



## CITY COUNCIL ACTION REPORT

March 11, 2008

TO: Phillip L. Nelson, City Manager

FROM: Charles T. Craft, Chief of Police *CC*  
 Captain Colleen Mott, Support Services Division *edm*  
 Sergeant Robert Cantlon *RC*

SUBJECT: Application for transfer of Class C license to AMC Troy, Inc.

### Background:

- AMC Troy, Inc. requesting to transfer ownership escrowed 2007 Class C licensed business with Official Permit (Food), from Kingsway LLC; transfer location, governmental unit under MCL436.1531(1), from 43155 Main, Suite 208, Novi Michigan, 48375, to 1873 E Big Beaver, Troy Michigan, 48083, Oakland County; requesting a new outdoor service (1 area), new entertainment permit, new SDM license, to be held in conjunction. {MLCC Req #434767}
- On March 10 2008, applicant T. Michael Ansley, of AMC Troy, Inc. answered questions for the Liquor Advisory Committee.
- Mr. Ansley explained to the Committee that he has owned and operated restaurants with liquor licenses for upwards of 12 years and will operate this establishment as Buffalo Wild Wings.
- Buffalo Wild Wings is a national franchise and Mr. Ansley is involved in the ownership and operation of several of those franchises in Michigan.
- The Committee unanimously approved this request.

### Financial Considerations:

- There are no financial considerations for the City.

### Legal Considerations:

- The request complies with all applicable Troy City ordinances and Michigan Liquor Control Commission rules.
- The Police Department did not find any disqualifying factors for this request.
- On May 12. 1993 City Council passed a resolution requiring a minimum of 3000 feet between Class C establishments with entertainment permits. This establishment would be within 3000 feet of an existing Class C establishment with an entertainment permit.
- The MLCC requires local government approval for the transfer of Class C licenses.

Policy Considerations:

- City Goal III: “Retain and attract investment while encouraging redevelopment”.

Options:

- City Council can approve or deny the request.



**TO:** Members of Troy City Council  
**FROM:** Lori Grigg Bluhm, City Attorney  
Susan M. Lancaster, Assistant City Attorney  
**DATE:** April 17, 2008  
**SUBJECT:** Reconsideration and Indefinite Postponement of Council Resolution No. 93- 1028

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City Council has been asked to approve the transfer of a liquor license and entertainment permit for AMC Troy, Inc. (Buffalo Wild Wings). This restaurant would be located at 1873 E. Big Beaver, which is in the shopping plaza at the northwest corner of John R. and East Big Beaver Roads. This location is in close proximity to Joe Kools.

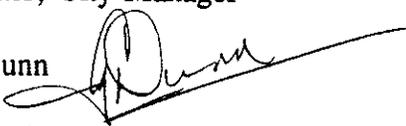
In Resolution #93-1028, the attached *City of Troy Class C and B-Hotel Liquor License Criteria and the City of Troy Entertainment Permit Criteria, Originally established by resolutions 76-680, 80-514 and 81-168 of the Troy City Council and Revised by the Liquor Advisory Committee as Suggested by the City Council* was approved. This document requires all restaurants with entertainment permits to be located at least 3000 feet apart. It also requires a significant distance between these establishments and residential properties. These regulations may be opposite of the City's vision, as found in the Big Beaver Corridor Study. As a result, City Administration is currently doing a comprehensive review of our liquor licensing regulations and Chapter 68 (Amusements and Recreation Places). This comprehensive review takes into account changes in both state and city law that may otherwise address some of the concerns that were present at the time of the earlier resolutions. Once City Administration completes this process, proposed revisions and ordinance amendments will be presented to City Council for your consideration.

In the meantime, if City Council wanted to proceed with the application for AMC Troy, Inc. (Buffalo Wild Wings), then City Council could reconsider the previous City of Troy resolution, Resolution 93-1028, and then indefinitely postpone action on this resolution. Proposed resolutions have been prepared for your consideration.

If you have any questions, please let us know.

Att-009  
11-1-93

October 14, 1993 (Thursday)

To: Frank Gerstenecker, City Manager  
From: Captain Glenn Dunn   
Subject: Liquor License and Entertainment Permit Criteria

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On May 12, 1993 the City Council met jointly with the Liquor Advisory Committee and extensively discussed the subject issues. Certain changes were made to the draft proposals as a result. Council indicated that it would adopt the changes into formal resolution form in order to nullify the old resolutions and provide modern guidance to the Committee and the Police Department. To my knowledge, new resolutions have not been adopted. Therefore, I request that the issues of new resolutions be placed before Council for its consideration.

For your convenience, I have attached copies of the licensing and entertainment permit criteria. These copies, I believe, reflect the changes directed by Council. The old resolutions are 76-680, 80-514, and 81-168.

This issue has taken on greater importance because the Michigan Liquor Control Commission is considering the elimination its requirements that licensees obtain its entertainment permits. I attended the Commission's public hearing on the matter yesterday and gave testimony urging the Commission not to eliminate its requirements. It is my belief that the Commission's requirements provide Troy with significant, pre-event oversight options which could not be entirely replaced by ordinance. I have the impression that the Commission will, indeed, eliminate its requirements in the immediate future. The Commission is taking the action as the result of its staff's recommendation, made in an effort to conserve staff time in response to budget cuts.

If I can be of assistance in this matter, please let me know.

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cc: Chief Carey  
file

C-9

# City of Troy

## Class C and B-Hotel Liquor License Criteria

Originally  
Established by resolutions 76-680, 80-514 and 81-168 of  
the Troy City Council  
and Revised by the Liquor Advisory Committee  
as Suggested by the City Council  
May 12, 1993

The following are the criteria for the issuance of Class C and B-Hotel licenses.

- (1) Food service facilities which are part of an office, service and commercial center complex, as provided in Chapter 39 of Troy's Codes for the Office-Service-Commercial district.
- (2) Facilities that accommodate large groups of people (seating more than 1,000 in banquet style) in banquet rooms and serve as exhibition halls for convention purposes.
- (3) Hotel or lodging facilities which also have restaurants, meeting rooms and banquet facilities capable of serving in excess of 200 people in "sit-down" banquet facilities.
- (4) "Supper Club" type of operations in which high quality food service is the main source of income. The establishment also has the ability to: 1) provide open public dining, 2) serve small groups in separate meeting rooms, and 3) also provide sit-down banquet facilities for groups in excess of 200 people in a single, undivided room. The food menu offers no fewer than five different entrees which are prepared on the premises.

- (5) Food service operations which have a gross seating capacity exceeding 200 in any arrangement (meeting rooms, open dining, etc.) with a menu offering no fewer than four different entrees that are prepared on the premises.
  
- (6) Facilities which conform to the purpose and intent of these criteria, but which are deficient in meeting the criteria. Such facilities will be given consideration upon a showing of substantial compliance with the purpose and intent of the criteria. If the facility is to be allowed, the applicant must present evidence which tends to establish overriding benefits to the citizens of the Troy. Such determination shall be based upon due consideration of the following elements:
  - (a) Whether there is a need for the facility at the location proposed.
  - (b) Whether the facility tends to provide a service, product, or function not presently available to the general public residing in Troy.
  - (c) The uniqueness of the proposed facility when contrasted against existing facilities.
  - (d) The likelihood that the facility will provide a service capable of being utilized by the majority of people residing in Troy.
  - (e) The facility will have sufficient space in the dining area to accommodate seating, as determined by

applicable standards of the Fire Department, for 200 people. However, the design and floor plan of the proposed dining area may be shown to seat fewer people than the maximum density permitted by said Fire Department.

Licenses are to be issued only after the following conditions are met or subject to the applicant having met these conditions within a stated period of time. The conditions require that:

- (1) Floor plans, seating arrangements, site plans, building elevations, future building alterations, and other pertinent physical features for the proposed buildings have been submitted to the Troy Liquor Advisory Committee.
- (2) The applicant's experience, financial capability, experience as a Class C licensee, proposed food service menus and other facts or proposals pertinent to the operation of the facility have been submitted to the Troy Liquor Advisory Committee.
- (3) Within six (6) months of the issuance of the licenses the applicant has received approval for any necessary zoning changes, site plan approval, building permits, and other approvals as may be required by the City of Troy.
- (4) Construction is pursued within eight (8) months after the issuance of a license. At that time, the progress of the applicant in meeting all of the stated conditions will be reported to the City Council by the City Manager.

- (5) No floor plan, building elevation, site plan, seating arrangement, kitchen layout, parking layout, fire plan, fact, or document submitted for approval to the Police, Fire, or Building Departments, the Troy Liquor Advisory Committee, or City Council may be changed in context after approval. Reasonable improvements in design and or service flow may be required by the City of Troy.
- (6) The failure of the applicant to meet any of the above conditions shall be reason for the City Council to deny approval at the time. Council reserves the right to withdraw approval and deny any license during review or annual review. Council also reserves the right to notify the Michigan Liquor Control Commission of its disapproval for resolutions established under Class C & B Hotel liquor license criteria for the City of Troy by written form to the Michigan Liquor Control Commission.

## City of Troy

### Entertainment Permit Criteria

The following criteria are established for the reviewing of applications for entertainment permits:

- (a) One permit for each 12,000 of population or major fraction thereof as determined by the last federal decennial census shall be established as a quota.
- (b) There shall be at least a minimum distance of 3,000 feet between Class C licensed establishments holding entertainment permits.
- (c) There shall be at least a minimum distance of 3,000 feet between Class B-Hotel licensed establishments holding entertainment permits.

No entertainment permit shall be issued to an establishment located within 500 feet of: 1) a church, 2) a public or private elementary or secondary school, 3) a public park adjacent to a residential area, or 4) a district restricted to residential use by Troy's comprehensive land use.

At the time of the consideration of an applicant's permit request, the City's administration shall provide to the Liquor Advisory Committee and to the City Council a map of the area in question. The map shall be drawn to scale, shall show the existing land use district of each

property within 500 feet of the perimeter of the subject lot, and shall also indicate the use of each property concerned.

The required distances between properties or establishments shall be measured along the centerline of the street or streets of the properties. The measurements shall be taken between two fixed points on the centerline. The points are to be determined by projecting straight lines, at right angles to the centerline, from the nearest extremity of the building in which the permit exists or is contemplated and the nearest point of the 1) license property, 2) church, 3) public or private elementary or secondary school, 4) public park adjacent to a residential area, or 5) a district restricted by Troy's comprehensive zoning ordinance.

Council must find no indication that the proposed use will injure or adversely affect the adjacent area or property values therein and that the proposed use will be consistent with the character of the district land use authorized therein in the Troy Master Land Use Plan and Zoning District Map.

In making this determination Council must find no indication that the proposed use will cause significant hazard, annoyance or inconvenience to the owners or occupants of nearby property, or significantly change the character of the neighborhood or reduce the value of nearby property, nor will impose any significant cost burden upon the City

of Troy, or create any significant obstacle to the implementation of the zoning plan or the Master Plan of the City of Troy.

- (d) Applicants shall file a sworn affidavit concerning the type, kind, character and quality of entertainment proposed and to be presented. Such applicants shall contract with the City of Troy to assure compliance with any and all regulations or codes. Upon sale or transfer of the license and permits, the licensee or holder of the permit shall notify the prospective transferee of such contract. He shall also post the contract's stipulations and restrictions with the license and permits issued by the Liquor Control Commission.

A sale and/or transfer of such business shall include the opening of such business as a new business, the relocation of such business, or the conversion of an existing business location to any of the uses for which an entertainment permit is required.

- (i) Applicant for such permit shall have been in the business of the sale of alcoholic beverages in the same location in the City of Troy for three years preceding the date of his application. However, the City Council may waive the three year requirement.
- (ii) Such applicant shall not have any citation and conviction for violations of any fire, building, health or liquor statutes, ordinance or regulations within that previous three-year period.

- (iii) Fifty percent or more of the total gross receipts for an accounting year of the establishment must come from the sale, at retail, of food, goods and services. The licensee shall prove the fact annually before the renewal of the license. He shall do so by submitting a verified affidavit to the City Council.
- (iv) The facility on which the proposed permit is to be located shall be reinspected and certified by the appropriate agencies for compliance with existing fire, building and health codes. In order to assure continued compliance such inspections shall be made at least annually.
- (v) The Traffic Engineer as well as the Departments of Building, Planning, and Fire shall certify that the location has ample parking and will not contribute to, or create, any traffic problem.
- (vi) Each applicant shall submit elevation plans made under appropriate professional seals regarding the size and seating capacity of the business, the size of the dressing rooms, and locations of the stage. Each entertainment event or act shall be conducted on a stage or upon an open floor area, such as a dance floor. At the time the entertainment is conducted, that open floor or stage shall be separate from the areas occupied by customers or patrons. If the drawings and diagrams required in this subparagraph

are already on file with the City and the premises remains unchanged, the City Council may waive such requirement.

Applications for such permits shall be referred to the heads of the Building Fire, and Police Departments. Each department head shall (within a period of 30 days from the date of application) review records, make an inspection of the premises proposed to be used for the entertainment permit, and shall make a written recommendation to the City Manager concerning compliance with the law. If the heads of the Building, Fire, and Police Departments shall have previously complied with this provision for other purposes such as approvals for an amusement and/or dance permit, the City Council may waive the requirements of this paragraph and the Council may request a sworn affidavit by the applicant stating that no changes have been made to the business establishment since the issuance of the previous permit and/or permits (i.e. amusement, dance or other).

At its next regular meeting following receipt by the City Manager of all required reports, the Council shall consider such applications and the reports by departmental officials. In approving such applications, the Council may require that the issuance of the permit be conditional upon compliance by the applicant with conditions which the Council deems reasonably necessary to protect the public health, safety, and welfare. The determination with regard to such conditions shall be based upon the applications, the reports of the officials and all

facts presented during consideration of the matter. The Council shall approve or disapprove such applications within 45 days following its consideration thereof. The City Clerk shall inform the applicant in writing of the actions of the Council and shall include any conditions required by the Council.

Except for Class B-Hotel licensed operations, no such establishment shall be operated or conducted, whether directly or indirectly, with any place used for living or sleeping quarters.

The applicant shall be the owner of the establishment so licensed for entertainment and shall be solely and completely responsible for the administration and business of the establishment, for the acts of his employees, and for the scope and conduct of such business.

No place of business shall qualify for such permit if it is conducted by a manager or agent pursuant to an agreement required by the Michigan Liquor Control Commission unless said manager or agent possesses the same qualifications as herein required of the licensee.

Each applicant must be eligible for, and shall ultimately secure, an amusement license pursuant to the provisions of Chapter 68 of the Code of the City of Troy Ordinances before evaluation of his application in accordance with these guidelines and prior to a favorable recommendation by the Troy City Council to the Michigan Liquor Control Commission.

(All ordinances with reference and application to the sale of alcoholic beverages shall be amended to contain a reference to the existence of these guidelines, and that copies of such guidelines may be secured from the City Clerk's Office.)

A regular meeting of the Liquor Advisory Committee was held on Monday, March 10, 2008 in the Lower Level Conference Room of Troy City Hall, 500 West Big Beaver Road. Chairman Max K. Ehlert called the meeting to order at 7:00 p.m.

**ROLL CALL:**

**PRESENT:** Max K. Ehlert, Chairman  
Henry W. Allemon  
W. Stan Godlewski  
Patrick C. Hall  
Timothy P. Payne  
Clark Yuan, Student Representative  
Susan Lancaster, Assistant City Attorney  
Sergeant Robert Cantlon  
Pat Gladysz

**ABSENT:** David S. Ogg  
Bohdan L. Ukrainec

**Resolution to Excuse Committee Members Ogg and Ukrainec**

Resolution #LC2008-03-007  
Moved by Allemon  
Seconded by Payne

RESOLVED, that the absence of Committee members Ogg and Ukrainec at the Liquor Advisory Committee meeting of March 10, 2008 BE EXCUSED.

Yes: 5  
No: 0  
Absent: Ogg, Ukrainec

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**Resolution to Approve Minutes of February 11, 2008 Meeting**

Resolution #LC2008-03-008  
Moved by Allemon  
Seconded by Payne

RESOLVED, that the Minutes of the February 11, 2008 meeting of the Liquor Advisory Committee be approved.

Yes: 5  
No: 0  
Absent: Ogg, Ukrainec

**Agenda Items**

1. **AMC Troy, Inc.** requesting to transfer ownership of escrowed 2007 Class C licensed business with Official Permit (Food), from Kingsway LLC; transfer location, governmental unit under MCL 436.1531(1), from 43155 Main, Suite 208, Novi, Michigan 48375, to 1873 East Big Beaver Road, Troy, Michigan 48083, Oakland County; requesting a new outdoor service (1 area), new entertainment permit, new SDM license, to be held in conjunction. {MLCC Req #434767}

Present to answer questions from the Committee was Michael Ansley, franchisee of Buffalo Wild Wings of the metropolitan Detroit and Florida markets.

Buffalo Wild Wings opened its first location in Columbus, Ohio in 1982. Mr. Ansley has been a franchisee for 12 years. He currently owns several restaurants, including Sterling Heights, Warren, Ferndale, Novi, Fenton, Grand Blanc, and Petoskey. Management for the Troy location will be transferred from his other restaurants. Training will be done by both corporate and internal teams. They require that all servers be 21 years of age and attend the "Serve Safe" alcohol training. In his 12 years of business, Mr. Ansley has received only one liquor violation. The parking was questioned by a committee member and Mr. Ansley replied that the landlord has obtained a parking variance for the site.

Assistant City Attorney Lancaster informed the Committee of a 1993 City Council Resolution stating that there cannot be two facilities with Class C licenses and entertainment permits within 3,000 feet of each other. The City Attorney's office is of the opinion that it is timely for City Council to review this Resolution in light of the high density trend in Troy. Also, the City now has an adult business use ordinance which we did not have when this Resolution went into effect.

Sergeant Cantlon reported that his investigation found only one liquor violation and that occurred in 2002 in Novi.

Resolution #LC2008-03-009

Moved by Hall

Seconded by Payne

RESOLVED, that AMC Troy, Inc. be allowed to transfer ownership of escrowed 2007 Class C licensed business with Official Permit (Food), from Kingsway LLC; transfer location, governmental unit under MCL 436.1531(1), from 43155 Main, Suite 208, Novi, Michigan 48375, to 1873 East Big Beaver Road, Troy, Michigan 48083, Oakland County; be granted a new outdoor service (1 area), new entertainment permit, new SDM license, to be held in conjunction.

Yes: 5  
No: 0  
Absent: Ogg, Ukrainec

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2. **Somerset Collection Limited Partnership** requests to transfer ownership of 2007 Class C licensed business located in escrow at 2801 West Big Beaver Road, Somerset Collection, Suite J-230, Troy, Michigan 48084, Oakland County, from Sebastian’s Ltd.; with license to be held in escrow. {MLCC Req #416257}

Present to answer questions from the Committee was Patrick Howe of Carlin, Edwards, Brown & Howe.

This request is for a license transfer to the owners of the Somerset Collection. They have no intention of activating the license. Several years ago, Sebastian’s Restaurant closed and there is a lease provision which states that the liquor license would revert back to the landlord if the tenant vacated. The license has been surrendered to the landlord, and the landlord would like to hold on to the license for “record purposes” to hold it in escrow until they find a tenant within the mall. The MLCC regulations state that the license can be held in escrow for five years.

Assistant City Attorney Lancaster suggested that the Committee make their recommendation to City Council with the stipulation that when the license comes out of escrow, the City of Troy be entitled to its standard investigation.

Resolution #LC2008-03-010  
Moved by Allemon  
Seconded by Hall

RESOLVED, that Somerset Collection Limited Partnership be allowed to transfer ownership of 2007 Class C licensed business located in escrow at 2801 West Big Beaver Road, Somerset Collection, Suite J-230, Troy, Michigan 48084, Oakland County, from Sebastian’s Ltd.; with license to be held in escrow, with the stipulation that when the license comes out of escrow, the City of Troy be entitled to its standard investigation.

Yes: 5  
No: 0  
Absent: Ogg, Ukrainec

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The meeting adjourned at 7:24 p.m.

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Max K. Ehlert, Chairman

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Patricia A. Gladysz, Secretary II



**FOR MLCC USE ONLY**

Request ID # 434767

Business ID # 203974

**POLICE INVESTIGATION REPORT**

[Authorized by MCL 436.1217 and R 436.1105; MAC]

**Please conduct your investigation as soon as possible, complete all four sections of this report and return the completed report and fingerprint cards to the MLCC**

**LICENSEE/APPLICANT NAME, BUSINESS ADDRESS AND LICENSING REQUEST:**

AMC TROY, INC. REQUESTING TO TRANSFER OWNERSHIP ESCROWED 2007 CLASS C LICENSED BUSINESS, WITH OFFICIAL PERMIT (FOOD), FROM KINGSWAY L.L.C.; TRANSFER LOCATION, GOVERNMENTAL UNIT UNDER MCL436.1531(1), FROM 43155 MAIN, SUITE 208, NOVI MICHIGAN, 48375, TO, 1873 E BIG BEAVER, TROY MICHIGAN, 48083, OAKLAND COUNTY; REQUESTING A NEW OUTDOOR SERVICE (1 AREA), NEW ENTERTAINMENT PERMIT, NEW SDM LICENSE, TO BE HELD IN CONJUNCTION

**Section 1. APPLICANT INFORMATION**

APPLICANT #1: STOCKHOLDER: AMC WINGS, INC.  
 CONTACT: T. MICHAEL ANSLEY  
 21751 W 11 MILE, STE. 208  
 SOUTHFIELD, MI 48076  
 (B.P. 248-223-9160) x 106

APPLICANT #2:

DATE FINGERPRINTED: FINGERPRINTS NOT REQUIRED

DATE FINGERPRINTED:

DATE OF BIRTH:

Is the applicant a U.S. Citizen:  Yes  No\*

DATE OF BIRTH:

Is the applicant a U.S. Citizen:  Yes  No\*

\*Does the applicant have permanent Resident Alien status?  
 Yes  No\*

\*Does the applicant have permanent Resident Alien status?  
 Yes  No\*

\*Does the applicant have a Visa? Enter status:

\*Does the applicant have a Visa? Enter status:

\*\*Attach the fingerprint card and \$30.00 for each card and mail to the Michigan Liquor Control Commission\*\*

**ARREST RECORD:**  Felony  Misdemeanor

Enter record of all arrests & convictions (attach a signed and dated report if more space is needed)

**ARREST RECORD:**  Felony  Misdemeanor

Enter record of all arrests & convictions (attach a signed and dated report if more space is needed)

**Section 2. INVESTIGATION OF BUSINESS AND ADDRESS TO BE LICENSED**

Does applicant intend to have dancing, entertainment, topless activity, or extended hours permit?

No  Yes, complete LC-1636

Are gas pumps on the premises or directly adjacent?  No  Yes, explain relationship:

**Section 3. LOCAL AND STATE CODES AND ORDINANCES, AND GENERAL RECOMMENDATIONS**

Will the applicant's proposed location meet all appropriate state and local building, plumbing, zoning, fire, sanitation and health laws and ordinances, if this license is granted?  Yes  No

If you are recommending approval subject to certain conditions, list the conditions: (attach a signed and dated report if more space is needed)

**Section 4. RECOMMENDATION**

From your investigation:

1. Is this applicant qualified to conduct this business if licensed?  Yes  No
2. Is the proposed location satisfactory for this business?  Yes  No
3. Should the Commission grant this request?  Yes  No
4. If any of the above 3 questions were answered no, state your reasons: (Attach a signed and dated report if more space is needed)

Signature (Sheriff or Chief of Police)

Date

TROY POLICE DEPARTMENT



Michigan Department of Labor & Economic Growth  
**MICHIGAN LIQUOR CONTROL COMMISSION (MLCC)**  
 7150 Harris Drive, P.O. Box 30005  
 Lansing, Michigan 48909-7505

**FOR MLCC USE ONLY**

Request ID # 434767

Business ID # 203974

**LAW ENFORCEMENT RECOMMENDATION**

[Authorized by MCL 436.1916, R 436.1105(2)(d) and R 436.1403]

November 7, 2007

TO: TROY POLICE DEPARTMENT

Re: AMC TROY, INC.

We have received a request from the above licensee for the type of permit indicated below. Please make an investigation and submit your report and/or recommendation to the offices of the MLCC at the above address. Questions about this request should be directed to the MLCC Licensing Division at (517) 322-1400.

OFFICIAL PERMIT FOR EXTENDED HOURS OF OPERATION FOR: (FOOD)  
 Weekdays \_\_\_\_\_ A.M. to \_\_\_\_\_ A.M.  
 Sundays 8:00 A.M. to NOON

Recommended     Recommended, subject to final inspection     Not Recommended

**NOTE:** If the applicant is requesting two separate extended hours permits and the permits are for **different hours** you must complete the box below. If additional space is needed please use reverse side of this form.

OFFICIAL PERMIT FOR EXTENDED HOURS OF OPERATION FOR:  
 Weekdays \_\_\_\_\_ A.M. to \_\_\_\_\_ A.M.  
 Sundays \_\_\_\_\_ A.M. to \_\_\_\_\_ A.M./P.M.

Recommended     Recommended, subject to final inspection     Not Recommended

DANCE PERMIT

Recommended     Recommended, subject to final inspection     Not Recommended

ENTERTAINMENT PERMIT

Recommended     Recommended, subject to final inspection     Not Recommended

TOPLESS ACTIVITY PERMIT

Recommended     Recommended, subject to final inspection     Not Recommended

OUTDOOR SERVICE (1 AREA)

Recommended     Recommended, subject to final inspection     Not Recommended

PARTICIPATION PERMIT

Recommended     Recommended, subject to final inspection     Not Recommended

ADDITIONAL BAR PERMIT

Recommended     Recommended, subject to final inspection     Not Recommended

OTHER

Recommended     Recommended, subject to final inspection     Not Recommended

Signed:

\_\_\_\_\_  
Signature and Title  
Troy Police Department

\_\_\_\_\_  
Print Name and Title

Date: \_\_\_\_\_

jr

## AGREEMENT REGARDING LIQUOR LICENSE REQUEST

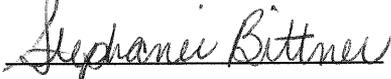
This Agreement, made this \_\_\_\_ day of \_\_\_\_\_, 200\_\_, by and between the CITY OF TROY, MICHIGAN, a municipal corporation, with offices located at 500 W. Big Beaver Road, Troy, Michigan, 48084, hereinafter known as THE CITY, and AMC Troy, Inc. whose address is 1873 E. Big Beaver, the Applicant, hereinafter known as APPLICANT.

1. The City Council of the City of Troy, for and in consideration of the following covenants and conditions, agrees to recommend to the Michigan Liquor Control Commission Approval of the request for a new Class C licensed business located at 1873 E. Big Beaver.
2. In consideration of the City of Troy's recommendation for approval of the request, the applicant hereby agrees that:
  - (a) It has read and is aware of the provisions of City of Troy Ordinances, Chapter No. 67, Chapter No. 68 and Chapter No. 98, and agrees that it shall be deemed to have knowledge of any subsequent amendments to said Chapters which may become effective during the term of this agreement.
  - (b) It has read and is in receipt of copies of the provisions of the City of Troy, City Council Resolution No. 93-1028 regarding Entertainment Permits, and agrees that it shall be deemed to have knowledge of any subsequent amendments to the Resolution which may become effective during the term of this agreement.
  - (c) It agrees to observe and comply with all laws, statutes, ordinances, rules, regulations or resolutions of the United States government, State of Michigan, and the City of Troy, or any department or agency of the governmental entities, as well as the rules and regulations of the Michigan Liquor Control Commission as they pertain to the operation of a liquor licensed business in the City of Troy.
  - (d) It agrees to immediately require all employees who serve/sell alcohol to attend a recognized alcohol awareness program, and forward the names of each certified employee to the Troy Police Department. The alcohol awareness program must either be recognized by the Troy Police Department (i.e. TIPS, TAMS), or the program must be reviewed by the Troy Police Department to insure that the program is comparable to the recognized programs.
3. Applicant agrees that the recommendation for Approval agreed upon by the City Council is not a property right and is approved upon the express and continuing condition that no violation as set forth in paragraph 2 of this agreement shall occur.
4. Applicant agrees that the recommendation for Approval agreed upon by the City Council is approved upon the express and continuing condition that the physical characteristics (including but not limited to the inside layout, building design and engineering, seating capacity, parking space allocations, fire exits, and other physical attributes); and also the nature and type of business intended to be conducted remain virtually the same.
5. Applicant agrees that upon such violation, after full investigation and an opportunity for said applicant to be heard, upon a finding by the City Council that a violation as set forth in paragraph 2 of this agreement has occurred, the City Council shall have just cause for revocation of said recommendation for approval.



Authorized Representative

Witnesses:



Amy K. Fische

Subscribed and sworn to before me  
this 1 day of February, 2008

Notary Public, Heidi L. Verardi  
County, Oakland  
My commission expires: 8/3/10

HEIDI L. VERARDI  
NOTARY PUBLIC - STATE OF MICHIGAN  
COUNTY OF OAKLAND  
My Commission Expires 08/03/2010  
Acting in the County of Oakland

CITY OF TROY

By: \_\_\_\_\_  
Louise Schilling, Mayor

By: \_\_\_\_\_  
Tonni Bartholomew, City Clerk

Witnesses:

\_\_\_\_\_  
\_\_\_\_\_

Subscribed and sworn to before me  
this \_\_\_\_\_ day of \_\_\_\_\_, 200\_\_\_\_

\_\_\_\_\_  
Notary Public, Oakland  
County, Michigan  
My commission expires:

### RESOLUTION

At a \_\_\_\_\_ meeting of the \_\_\_\_\_  
(Regular or Special) (Township Board, City or Village Council)

called to order by \_\_\_\_\_ on \_\_\_\_\_ at \_\_\_\_\_ P.M.

The following resolution was offered:

Moved by \_\_\_\_\_ and supported by \_\_\_\_\_

**That the request for** AMC TROY, INC. REQUESTING TO TRANSFER OWNERSHIP ESCROWED 2007 CLASS C LICENSED BUSINESS, FROM KINGSWAY L.L.C.; TRANSFER LOCATION, GOVERNMENTAL UNIT UNDER MCL436.1531(1), FROM 43155 MAIN, SUITE 208, NOVI MICHIGAN, 48375, TO, 1873 E BIG BEAVER, TROY MICHIGAN, 48083, OAKLAND COUNTY; REQUESTING A NEW ENTERTAINMENT PERMIT

be considered for \_\_\_\_\_  
(Approval or Disapproval)

**APPROVAL**

**DISAPPROVAL**

Yeas: \_\_\_\_\_

Yeas: \_\_\_\_\_

Nays: \_\_\_\_\_

Nays: \_\_\_\_\_

Absent: \_\_\_\_\_

Absent: \_\_\_\_\_

It is the consensus of this legislative body that the application be:

\_\_\_\_\_ for issuance  
(Recommended or Not Recommended)

State of Michigan \_\_\_\_\_)

County of \_\_\_\_\_)

I hereby certify that the foregoing is a true and complete copy of a resolution offered and

adopted by the \_\_\_\_\_ at a \_\_\_\_\_  
(Township Board, City or Village Council) (Regular or Special)

meeting held on \_\_\_\_\_  
(Date)

(Signed) \_\_\_\_\_  
(Township, City or Village Clerk)

SEAL

\_\_\_\_\_  
(Mailing address of Township, City or Village)