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OCT 25 2007



**Chandler • Arizona**  
*Where Values Make The Difference*

**MEMORANDUM Management Services Department - Council Memo No. MR08-045**

**DATE:** OCTOBER 25, 2007

**TO:** MAYOR AND COUNCIL

**THRU:** W. MARK PENTZ, CITY MANAGER  
RICH DLUGAS, ASSISTANT CITY MANAGER RD  
DENNIS STRACHOTA, MANAGEMENT SERVICES DIRECTOR

**FROM:** SANDI RODENBECK, CUSTOMER SERVICE MANAGER

**SUBJECT:** NEW LICENSE SERIES 12 RESTAURANT LIQUOR LICENSE APPLICATION  
KEVIN JOHN KELLY, AGENT, GMRI INC.  
DBA THE OLIVE GARDEN ITALIAN RESTAURANT # 1747

**RECOMMENDATION**

Staff recommends Council forward a recommendation for approval of State Liquor License No. 12077306, and further, that approval be given for the City of Chandler Series 12, Restaurant Liquor License, No. 116185 L12, for Kevin John Kelly, Agent, GMRI Inc., dba The Olive Garden Italian Restaurant # 1747 at 2930 E. Germann Rd.

**DISCUSSION**

The following application for a liquor license has been posted and published for hearing on October 25, 2007:

New License, Series 12, Restaurant Liquor License, for Kevin John Kelly, Agent, GMRI Inc., dba The Olive Garden Italian Restaurant # 1747, at 2930 E. Germann Rd.

**Consideration may be given to the applicant's personal qualifications and to the location.**

The Police Department reports no objections to the issuance of this license, and no written protests pursuant to A.R.S. 4-201(B) have been received. All licenses, permits, and fees have been paid, and the applicant is in compliance with the City's Tax Code. With a Series 12, Restaurant Liquor License the business may sell all liquors for on-premise consumption only, with a minimum of 40% of the gross receipts from the sale of food.

The applicant's Use Permit #07-0030 was approved at the June 14, 2007 Council Meeting.

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**PROPOSED MOTION**

Move for recommendation to the State Department of Liquor Licenses and Control for approval of a Series 12, Restaurant Liquor License, for GMRI Inc., dba The Olive Garden Italian Restaurant # 1747, 2930 E. Germann Rd., and approval of the City of Chandler Liquor License.

  
\_\_\_\_\_

*vm*

Attachments: Geographical Map - A  
Site Layout - B

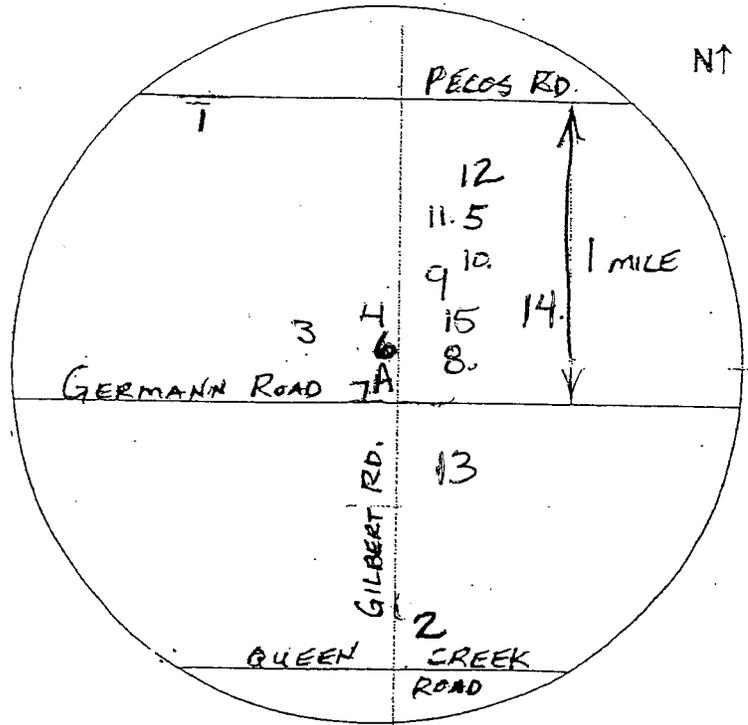
A

07 AUG 29 11:47 AM 3:11

**SECTION 16** Geographical Data: A SAMPLE FOR THIS SECTION IS PROVIDED ON THE NEXT PAGE.

List below the exact names of all churches, schools, and spirituous liquor outlets within a one mile radius of your proposed location. Ref. A.R.S. 4-201 (B)

- 1. LDS Church
- 2. Grove Bible Church (Gilbert)
- 3. Walmart
- 4. T.G.I.Friday's
- 5. Rubio's (Gilbert)
- 6. Longhorn
- 7. Bravi's
- 8. Texas Roadhouse (Gilbert)
- 9. Chili's (Gilbert)
- 10. Applebee's (Gilbert)
- 11. Red Brick Pizza (Gilbert)
- 12. Chipolte (Gilbert)
- 13. Danny's Family Carousel (Gilbert)
- 14. Super Target (Gilbert)
- 15. Red Lobster (Gilbert)



A = Your business name and identify cross streets.

ATTACH ADDITIONAL SHEET(S) IF NECESSARY

**SECTION 17** Signature Block:

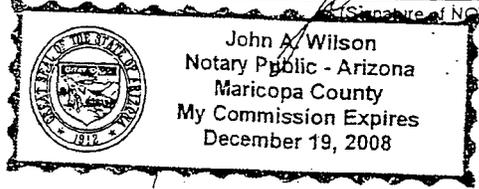
I, Kevin John Kelly, declare that: 1) I am the APPLICANT (Owner, Agent, Partner, Stockholder (Print name of APPLICANT/AGENT listed in Section 4 Question 1) (10% or more), Member, Officer (10% or more ownership), or Club Member making this application; 2) I have read the application and the contents and all statements are true, correct and complete; 3) that this application is not being made to defraud or injure any creditor, taxing authority, regulatory authority, or transferor; 4) that no other person, firm, or corporation, except as indicated, has an interest in the spirituous liquor license for which these statements are made; and 5) that to the best of my knowledge and belief, none of the owners, partners, members, officers, directors or stockholders listed have been convicted of a felony in the past five (5) years.

X *Kevin John Kelly*  
 (Signature) **Kevin John Kelly**

State of ARIZONA County of Maricopa  
 The foregoing instrument was acknowledged before me this  
23 day of August 2007  
 Day Month Year

My commission expires on: 12-19-08

*John A. Wilson*  
 (Signature of NOTARY PUBLIC)



07 AUG 29 Lic. Dept PM 3:11

**SECTION 14 Restaurant, or Hotel-Motel Applicants:**

1. Is there a valid restaurant or hotel-motel liquor license at the proposed location?  YES  NO If yes, give licensee's name:

\_\_\_\_\_ and license #: \_\_\_\_\_  
Last First Middle

- 2. If the answer to Question 1 is YES, you may qualify for an Interim Permit to operate while your application is pending; consult A.R.S. Section 4-203.01; and complete Section 5 of this application.
- 3. All restaurant applicants must complete a Restaurant Operation Plan (Form LIC0114) provided by the Department of Liquor.
- 4. Do you understand that 40% of your annual gross revenue must be from food sales?  YES  NO

**SECTION 15 Diagram of Premises: (Blueprints not accepted, diagram must be on this form)**

1. Check ALL boxes that apply to your licensed premises:

- Entrances/Exits
- Drive-in windows
- Service windows
- Liquor storage areas
- Patio enclosures
- Under construction: estimated completion date \_\_\_\_\_

Construction began: 6/18/07  
Construction complete: 11/12/07

2. Restaurants and Hotel/Motel applicants must explicitly depict kitchen equipment and dining facilities.

3. The diagram below is the only area where spirituous liquor is to be sold, served, consumed, dispensed, possessed, or stored. Give the square footage or outside dimensions of the licensed premises. 7,495. sq. ft.

DO NOT INCLUDE PARKING LOTS, LIVING QUARTERS, ETC.

