

REPORT TO CITY CLERK
SPECIAL DESIGNATED LICENSE APPLICATION

381

A3-051417

- Police
- City Attorney
- Bureau of Fire Prevention
- Health Dept.

DATE: 5/14/03

RETURN BY: 5/29/03

CATERER:

NON-CATERER: XX

APPLICANT: HAVELOCK BUSINESS ASSOCIATION

APPLICANT'S ADDRESS: 6345 HAVELOCK AVENUE

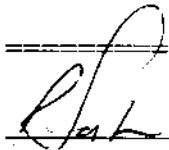
ADDRESS OR LOCATION OF PREMISES TO BE COVERED BY LICENSE: FENCED OUTSIDE AREA INCLUDING HAVELOCK AVENUE FROM APPROX. 10' WEST OF 62ND STREET TO APPROX. 15' W OF THE INTERSECTION AT 63RD STREET AND ONE-HALF BLOCK NORTH AND SOUTH ON 62ND STREET.

DATE(S) OF EVENT: JUNE 14, 2003

TIME(S) OF EVENT : 4:00 P.M. TO 1:30 A.M.

DETAILS ON ATTACHED APPLICATION.

RECOMMENDATION OF APPROVAL OR DENIAL

 APPROVED

CONDITIONS _____

_____ DENIED

REASON(S) FOR _____


Signature

5-15-03
Date

(If needed, use back for additional space)

PUBLIC HEARING BEFORE COUNCIL: 6/2/03

(SDLRPT.JER)

381

**APPLICATION FOR SPECIAL DESIGNATED LICENSE
NEBRASKA LIQUOR CONTROL COMMISSION
P.O. Box 95046, Lincoln NE 68509**

APPLICANT MUST COMPLETE ALL SECTIONS OF THIS FORM

ALL ISSUED LICENSES ARE MAILED TO LOCAL CLERKS WHERE THE EVENT IS HELD

- All Applications must be received in the Commission Office 10 working days (excluding holidays) prior to the date of the event.
- Complete and return **THE ORIGINAL WITH A DUPLICATE** to the Nebraska Liquor Control Commission.
- A license fee of **\$40** (payable to Nebraska Liquor Control Commission) for each day.
- **LOCAL APPROVAL** must be included with this application.
- A Signed Statement from Local Police Chief or County Sheriff (question #12).
- **NON PROFIT CORPORATION MUST include a letter from the IRS declaring that the corporation is exempt from payment of federal income taxes, or a copy of the corporation's federal income tax return, as filed with the IRS, or a statement (Page 3) signed by an officer of the corporation declaring that the copy of the tax return is a true and correct copy as filed with the IRS.**

1. Type of Beverage(s) to be served:		
<input checked="" type="checkbox"/> Beer	<input type="checkbox"/> Wine	<input type="checkbox"/> Distilled Sprints
2. Status of the Applicant (check one)		
<input type="checkbox"/> Municipal Corporation	<input type="checkbox"/> Political Corporation	<input type="checkbox"/> Fine Arts Museum
<input type="checkbox"/> Religious Corporation	<input type="checkbox"/> Charitable Corporation	<input type="checkbox"/> Retail Licensee
<input type="checkbox"/> Fraternal Corporation	<input checked="" type="checkbox"/> Non-profit corporation Business Association	<input type="checkbox"/> Public Service Corporation
3. Name and Address of Corporation, Organization or Licensee obtaining license.		
Name: <u>Havelock Business Association</u>		If licensee, give license # And Class (Example C/K) <u>N.A.</u>
Address: <u>6345 Havelock Avenue</u>		
City: <u>Lincoln</u>	State: <u>NE</u>	
County: <u>Lancaster</u>	County #: <u>2</u>	
Zip Code: <u>68507</u>		
4. Address or location of premises to be covered by license.		

FILED
 CITY CLERK'S OFFICE
 MAY 13 2003
 CITY OF LINCOLN
 NEBRASKA

Address: Building:

City: County #: Zip Code:

5. Is this PREMISE currently licensed under the Nebraska Liquor Control Act? Yes No

6. Name and Address of owner or lessee and name of principal occupant of the premises for which the license is requested. Note: Only visible text will print.

7. Please list the name and telephone number of the primary event supervisor, who will be present at the location of the event when it occurs, that can be contacted by law enforcement before and during the event, and who is responsible for ensuring that any applicable laws, ordinances, rules and regulations are adhered to.

Supervisor must sign on page 2.

Supervisor Name:
 Telephone Number:

8. DATE(S) OF EVENT (If a Sunday, attach local Sunday Sales Ordinance and hours of consumption.)

From: (mm/dd/yy)
 To: (mm/dd/yy)

PLEASE INDICATE AN ALTERNATE DATE OR LOCATION IN THE EVENT OF BAD WEATHER

Alternate Date:
 Alternate Location:

9. Time(s) of event (example: 8am to 1am, this is considered one day)

FROM:
 TO:

10. Describe the Type of Activity to be carried on during the time period for which the license is requested. Note: Only visible text will print.

Beer garden: 7:00 p.m. to 1:00 a.m.
 Street dance: 9:00 p.m. to 1:30 a.m.
 Street closed from 4:00 p.m. to 1:00 a.m. for set up and clean up.

11. Provide an estimated number of attendees at this event.

If the number of attendees is over 250, attach a separate page indicating the steps that will be taken to prevent underage persons access to alcoholic beverages.

12. PLEASE ATTACH A SIGNED STATEMENT FROM YOUR LOCAL POLICE CHIEF OR COUNTY SHERIFF, WHICHEVER IS APPLICABLE, THAT LOCAL LAW ENFORCEMENT HAS BEEN INFORMED IN ADVANCE OF THIS EVENT, AND IF THEY ARE AWARE OF ANY REASON THE EVENT SHOULD NOT OCCUR.

13. List the number of SDL's that you have applied for at this specific location in the last six months.

14. Description of the premises:

- Inside Building
 Outdoor Area

Dimensions of area to be covered by license (in feet):

Length: Width:

If outdoor area, how will premises be separated from areas open to the general public?

- Fence
 Tent
 Other (if other, please explain below) Barricades

Note: Only visible text will print

Please draw in space provided, where liquors will be sold and consumed.

Please refer to attached map for location and description of area to be used for the Havelock Business Association (HBA) Street Dance and Beer Garden which is the same as the previous years' event.

15. Is the premises to be covered by the license located within the city/village limits?

- Yes
 No

16. Is the premises to be covered by the license within 150 feet of any church, school, hospital, or home for the aged or indigent persons or for veterans, their wives or children?

- Yes

No

17. Explain how alcoholic liquors will be purchased by the licensee. If purchased from a retail licensee, please give the name and license number.

Note: Only visible text will print

Havelock Business Association will purchase beer wholesale from K & Z Distributing Co., State Distributing Company, and Double Eagle Beverage Distributor.

18. Will the premises to be covered by the license comply with all Nebraska sanitation laws?

Yes
 No

19. Are there separate toilets for both men and women?

Yes
 No

20. Other information or requests by the applicant:

Note: Only visible text will print

21. Will there be any games of chance operating during the event?
NOTICE: Only games of chance approved by the Department of Revenue, Charitable Gaming Division are permitted. All other forms of gambling are prohibited by State Law: There are no exceptions for Non Profit Organizations. This is only an application for a Special Designated License under the Liquor Control Act and is not a gambling permit application.

<input type="radio"/> Yes	<input checked="" type="radio"/> No
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22. I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I agree to waive any rights or causes of action against the Nebraska Liquor Control Commission, the Nebraska State Patrol or any other individual releasing said information to the Liquor Control Commission or the Nebraska State Patrol. I further declare that the license applied for will not be used by any other person, group, organization or corporation for profit or not for profit and that the event will be supervised by persons directly responsible to the holder of this Special Designated License.

Sign Here Havelock Business Association
Denise Otto
 Denise Otto, Past President/Board Member

Denise Otto/Havelock Business Association Past President/Board Member

Authorized Representative/Applicant

Title

Date May 7, 2003

Sign

Here

Denise Otto

Past President/Board Member May 7, 2003

Supervisor

Denise Otto

Title

Date

Print Form

Form 35-4121

**Attachment to Application for special Designated License
Supplement for Question 11.**

No one under the age of 21 is permitted within the fenced area for the street dance-beer garden event.

Trained volunteers are posted at the three entrances to the event area and **will check ID's of every person** paying admission to the street dance in order to verify that they are 21 years of age or older. Checklists with information about spotting fraudulent ID's and the earliest birth date permitted for entrance are posted at each entrance as reminders for the volunteers.

Once the ID has been checked and the individual has paid the admission fee to the street dance another volunteer will secure a tamper-proof wristband on the designated wrist for the person attending the event. The wristbands are color and style specific to the event.

As a further precaution, volunteers and the off-duty City of Lincoln Police Officers hired as security will patrol the area to watch for individuals that may try to gain unauthorized entrance into the area other than through the designated entrances.

Rand Wiese, Director of Training for Responsible Alcohol, has been hired to provide training to the volunteers for properly checking ID's, handling beer, serving, etc.

This will be the eleventh year the event has been held by Havelock Business Association. We feel fortunate to have the same core group of trained HBA members and volunteers return annually which helps to ensure compliance with all City and State laws and regulations as well as our own guidelines.

NEBRASKA LIQUOR CONTROL COMMISSION
Application for Special Designated License
Under Nebraska Liquor Control Act

I HEREBY DECLARE THAT THE CORPORATION MAKING APPLICATION FOR A SPECIAL DESIGNATED LICENSE UNDER THE NEBRASKA LIQUOR CONTROL ACT AS EITHER A MUNICIPAL CORPORATION, A FINE ARTS MUSEUM INCORPORATED AS A NONPROFIT CORPORATION, A RELIGIOUS NONPROFIT CORPORATION WHICH HAS BEEN EXEMPTED FROM THE PAYMENT OF FEDERAL INCOME TAXES, A POLITICAL ORGANIZATION WHICH HAS BEEN EXEMPTED FROM THE PAYMENT OF FEDERAL INCOME TAXES, OR ANY OTHER NONPROFIT CORPORATION, THE PURPOSE OF WHICH IS FRATERNAL, CHARITABLE, OR PUBLIC SERVICE AND WHICH HAS BEEN EXEMPTED FROM THE PAYMENT OF FEDERAL INCOME TAXES AS PER §53-124.11.

AS SIGNATORY I CONSENT TO THE RELEASE OR ANY DOCUMENTS SUPPORTING THIS DECLARATION AND ANY DOCUMENTS SUPPORTING THIS DECLARATION WILL BE PROVIDED TO THE NEBRASKA LIQUOR CONTROL COMMISSION, THE NEBRASKA STATE PATROL OR ANY AGENT OF THE LIQUOR CONTROL COMMISSION IMMEDIATELY UPON DEMAND. I ALSO CONSENT TO THE INVESTIGATION OF THIS CORPORATE ENTITY TO DETERMINE ITS NONPROFIT STATUS.

I AGREE TO WAIVE ANY RIGHTS OR CAUSES OF ACTION AGAINST THE NEBRASKA LIQUOR CONTROL COMMISSION, THE NEBRASKA STATE PATROL OR ANY PARTY RELEASING INFORMATION TO THE AFOREMENTIONED PARTIES.

NAME OF CORPORATION: Havelock Business Association

ADDRESS OF 6345 Havelock Avenue
Lincoln, NE 68507

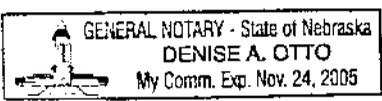
Glen D. Witte, President
Glen D. Witte

SIGNATURE OF TITLE OF CORPORATE OFFICERS

THE ABOVE INDIVIDUAL STATES THAT THE STATEMENT ABOVE IS TRUE AND CORRECT: IF ANY FALSE STATEMENT IS MADE ON THIS APPLICATION, THE APPLICANT SHALL BE DEEMED GUILTY OF PERJURY AND SUBJECT TO PENALTIES PROVIDED BY LAW. (SEC. §53-131.01). NEBRASKA LIQUOR CONTROL ACT

SUBSCRIBED IN MY PRESENCE AND SWORN TO BEFORE ME THIS 7th

OF May, 2003



[Signature]
NOTARY PUBLIC SIGNATURE & SEAL

Print Form

Form 35-4121
Rev. 11/99

HAVELOCK BUSINESS ASSOCIATION

Box 27969

LINCOLN, NEBRASKA 68529

April 15, 2003

Nebraska Liquor Control Commission
P.O. Box 95046
Lincoln, NE 68509

Re: Application for Special Designated License

Dear Commissioners:

Havelock Business Association has scheduled the eleventh annual Street Dance and Beer Garden for Saturday, June 14, 2003 with no alternate date set in the event of rain or inclement weather.

The event will be held in the same location as the previous ten years which is the fenced outside area including Havelock Avenue from approximately ten feet west of 62nd Street to approximately fifteen feet west of the intersection at 63rd Street and one-half block north and south on 62nd Street. A map of the area has been attached to the permit application for reference.

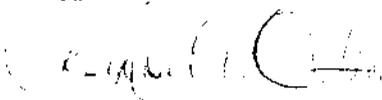
The beer garden will be open from 7:00 p.m. to 1:00 a.m. and the street dance with Sandy Creek Band performing will run from 9:00 p.m. to 1:00 a.m. It is our intention for the band to stop playing at 12:45 a.m. as specified in our contract with them. However, the hours are extended on our special events permits because from past experience we know that the band could continue playing a short time beyond the contract deadline and that it generally takes until 1:30 a.m. to disperse the entire crowd from the area.

The same core group of volunteers will organize and oversee the event for the eleventh year. Arrangements have been made with the Lincoln Police Department to hire a minimum of six off-duty officers and one officer supervisor for the event.

The area businesses and residents have been notified of the date and times and we are appreciative of their understanding tolerance of the increased noise and traffic during this important fund raising event. We welcome any feedback from your office.

Should you have any questions regarding the event or information in this letter, please do not hesitate to telephone me at my work number 434-3137.

Sincerely,



Denise A. Otto
Board Member

Enclosures.

PC: City Clerk's Office

Special Designated License Application
Supplemental Form

The Special Designated License process is not intended to be used as a vehicle to expand the existing licensed premise.

Name of the Event: Havelock Business Association Street Dance and Beer Garden

Applicant and Sponsoring Organization or Person (if applicable): Denise Otto, Havelock Business Association

Date of the Event: Saturday, June 14, 2003 Time of the Event: Beer Garden 7:00pm-1:00am
Street Dance 9:00pm-1:30am

Has the applicant applied for, and received liquor liability insurance? yes no

Number of persons expected to attend: 3,000 Number of persons under 21 expected: None will be admitted Is the event open to the public? yes no

How will you ensure that minors will not be served or consume beverages containing alcohol? No one under the age of 21 will be permitted to enter the fenced area where the street dance and beer garden will be held. Volunteers have been trained to check ID's of everyone entering the event. When admission is paid to enter the dance after checking ID's a tamper-proof wristband is placed on the person by another volunteer.

Will food be served? yes no If yes, please list food to be served: Food will not be served by HBA however, Misty's will host a beer garden in conjunction with our event and will serve sandwiches and other food items. Also, the area restaurants and bars will serve food as usual.

Will non-alcoholic beverages be served? yes no If yes, please list non-alcoholic beverages to be served: Bottled water. Misty's will have soda pop and bottled water available also. O'Douls non-alcoholic beer will also be available.

Please identify the beverages containing alcohol that will be served: wine beer distilled spirits Will this be a cash or complimentary bar? cash complimentary

Who will serve the beverages containing alcohol? A core group of community volunteers.

Have the designated servers received responsible beverage service training? yes no Arrangements have been made with Rand Wiese to provide training for the volunteers in advance of the event.

Will there be a charge for admission? yes no

In the last twelve months, have you received notice of a liquor law violation that occurred during an event at which you were the special designated licensee? yes no

If so, please explain _____

