development of the city or the surrounding area.
- b. The effects that the issuance of a license would have on the health, welfare, and safety of the general public.
- c. Whether the applicant has demonstrated a public need or convenience for the issuance of the liquor license for the business facility at the location proposed, taking into consideration the following, together with other factors deemed relevant by the council:
 - 1. The total number of licenses for similar establishments and/or operations in the city, considered both in terms of whether such number of similar establishments is needed and whether there may be a need for other types of establishments that could go unmet if the requested license were granted;
 - 2. The proximity of the establishment to other licensed liquor establishments, the type of such establishments, whether such other establishments are similar to that proposed, and the anticipated impact of all such determinations;
 - 3. Whether the proposed location is in an area characterized as developed, redeveloping, or undeveloped, and the anticipated impact of approving the newly proposed establishment in light of such character, taking into consideration the need for any type of additional licensed establishment in the area, and the need the particular type of establishment proposed;
 - 4. The impact of the establishment on city policing and code enforcement activities;
 - 5. The overall benefits of the proposed establishment to the city;
 - 6. The overall detriments of the proposed establishment to the city; and
 - 7. Any other factors that may affect the health, safety, and welfare relative to the need for and/or the convenience of the proposed establishment in the city.
- d. The uniqueness of the proposed facility when contrasted against other existing or proposed facilities, and the compatibility of the proposed facility to surrounding architecture and land use.
- e. The permanence of the establishment in the community, as evidenced by the prior or proposed contributions to the city or community by the applicant or business, and the extent to which the issuance of the license will assist in the further investment of the applicant or business in the city or the community.
- f. The character and extent of investment in improvements to the building, premises, and general area.
- g. Such other considerations as the council may deem proper, provided such considerations are reasonable under all of the circumstances.

- (h) *Restrictions on licenses.* No license shall be issued to:
1. A person whose liquor license has been revoked or not renewed for cause under this article, or a comparable city or township ordinance or state law, whether in Michigan or otherwise.
 2. A co-partnership or partnership, unless all the members of such co-partnership or partnership shall qualify to obtain a license.
 3. A corporation, other than a public corporation, if any officer, manager, or director thereof, or stockholder owning in the aggregate more than ten (10) percent of the stock of such corporation would not be eligible to receive a license hereunder for any reason.
 4. A limited liability company, if any member, manager or assignee owing a ten (10) percent membership interest or more would not be eligible to receive a license hereunder for any reason.
 5. A person who has been convicted of a crime punishable by death or imprisonment in excess of one (1) year under the law under which he was convicted; a crime involving theft, dishonesty or false statement (including tax evasion) regardless of punishment; or a crime or administrative violation of a federal or state law concerning the manufacture, possession or sale of alcoholic beverages or controlled substances.
 6. For premises where there exists a violation of the applicable building, electrical, mechanical, plumbing or fire codes, applicable zoning regulations, applicable public health regulations or any other applicable city ordinance.
- (i) *Changes in plans, drawings, etc.* After receipt of a conditional approval by the city council, no floor plan, building elevation, site plan, seating arrangement, kitchen lay-out, or other pertinent facts, drawings or documents submitted to the city council may be changed without the applicant first receiving approval from the engineering department, building department and city council.
- (j) *Recommendation for approval of liquor license.* Upon completion of the building and in accordance with the prior conditional approval of the council, the city council shall then thereupon recommend, above all others, the applicant for approval of the liquor license to the Liquor Control Commission of the State of Michigan.
- (k) *Reservation of authority.* No applicant for a liquor license has a right to the issuance of such license to him, her or it, and the city council reserves the right to exercise reasonable discretion to determine who, if anyone, shall be entitled to the issuance of such licenses.

(l) *Changes.* Substantial changes in the licensee's operation shall be approved by the city council. Substantial changes include changes in space of more than ten percent, reduction of more than ten percent in percentage of food or other sales not related to liquor, or changes in the approved plan which affects capacity, parking, noise generated or other impact on adjacent residents or property owners. No fee shall be charged for this process. Whenever the information submitted by a licensee pursuant to the application process contained in this

chapter changes, it shall be the duty of the licensee to notify the city clerk and to supplement the information previously submitted. The licensee is responsible for compliance with this section within ten days of the change of information or circumstances.

Sec. 3-16. - Plan of Operation Required.

(a) *Plan of operation.* All on-premises licensees shall operate in accordance with a plan of operation approved by the city council.

(b) *Contents of plan.* A plan of operation shall contain an operational statement outlining the proposed manner in which the establishment will be continuously operated in a manner consistent with the requirements of this article and the Code of Ordinances, including, but not limited to, the opening date, the business concept, the anticipated food-to-alcohol ratio, a schedule of the hours of operation, method of alcohol management, crowd control/security, use of building facilities, parking facilities and arrangements, plan for interior use and layout, dance/entertainment permits needed or requested estimated cost of building and site improvements, and any other pertinent information as requested by the city.

(c) *Use of license.* It is the intent of the city that approved licenses be put into use immediately following approval. Non-use or warehousing of licenses shall be explicitly prohibited in the plan of operation.

(d) *Compliance.* Licensees shall comply with all provisions of the Code of Ordinances, this article, and the approved plan of operation. Any change to the plan of operation shall be approved by the city council before implementation of the change by the licensee. Failure of such compliance or variance from an approved plan operation is a violation of this article and may result in the city objecting to the renewal of, or recommending revocation of, the license.

Sec. 3-~~16~~17. - Transfer of existing licenses.

(a) The transfer of any existing liquor license covered hereunder shall require approval of the city council before any use and occupancy of the facility to which the license is being transferred is permitted. An applicant for approval of a license transfer and the use and occupancy of such a facility shall:

(1) ~~be subject to~~ Submit an application with all of the information required under Section 3-15 above for a new liquor license, including a plan of operation;

(2) ~~Pay the application procedure, including payment of~~ application fees, set forth in this article for the granting of a new liquor license. ~~In addition,~~

(3) ~~the transferee or applicant shall f~~urnish any necessary authorization to permit the city access to any and all files which may be in the Michigan Liquor Control Commission's possession regarding that commission's investigation of the transferee as a present licensee, or as a previous licensee, or in which transferee has or has had a partial interest in. ~~In approving the transfer of any existing liquor license, the city council may direct the police department to include within the department recommendation to~~

~~the liquor control commission the condition that the construction of the building within which the applicant is to utilize the license, or any renovations to said building, be completed and approved in accordance with all applicable statutes, regulations, codes and ordinances.~~

(b) Review and approval by the city council and of the plan of operation shall be based on the criteria set forth in section 3-15.

(c) Transfers that involve the following circumstances may be placed on a city council agenda for consideration without payment of a fee and without the necessity of furnishing the information required for new licenses:

(1) The exchange of the assets of a licensed sole proprietorship, licensed general partnership, or licensed limited partnership for all outstanding shares of stock in a corporation in which the sole proprietor, all members of the general partnership, or all members of the limited partnership are the only stockholders of that corporation.

(2) The removal of a member of a firm, a stockholder, a member of a general partnership or limited partnership, or association of licensees from a license.

(3) The occurrence of any of the following events:

(a) A corporate stock split of a licensed corporation.

(b) The issuance to an existing stockholder of a licensed corporation of previously unissued stock as compensation for services performed.

(c) The redemption by a licensed corporation of its own stock.

(d) A corporate public offering.

(d) Existing permits ancillary to liquor licenses are transferred with the liquor license unless cancelled in writing. Transferees must present plans regarding the operation they intend to conduct using the particular permit.

Sec. 3-~~17~~18. - Prohibition on profiteering by class C liquor license holders.

The city council has determined that profiteering by class C liquor license holders is contrary to the best interests of the city. Accordingly, in order to prevent profiteering, to the full extent authorized by law, the city council shall not approve the transfer of a class C liquor license issued as a new license under this Chapter within three (3) years of the date of the original issuance of the license. An agreement between the applicant and the city, following recommendation by the city attorney shall be prepared and agreed upon to give effect to this provision prior to final action being taken by the city council on an application. The city council may, but is not required to, excuse the above anti-profiteering limitation for any of the following reasons:

(1) If the license holder is a natural person, he or she dies or becomes incapacitated.

- (2) If the license holder is a corporation, the majority shareholder dies or becomes incapacitated, or the corporation dissolves for reasons other than to transfer the license.
- (3) If the license holder is a limited liability company, the company dissolves for reasons other than to transfer the license.
- (4) The license holder and the proposed license transferee establish that the transfer of the class C liquor license shall not result in profiteering.
- (5) The application of this anti-profiteering limitation will subject the applicant to financial hardship due to no fault of the applicant, such as a change in the business climate, illness or death, labor or supply problems, and/or other factors outside the applicant's control.

The agreement shall provide that, unless excused by the city council as provided above, in the event a license is proposed for transfer within three (3) years from the date of issuance, the applicant agrees that the Michigan Liquor Control Commission shall terminate the license and the city council may approve the issuance of a new license to a new applicant without any compensation to the licensee who placed the license into escrow, and that a licensee waives any property interest in such license upon placement of the license into escrow within such three-year period; provided, however, prior to the approval of such issuance to a new applicant, the person or entity who placed the license into escrow shall be afforded written notice and an opportunity to be heard, and all objections raised at the hearing shall be resolved (at the Michigan Liquor Control Commission or in the circuit court if necessary) prior to issuance of the license to a new applicant.

Sec. 3-~~1819~~. - Objections to renewal and requests for revocation.

- (a) *Generally.* The city council may object to a renewal of a liquor license or request the revocation of a liquor license with the Michigan Liquor Control Commission.
- (b) *Procedure.* Before filing an objection to the renewal or request for revocation of a license with the Michigan Liquor Control Commission, the city council shall serve the licenseholder, by first class mail, mailed not less than ten (10) days prior to the hearing, a notice of such hearing, which notice shall contain the following information:
 - (1) Notice of the proposed action.
 - (2) Reasons for the proposed action.
 - (3) Date, time and place of such hearing.
 - (4) A statement that the licensee may present evidence and testimony, and may confront witnesses and may be represented by a licensed attorney.
- (c) *Hearing and final decision.* Such hearing may be conducted by council as a whole, or by a hearing officer appointed by the council for such purposes. If a hearing officer is appointed, it shall be that officer's duty to undertake such hearing, and hear and take evidence and testimony of the licensee, or witnesses on its behalf, in opposition thereto. After such hearing, the hearing officer shall make a recommendation to the city council for the latter's ultimate final review and decision. The city council shall submit to the licenseholder, and the Michigan Liquor Control Commission, a written statement of its ultimate findings and determination.

- (d) *Criteria for non-renewal or revocation.* The city council may recommend non-renewal or request revocation of a license upon a determination by it that, based upon a preponderance of the evidence presented at the hearing, any of the following exists:
- (1) A violation of any applicable building, electrical, mechanical, plumbing or fire code; applicable zoning regulations; applicable public health regulations; applicable rules and regulations of the county health department; or any other applicable city Code provision.
 - (2) Maintenance of a nuisance upon the premises.
 - (3) A material change in those conditions, statements or representations contained in the written application by the licensee, upon which the city council based its recommendation for approval, when that change is found to be contrary to the best interest of the city residents, in the judgment of the city council.
 - (4) A holder of a license or permit has been convicted of any federal or state law concerning the manufacture, possession or sale of alcoholic liquor or a controlled substance.
 - (5) The premises do not or will not reasonably soon have adequate off-street parking, lighting, refuse disposal facilities, screening, noise or nuisance control where a nuisance does or will exist.
 - (6) A violation of any section of this chapter or of the rules and regulations of the liquor control commission.
 - (7) For a dance, entertainment or dance-entertainment permit, any breach of the entertainment agreement entered into between the licensee and the city as required in this article.

Sec. 3-20. - Nudity.

No person, while appearing in a state of public nudity as defined in Section 5h of Act 279 of 1909, being MCL 117.5h, shall frequent, loiter, work for or perform in any establishment licensed or subject to licensing by the state liquor control commission. No proprietor or operator of any such establishment shall allow the presence in such establishment of any person who violates the provisions of this section.

PART II.

Severability. Should any section, subdivision, clause, or phrase of this Ordinance be declared by the courts to be invalid, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated.

PART III.

Savings Clause. The amendment of the Novi Code of Ordinances set forth in this Ordinance does not affect or impair any act done, offense committed, or right accruing, accrued, or acquired or liability, penalty, forfeiture or punishment, pending or incurred prior to the amendment of the Novi Code of Ordinances set forth in this Ordinance.

PART IV.

Repealer. All other Ordinances or parts of Ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

Robert J. Gatt, Mayor

Maryanne Cornelius, City Clerk

Certificate of Adoption

I hereby certify that the foregoing is a true and complete copy of the ordinance adopted at the regular meeting of the Novi City Council held on the _____ day of _____, 2013.

Maryanne Cornelius, City Clerk

**POTENTIAL AMENDMENT TO THE CITY'S ZONING ORDINANCE
"VERSION 1" – FULL REVIEW CRITERIA FOR ALL SPECIAL LAND USES**

**Version 1
Full special land use review**

STATE OF MICHIGAN

COUNTY OF OAKLAND

CITY OF NOVI

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NO. 97-18 AS AMENDED, THE CITY OF NOVI ZONING ORDINANCE, ARTICLE 25, "GENERAL PROVISIONS," TO ADD SECTION 2525, "SERVICE OF ALCOHOLIC BEVERAGES; SPECIAL LAND USE APPROVAL REQUIRED", TO REQUIRE SPECIAL LAND USE APPROVAL FOR THE SALE OF ALCOHOL FOR CONSUMPTION ON PREMISES.

THE CITY OF NOVI ORDAINS:

Part I. That Ordinance No. 97-18, the City of Novi Zoning Ordinance, Article 25 – General Provisions, is amended to add a new Section 2525, "Service of Alcoholic Beverages; Special Land Use Approval Required," to read as follows:

Section 2525. Service of alcoholic beverages; special land use approval required

- a. *Purpose.* Alcohol-related uses can have a detrimental effect on a geographic area where there is a concentration of such uses in proximity to each other. Neighborhood character, use type and type of activities, hours of operation, public safety resources, and the secondary effects resulting from such uses must be taken into consideration during the alcohol licensing process.
- b. *Applicability.* Any land use that requires a license from the Michigan Liquor Control Commission (LCC) for the sale or consumption of beer, wine, or alcoholic beverages on-premises and any expansion or other changes in such a land use, shall require a special land use permit in accordance with Section 2516.2.c.
- c. *Application Requirements.* Each application shall be accompanied by a detailed site plan and such information as is necessary to demonstrate that the proposed use or change in use meets the review standards of Section 2516.2.c as well as the additional standards contained herein. The following shall be submitted as part of a special land use application:
 - (1) *License Application.* A copy of the license application submitted to the LCC.

- (2) *Site Plan.* A site plan illustrating the proposed location where the alcohol sales would occur, as well as all other locations where on-premises sales presently exist within a one thousand (1,000) foot radius of the closest lot lines of the subject site.
- d. *Additional standards.* In addition to the approval standards set forth in Section 2516.2.c, an applicant shall establish that:
- (1) The **proposed establishment will promote the City's economic development goals** and objectives, and will be consistent with the City's master plan and zoning ordinance;
 - (2) Given the character, location, development trends and other aspects of the area in which the proposed use or change in use is requested, it is demonstrated that the use will provide a service, product, or function that is not presently available within the City or that would be unique to the City or to an identifiable area within the City and that the addition of the use or proposed change in use will be an asset to the area.
 - (3) The use or change in use as constructed and operated by the applicant is compatible with the area in which it will be located, and will not have any appreciable negative secondary effects on the area, such as:
 - a. Vehicular and pedestrian traffic, particularly during late night or early morning hours that might disturb area residents.
 - b. Noise, odors, or lights that emanate beyond the site's boundaries onto property in the area on which there are residential dwellings.
 - c. Excessive numbers of persons gathering outside the establishment.
 - d. Peak hours of use that add to congestion or other negative effects in the neighborhood.
 - e. Fighting, brawling, outside urination, or other behavior that can accompany intoxication
- e. *Approval process.*

[Option 1: PC recommendation to Council] The Planning Commission shall hold a public hearing as required under Section 3006 and shall make a recommendation to the City Council whether the proposed special land use meets the criteria of 2516.2.c and this Section and should be approved. As part of its recommendation, the Planning Commission may propose conditions on any recommended approval. The City Council shall determine whether to deny, approve, or approve with conditions the special land use, in accordance with the requirements of 2516.2.c and this Section.

[Option 2: "Committee" recommendation to Council] A public hearing as required under Section 3006 shall be held jointly by the Director of Public Services, the Director of Community Development, and the City Assessor, or their designees, who shall make a recommendation to the City Council whether the proposed special land use

meets the criteria of 2516.2.c and this Section and should be approved. The recommendation may include conditions on any recommended approval. The City Council shall determine whether to deny, approve, or approve with conditions the special land use, in accordance with the requirements of 2516.2.c and this Section.

[Option 3: Director of Community Development to Council] The Director of Community Development, or designee, shall hold a public hearing as required under Section 3006 and shall make a recommendation to the City Council whether the proposed special land use meets the criteria of 2516.2.c and this Section and should be approved. As part of its recommendation, the Director may propose conditions on any recommended approval. The City Council shall determine whether to deny, approve, or approve with conditions the special land use, in accordance with the requirements of 2516.2.c and this Section.

- f. *Existing uses.* Existing and new establishments with alcoholic beverage sales for on-premises consumption shall obtain special land use approval upon application for a site plan review as required by this ordinance.

Part II. That Ordinance No. 97-18, the City of Novi Zoning Ordinance, Article 16, "TC and TC-1 Town Center Districts," Section 1601, Principal Uses Permitted, is hereby amended to delete subsections 12 and 13 and to renumber Sections 14-16, and to read as follows:

Sec. 1601. - Principal Uses Permitted.

In the TC and TC-1 Town Center Districts, no building or land shall be used and no building shall be erected except for one or more of the following specified uses unless otherwise provided for in this Ordinance:

1. - 11. [Unchanged]

~~12. Microbreweries, subject to the following conditions:~~

~~a. Brewery production shall not exceed twenty thousand (20,000) barrels per year.~~

~~b. No storage in any detached, separate container (e.g. a silo) for hops, barley, wheat or other grain used in the brewing process shall be permitted. No open storage of bottles, pallets or other containers shall be permitted. No storage in tractor trailers shall be permitted longer than twenty four (24) hours and only if such is conducted when attached to a motorized cab. All such storage shall be totally within walls of establishment.~~

~~c. There shall be compliance with the standards at Section 2519, Performance Standards. Steam condensation units shall be required on all venting.~~

~~d. There shall be included a restaurant which shall provide full meal service for consumption by patrons while seated on the premises. (See also definition of Restaurant (sit down)). Taprooms serving less than twenty patrons and accessory to a larger retail use shall not be required to provide meal service.~~

- e. ~~No more than sixty-five (65) percent of total gross floor space of the establishment shall be used for the microbrewery function such as the brewhouse, fermentation tanks, conditioning tanks, bright beer tanks/filter, bottling and kegging lines, malt milling/storage, serving tanks and boiler/water treatment areas.~~
- f. ~~Owing to unique features and operational requirements of a microbrewery, off-street loading/unloading facilities shall be designed to accommodate at least two (2) tractor trailers at one time in addition to compliance with the standards at Section 2507.2.~~
- g. ~~No outside beer tent shall be permitted on any off-street parking lot or off-street loading/unloading area except as may be permitted as a temporary tent sale use pursuant to Section 3004 of this Ordinance. Outside table serving may be permitted on a plaza providing proper handicapped sidewalk and ramp access is provided and subject to the requirements of Section 2524, Outdoor Restaurants.~~
- h. ~~No microbrewery shall be located closer than two thousand five hundred (2,500) feet of another microbrewery.~~

~~13. Brewpubs, subject to the following conditions:~~

- a. ~~Brewery production shall not exceed two thousand (2,000) barrels per year.~~
- b. ~~No storage in any detached, separate container (e.g., a silo) for hops, barley, wheat or other grain used in the brewing process shall be permitted. No open storage of bottles, pallets or other containers shall be permitted. No storage in tractor trailers shall be permitted longer than twenty four (24) hours and only if such is conducted when attached to a motorized cab. All such storage shall be totally within walls of establishment.~~
- c. ~~There shall be compliance with standards at Section 2519, Performance Standards.~~
- d. ~~There shall be included a taproom/restaurant which shall provide full meal service for consumption by patrons while seated on the premises. (See also definition of Restaurant (sit-down)). Taprooms serving less than twenty patrons and accessory to a larger retail use shall not be required to provide meal service.~~
- e. ~~No more than fifty (50) percent of the total gross floor space of the establishment shall be used for the brewery function such as the brewhouse, fermentation tanks, conditioning tanks, bright beer tanks/filter, bottling and kegging lines, malt milling/storage, serving tanks and boiler/water treatment areas.~~
- f. ~~No outside beer tent shall be permitted on any off-street parking lot or off-street loading/unloading area except as may be permitted as a temporary tent sale use pursuant to Section 3004 of this Ordinance. Outside table serving may be permitted on a plaza providing proper handicapped sidewalk and ramp access is provided and subject to the requirements of Section 2524, Outdoor Restaurants.~~

~~1412.~~ Instructional Centers, such as schools for dance, music, language, arts, or general education; tutoring centers; private schools that offer courses in business, real estate, accounting, information systems, and similar instructional uses.

~~1513.~~ Other uses similar to the above uses subject to conditions noted.

~~16~~14. Accessory structures and uses customarily incidental to the above permitted uses.

Part III. That Ordinance No. 97-18, the City of Novi Zoning Ordinance, Article 16, "TC and TC-1 Town Center Districts," Section 1602, Principal Uses Permitted, is hereby amended to add new Sections 5 and 6, to read as follows:

Sec. 1601. - Principal Uses Permitted Subject to Special Conditions.

1. - 4. [Unchanged]

5. Microbreweries, subject to the following conditions:

- a. Brewery production shall not exceed twenty thousand (20,000) barrels per year.
- b. No storage in any detached, separate container (e.g. a silo) for hops, barley, wheat or other grain used in the brewing process shall be permitted. No open storage of bottles, pallets or other containers shall be permitted. No storage in tractor trailers shall be permitted longer than twenty-four (24) hours and only if such is conducted when attached to a motorized cab. All such storage shall be totally within walls of establishment.
- c. There shall be compliance with the standards at Section 2519, Performance Standards. Steam condensation units shall be required on all venting.
- d. There shall be included a restaurant which shall provide full meal service for consumption by patrons while seated on the premises. (See also definition of Restaurant (sit down)). Taprooms serving less than twenty patrons and accessory to a larger retail use shall not be required to provide meal service.
- e. No more than sixty-five (65) percent of total gross floor space of the establishment shall be used for the microbrewery function such as the brewhouse, fermentation tanks, conditioning tanks, bright beer tanks/filter, bottling and kegging lines, malt milling/storage, serving tanks and boiler/water treatment areas.
- f. Owing to unique features and operational requirements of a microbrewery, off-street loading/unloading facilities shall be designed to accommodate at least two (2) tractor trailers at one time in addition to compliance with the standards at Section 2507.2.
- g. No outside beer tent shall be permitted on any off-street parking lot or off-street loading/unloading area except as may be permitted as a temporary tent sale use pursuant to Section 3004 of this Ordinance. Outside table serving may be permitted on a plaza providing proper handicapped sidewalk and ramp access is provided and subject to the requirements of Section 2524, Outdoor Restaurants.
- h. No microbrewery shall be located closer than two thousand five hundred (2,500) feet of another microbrewery.

6. Brewpubs, subject to the following conditions:

- a. Brewery production shall not exceed two thousand (2,000) barrels per year.
- b. No storage in any detached, separate container (e.g., a silo) for hops, barley, wheat or other grain used in the brewing process shall be permitted. No open storage of bottles, pallets or other containers shall be permitted. No storage in tractor trailers shall be permitted longer than twenty-four (24) hours and only if such is conducted when attached to a motorized cab. All such storage shall be totally within walls of establishment.
- c. There shall be compliance with standards at Section 2519, Performance Standards.
- d. There shall be included a taproom/restaurant which shall provide full meal service for consumption by patrons while seated on the premises. (See also definition of Restaurant (sit down)). Taprooms serving less than twenty patrons and accessory to a larger retail use shall not be required to provide meal service.
- e. No more than fifty (50) percent of the total gross floor space of the establishment shall be used for the brewery function such as the brewhouse, fermentation tanks, conditioning tanks, bright beer tanks/filter, bottling and kegging lines, malt milling/storage, serving tanks and boiler/water treatment areas.
- f. No outside beer tent shall be permitted on any off-street parking lot or off-street loading/unloading area except as may be permitted as a temporary tent sale use pursuant to Section 3004 of this Ordinance. Outside table serving may be permitted on a plaza providing proper handicapped sidewalk and ramp access is provided and subject to the requirements of Section 2524, Outdoor Restaurants.

PART IV.

Severability. Should any section, subdivision, clause, or phrase of this Ordinance be declared by the courts to be invalid, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated.

PART V.

Savings Clause. The amendment of the Novi Code of Ordinances set forth in this Ordinance does not affect or impair any act done, offense committed, or right accruing, accrued, or acquired or liability, penalty, forfeiture or punishment, pending or incurred prior to the amendment of the Novi Code of Ordinances set forth in this Ordinance.

PART VI.

Repealer. All other Ordinance or parts of Ordinance in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

PART VII.

Effective Date: Publication. Public hearing having been held hereon pursuant to the provisions of Section 103 of Act 110 of the Public Acts of 2006, as amended, the provisions of

this Ordinance shall be published within fifteen (15) days of its adoption by publication of a brief notice in a newspaper circulated in the City of Novi stating the date of enactment and effective date, a brief statement as to its regulatory effect and that a complete copy of the Ordinance is available for public purchase, use and inspection at the office of the City Clerk during the hours of 8:00 A.M. to 5:00 P.M., Local Time. The provisions of this Ordinance shall become effective seven (7) days after its publication.

MADE, PASSED, AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF NOVI, OAKLAND COUNTY, MICHIGAN, ON THE ____ DAY OF _____, 2013.

ROBERT J. GATT, MAYOR

MARYANNE CORNELIUS, CITY CLERK

Ayes:
Nays:
Abstentions:
Absent:

**POTENTIAL AMENDMENT TO THE CITY'S ZONING ORDINANCE
"VERSION 2" – LESS THAN FULL REVIEW CRITERIA FOR
SPECIAL LAND USES**

Version 2
Less than full special land use review

STATE OF MICHIGAN

COUNTY OF OAKLAND

CITY OF NOVI

ORDINANCE NO. _____

AN ORDINANCE TO AMEND ORDINANCE NO. 97-18 AS AMENDED, THE CITY OF NOVI ZONING ORDINANCE, ARTICLE 25, "GENERAL PROVISIONS," TO ADD SECTION 2525, "SERVICE OF ALCOHOLIC BEVERAGES; SPECIAL USE APPROVAL REQUIRED", TO REQUIRE SPECIAL USE APPROVAL FOR THE SALE OF ALCOHOL FOR CONSUMPTION ON PREMISES.

THE CITY OF NOVI ORDAINS:

Part I. That Ordinance No. 97-18, the City of Novi Zoning Ordinance, Article 25 – General Provisions, is amended to add a new Section 2525, "Service of Alcoholic Beverages; Special Use Approval Required," to read as follows:

Section 2525. Service of alcoholic beverages; special use approval required

- a. *Purpose.* Alcohol-related uses can have a detrimental effect on a geographic area where there is a concentration of such uses in proximity to each other. Neighborhood character, use type and type of activities, hours of operation, public safety resources, and the secondary effects resulting from such uses must be taken into consideration during the alcohol licensing process.
- b. *Applicability.* Any land use that requires a license from the Michigan Liquor Control Commission (LCC) for the sale or consumption of beer, wine, or alcoholic beverages on-premises and any expansion or other changes in such a land use, shall require a special use permit in accordance with this Section.
- c. *Application Requirements.* Each application shall be accompanied by a detailed site plan and such information as is necessary to demonstrate that the proposed use or change in use meets the review standards contained herein. The following shall be submitted as part of a special use application:
 - (1) *License Application.* A copy of the license application submitted to the LCC.

(2) *Site Plan.* A site plan illustrating the proposed location where the alcohol sales would occur, as well as all other locations where on-premises sales presently exist within a one thousand (1,000) foot radius of the closest lot lines of the subject site.

d. *Standards for review.* An applicant shall establish that:

(1) **The proposed establishment will promote the City's economic development goals** and objectives, and will be consistent with the City's master plan and zoning ordinance;

(2) Given the character, location, development trends and other aspects of the area in which the proposed use or change in use is requested, it is demonstrated that the use will provide a service, product, or function that is not presently available within the City or that would be unique to the City or to an identifiable area within the City and that the addition of the use or proposed change in use will be an asset to the area.

(3) The use or change in use as constructed and operated by the applicant is compatible with the area in which it will be located, and will not have any appreciable negative secondary effects on the area, such as:

- a. Vehicular and pedestrian traffic, particularly during late night or early morning hours that might disturb area residents.
- b. Noise, odors, or lights that emanate beyond the site's boundaries onto property in the area on which there are residential dwellings.
- c. Excessive numbers of persons gathering outside the establishment.
- d. Peak hours of use that add to congestion or other negative effects in the neighborhood.
- e. Fighting, brawling, outside urination, or other behavior that can accompany intoxication

e. *Approval process.*

[Option 1: PC recommendation to Council] The Planning Commission shall hold a public hearing as required under Section 3006 and shall make a recommendation to the City Council whether the proposed special use meets the criteria of this Section and should be approved. As part of its recommendation, the Planning Commission may propose conditions on any recommended approval. The City Council shall determine whether to deny, approve, or approve with conditions the special use.

[Option 2: "Committee" recommendation to Council] A public hearing as required under Section 3006 shall be held jointly by the Director of Public Services, the Director of Community Development, and the City Assessor, or their designees, who shall make a recommendation to the City Council whether the proposed special use meets the criteria of this Section and should be approved. The recommendation may include conditions on any recommended approval. The City Council shall determine whether to deny, approve, or approve with conditions the special use.

[Option 3: Director of Community Development to Council] The Director of Community Development, or designee, shall hold a public hearing as required under Section 3006 and shall make a recommendation to the City Council whether the proposed special use meets the criteria of this Section and should be approved. As part of its recommendation, the Director may propose conditions on any recommended approval. The City Council shall determine whether to deny, approve, or approve with conditions the special use.

- f. *Existing uses.* Existing and new establishments with alcoholic beverage sales for on-premises consumption shall obtain special land use approval upon application for a site plan review as required by this ordinance.

Part II. That Ordinance No. 97-18, the City of Novi Zoning Ordinance, Article 16, "TC and TC-1 Town Center Districts," Section 1601, Principal Uses Permitted, is hereby amended to delete subsections 12 and 13 and to renumber Sections 14-16, and to read as follows:

Sec. 1601. - Principal Uses Permitted.

In the TC and TC-1 Town Center Districts, no building or land shall be used and no building shall be erected except for one or more of the following specified uses unless otherwise provided for in this Ordinance:

1. - 11. [Unchanged]

~~12. Microbreweries, subject to the following conditions:~~

- ~~a. Brewery production shall not exceed twenty thousand (20,000) barrels per year.~~
- ~~b. No storage in any detached, separate container (e.g. a silo) for hops, barley, wheat or other grain used in the brewing process shall be permitted. No open storage of bottles, pallets or other containers shall be permitted. No storage in tractor trailers shall be permitted longer than twenty-four (24) hours and only if such is conducted when attached to a motorized cab. All such storage shall be totally within walls of establishment.~~
- ~~c. There shall be compliance with the standards at Section 2519, Performance Standards. Steam condensation units shall be required on all venting.~~
- ~~d. There shall be included a restaurant which shall provide full meal service for consumption by patrons while seated on the premises. (See also definition of Restaurant (sit-down)). Taprooms serving less than twenty patrons and accessory to a larger retail use shall not be required to provide meal service.~~
- ~~e. No more than sixty-five (65) percent of total gross floor space of the establishment shall be used for the microbrewery function such as the brewhouse, fermentation tanks, conditioning tanks, bright beer tanks/filter, bottling and keggling lines, malt milling/storage, serving tanks and boiler/water treatment areas.~~

- ~~f. Owing to unique features and operational requirements of a microbrewery, off-street loading/unloading facilities shall be designed to accommodate at least two (2) tractor trailers at one time in addition to compliance with the standards at Section 2507.2.~~
- ~~g. No outside beer tent shall be permitted on any off-street parking lot or off-street loading/unloading area except as may be permitted as a temporary tent sale use pursuant to Section 3004 of this Ordinance. Outside table serving may be permitted on a plaza providing proper handicapped sidewalk and ramp access is provided and subject to the requirements of Section 2524, Outdoor Restaurants.~~
- ~~h. No microbrewery shall be located closer than two thousand five hundred (2,500) feet of another microbrewery.~~

~~13. Brewpubs, subject to the following conditions:~~

- ~~a. Brewery production shall not exceed two thousand (2,000) barrels per year.~~
- ~~b. No storage in any detached, separate container (e.g., a silo) for hops, barley, wheat or other grain used in the brewing process shall be permitted. No open storage of bottles, pallets or other containers shall be permitted. No storage in tractor trailers shall be permitted longer than twenty four (24) hours and only if such is conducted when attached to a motorized cab. All such storage shall be totally within walls of establishment.~~
- ~~c. There shall be compliance with standards at Section 2519, Performance Standards.~~
- ~~d. There shall be included a taproom/restaurant which shall provide full meal service for consumption by patrons while seated on the premises. (See also definition of Restaurant (sit down)). Taprooms serving less than twenty patrons and accessory to a larger retail use shall not be required to provide meal service.~~
- ~~e. No more than fifty (50) percent of the total gross floor space of the establishment shall be used for the brewery function such as the brewhouse, fermentation tanks, conditioning tanks, bright beer tanks/filter, bottling and kegging lines, malt milling/storage, serving tanks and boiler/water treatment areas.~~
- ~~f. No outside beer tent shall be permitted on any off-street parking lot or off-street loading/unloading area except as may be permitted as a temporary tent sale use pursuant to Section 3004 of this Ordinance. Outside table serving may be permitted on a plaza providing proper handicapped sidewalk and ramp access is provided and subject to the requirements of Section 2524, Outdoor Restaurants.~~

~~1412.~~ Instructional Centers, such as schools for dance, music, language, arts, or general education; tutoring centers; private schools that offer courses in business, real estate, accounting, information systems, and similar instructional uses.

~~1513.~~ Other uses similar to the above uses subject to conditions noted.

~~1614.~~ Accessory structures and uses customarily incidental to the above permitted uses.

Part III. That Ordinance No. 97-18, the City of Novi Zoning Ordinance, Article 16, "TC and TC-1 Town Center Districts," Section 1602, Principal Uses Permitted, is hereby amended to add new Sections 5 and 6, to read as follows:

Sec. 1601. - Principal Uses Permitted Subject to Special Conditions.

1. - 4. [Unchanged]

5. Microbreweries, subject to the following conditions:

- a. Brewery production shall not exceed twenty thousand (20,000) barrels per year.
- b. No storage in any detached, separate container (e.g. a silo) for hops, barley, wheat or other grain used in the brewing process shall be permitted. No open storage of bottles, pallets or other containers shall be permitted. No storage in tractor trailers shall be permitted longer than twenty-four (24) hours and only if such is conducted when attached to a motorized cab. All such storage shall be totally within walls of establishment.
- c. There shall be compliance with the standards at Section 2519, Performance Standards. Steam condensation units shall be required on all venting.
- d. There shall be included a restaurant which shall provide full meal service for consumption by patrons while seated on the premises. (See also definition of Restaurant (sit down)). Taprooms serving less than twenty patrons and accessory to a larger retail use shall not be required to provide meal service.
- e. No more than sixty-five (65) percent of total gross floor space of the establishment shall be used for the microbrewery function such as the brewhouse, fermentation tanks, conditioning tanks, bright beer tanks/filter, bottling and kegging lines, malt milling/storage, serving tanks and boiler/water treatment areas.
- f. Owing to unique features and operational requirements of a microbrewery, off-street loading/unloading facilities shall be designed to accommodate at least two (2) tractor trailers at one time in addition to compliance with the standards at Section 2507.2.
- g. No outside beer tent shall be permitted on any off-street parking lot or off-street loading/unloading area except as may be permitted as a temporary tent sale use pursuant to Section 3004 of this Ordinance. Outside table serving may be permitted on a plaza providing proper handicapped sidewalk and ramp access is provided and subject to the requirements of Section 2524, Outdoor Restaurants.
- h. No microbrewery shall be located closer than two thousand five hundred (2,500) feet of another microbrewery.

6. Brewpubs, subject to the following conditions:

- a. Brewery production shall not exceed two thousand (2,000) barrels per year.
- b. No storage in any detached, separate container (e.g., a silo) for hops, barley, wheat or other grain used in the brewing process shall be permitted. No open

storage of bottles, pallets or other containers shall be permitted. No storage in tractor trailers shall be permitted longer than twenty-four (24) hours and only if such is conducted when attached to a motorized cab. All such storage shall be totally within walls of establishment.

- c. There shall be compliance with standards at Section 2519, Performance Standards.
- d. There shall be included a taproom/restaurant which shall provide full meal service for consumption by patrons while seated on the premises. (See also definition of Restaurant (sit down)). Taprooms serving less than twenty patrons and accessory to a larger retail use shall not be required to provide meal service.
- e. No more than fifty (50) percent of the total gross floor space of the establishment shall be used for the brewery function such as the brewhouse, fermentation tanks, conditioning tanks, bright beer tanks/filter, bottling and kegging lines, malt milling/storage, serving tanks and boiler/water treatment areas.
- f. No outside beer tent shall be permitted on any off-street parking lot or off-street loading/unloading area except as may be permitted as a temporary tent sale use pursuant to Section 3004 of this Ordinance. Outside table serving may be permitted on a plaza providing proper handicapped sidewalk and ramp access is provided and subject to the requirements of Section 2524, Outdoor Restaurants.

PART IV.

Severability. Should any section, subdivision, clause, or phrase of this Ordinance be declared by the courts to be invalid, the validity of the Ordinance as a whole, or in part, shall not be affected other than the part invalidated.

PART V.

Savings Clause. The amendment of the Novi Code of Ordinances set forth in this Ordinance does not affect or impair any act done, offense committed, or right accruing, accrued, or acquired or liability, penalty, forfeiture or punishment, pending or incurred prior to the amendment of the Novi Code of Ordinances set forth in this Ordinance.

PART VI.

Repealer. All other Ordinance or parts of Ordinance in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

PART VII.

Effective Date: Publication. Public hearing having been held hereon pursuant to the provisions of Section 103 of Act 110 of the Public Acts of 2006, as amended, the provisions of this Ordinance shall be published within fifteen (15) days of its adoption by publication of a brief notice in a newspaper circulated in the City of Novi stating the date of enactment and effective date, a brief statement as to its regulatory effect and that a complete copy of the

Ordinance is available for public purchase, use and inspection at the office of the City Clerk during the hours of 8:00 A.M. to 5:00 P.M., Local Time. The provisions of this Ordinance shall become effective seven (7) days after its publication.

MADE, PASSED, AND ADOPTED BY THE CITY COUNCIL OF THE CITY OF NOVI, OAKLAND COUNTY, MICHIGAN, ON THE ____ DAY OF _____, 2013.

ROBERT J. GATT, MAYOR

MARYANNE CORNELIUS, CITY CLERK

Ayes:
Nays:
Abstentions:
Absent: