

**CITY OF GOODYEAR
COUNCIL ACTION REPORT**

SUBJECT: Application for a new Series 10 liquor license for Cobblestone Auto Spa and Market	STAFF PRESENTER: Sue Brungardt, Deputy City Clerk CASE NUMBER: None. OTHER PRESENTER: None.
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PROPOSED ACTION:

Approve a request from Amy S. Nations, agent/applicant for Cobblestone Auto Spa 33 LLC, dba Cobblestone Auto Spa and Market, for a new Series 10 liquor license, Application #11836, located at 14031 West Indian School Road, Goodyear, Arizona 85395 (Generally located east of the southeast corner of Litchfield Road and Indian School Road).

BACKGROUND AND PREVIOUS ACTIONS:

Ms. Nations has applied for a new Series 10 liquor license for Cobblestone Auto Spa and Market, which is currently open for business and operating under an Interim Permit issued by the Arizona Department of Liquor Licenses and Control (DLLC). An Interim Permit allows an applicant to sell, serve and store liquor under an existing license of the same series at the same location while their new license is processed (A.R.S. § 4-203.01). Cobblestone Auto Spa and Market operates nine active locations throughout the Phoenix area.

The City Clerk's Office received the application from the DLLC on March 30, 2018. The application has been routed to the Police Department and the Development Services Department (Planning and Zoning, Code Compliance and Building Safety), and any comments are listed on Attachment A.

The application has been properly posted on the property for the State-mandated 20-day period. Any petitions or protests pursuant to A.R.S. § 4-201(B) received during the 20-day posting period are added to this report.

STAFF ANALYSIS:

A Series 10 license is for a beer and wine store and is non-transferrable. This off-sale retail privileges liquor license allows a retail store to sell beer and wine (no other spirituous liquors), only in the original unbroken package, to be taken away from the premises of the retailer and consumed off the premises.

The DLLC requires license owners, agents, and managers actively involved in the day-to-day operations of the business to complete a state approved management training course prior to the issuance of a liquor license. Cobblestone has required one of its managers to complete the required training and submitted this information to the DLLC. Other steps they will take to

ensure compliance with state laws include: posting copies of their policies at each register and having an industry consultant provide training to their employees and to conduct CUB (Covert Underage Buyer) stings twice a month. Anyone appearing under 40 years of age is required to show an identification. The company maintains a zero-tolerance policy. Employees caught selling alcohol to an underage buyer are subject to termination, and manager forfeits a bonus if the store fails a sting.

There are no licensed childcare facilities or K-12 schools within 300 ft. of the location.

The City Council's recommendation of "Approval", "Disapproval" or "No Recommendation" will be forwarded to the DLLC for consideration at a public hearing of the State Liquor Board ("Board").

- **APPROVAL:** If the City Council recommendation is for approval, a hearing of the Board is not required unless the DLLC Director ("Director"), the Board, or any aggrieved party requests a hearing on the grounds that the public convenience and the best interest of the community will not be substantially served if a license is issued. If no hearing is held, the license may be approved by the Director.
- **DISAPPROVAL:** If the City Council recommendation is for disapproval of an application, a statement of the specific reasons along with a summary of the testimony or other evidence supporting the recommendation for disapproval shall be attached to the order of disapproval and submitted to the Director; a public hearing will then be held by the Board.
- **NO RECOMMENDATION:** If the City Council recommendation is "No Recommendation", the Director may cancel the public hearing and issue the license unless the Board or any aggrieved party requests a hearing. If the reason for the protest is clearly removed or deemed satisfied by the Director, the Board will cancel the public hearing, and the license may be approved by the Director.

FISCAL ANALYSIS:

The applicant has paid the \$635 application fee for the license per the Goodyear Municipal User Fee Schedule. The business will contribute to the tax base of the community.

RECOMMENDATION:

Staff recommends approval of the Series 12 liquor license.

ATTACHMENTS:

1. Attachment A
 - a. Comments from city departments
 - b. Liquor license locations within one mile
 - c. Map with one-mile radius
2. Menu

Attachment A

Liquor License Application
Applicant: Amy S. Nations
Business Name: Cobblestone Auto Spa and Market
Job No.: 11836

Received: March 30, 2018

Department	Comments
Police	None
Planning and Zoning	None
Code Compliance	None
Building Safety	None

Goodyear Liquor License Locations within One Mile

Bella Luna (Series 12)	14175 W Indian School Rd
Bruno's Pizza (Series 12)	14130 W Indian School Rd
Clubhouse Grill (Series 6)	14175 W Indian School Rd
Lucky Buddha (Series 12)	14270 W Indian School Rd
Safeway #1511 (Series 9)	14175 W Indian School Rd
Wal Mart Neighborhood Market #3604 (Series 9)	14200 W Indian School Rd
Walgreens # 3657 (Series 9)	3361 N Litchfield Rd

Series 6 (Bar)

Series 9 (Liquor Store)

Series 10 (Beer & Wine Store)

Series 12 (Restaurant)

