

MEMORANDUM

To: Mr. Don Johnson, City Manager
From: Gordon Young, Deputy Chief of Police
Cc: Corrigan O'Donohue, Chief of Police *et al*
Date: 4/2/2013
Re: Plan of Operation Change for Hamlin's Corner

Hamlin's Corner, located at 386-390 N. Main St., has made the following requests:

- Add an additional outdoor patio (Patio #2-16 seats).
- Add an elevated Disc Jockey (DJ) stand next to the dance floor.

Hamlin's Corner was approved by the City Commission to transfer their Class C license from Snookers at the April 16, 2012 meeting. At that time, Hamlin's Corner was approved for a 20 seat outdoor patio on the south side of their Main St. entrance. The present interior seating is 250 which include 30 seats at bar #1 and 6 seats at bar #2.

The request for the additional outdoor patio (Patio #2), consisting of 16 seats, will be located north of their Main St. entrance (see attached floor plan). Service for the outdoor patios will continue to be by wait staff only.

The DJ stand will be located on the south side of the dance floor area. This area is strictly to be used for the DJ services only. Hamlin's Corner has agreed that no other activity, including dancing by patrons, will take place on the stand.

If this request is approved, the outdoor seating will increase by 16 seats (36 outdoor seats total). Even though the available seating is increasing, we do not think this request will actually increase the overall capacity to Hamlin's Corner on any given day. It is not anticipated that Hamlin's Corner will have maximum capacity levels in the interior and exterior at the same time.

Additionally, our experience with restaurant sidewalk cafés has been positive and the Police Department expends minimal resources on their supervision. To wit, the Royal Oak Police Department does not object to the additional outdoor patio (Patio #2) and the addition of the DJ stand. If approved, the applicant will need a second outdoor

patio permit from MLCC and will be required to meet all City code and ordinance requirements as dictated by the Building, Planning, Zoning and Fire Departments.

Approval for this change in the Plan of Operation is subject to the approval or denial of the Royal Oak City Commission.

Respectfully,

A handwritten signature in black ink, appearing to read "Gordon Young". The signature is fluid and cursive, with a long horizontal stroke extending to the right.


Gordon Young
Deputy Chief of Police
Royal Oak Police Department

Client: **Hamlin Corner**
 3411 Hamlin Ave
 Suite 100, Ft. Worth, TX 76104

Project: **Outdoor Patio**
 3411 Hamlin Ave
 Suite 100, Ft. Worth, TX 76104

Issue: _____
 Date: _____
 Drawn By: _____
 Checked By: _____
 Project No.: _____

Scale: _____

North Arrow: 

Note: _____

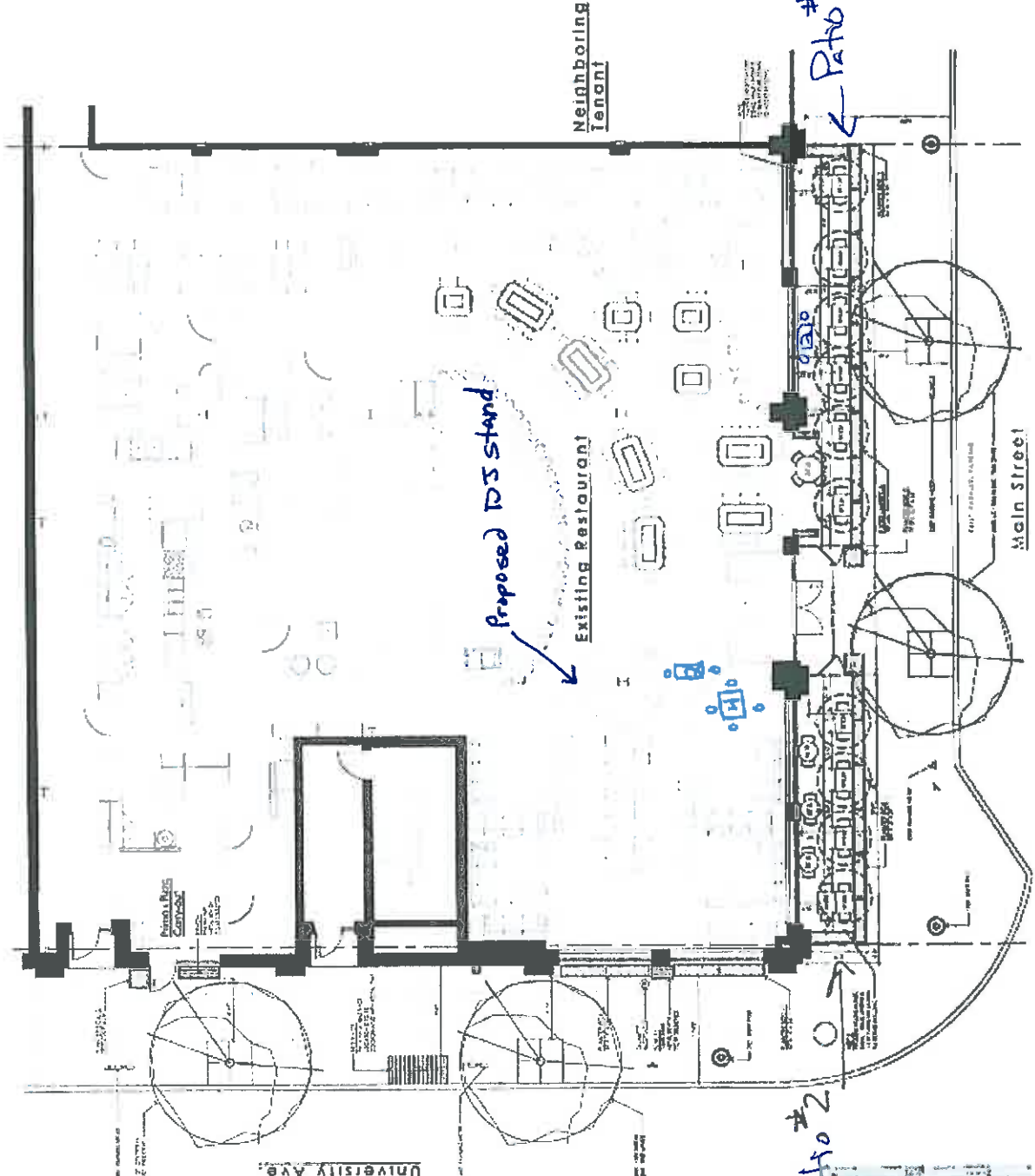
Sheet Title: **Outdoor Seating Plan**

Scale: **3/16" = 1'-0"**

Project Number: **134013**

Sheet Number: _____

A.1



Seating Count

Main Patio	14 Seats
South Patio	18 Seats
Total Photo Seating	34 Seats



Location Map
 Scale: 1/8" = 1'-0"

Outdoor Seating Plan
 Scale: 3/16" = 1'-0"

**CITY OF ROYAL OAK
CLASS C LIQUOR LICENSE OR TAVERN LICENSED BUSINESS
PLAN OF OPERATION**

March 4, 2013

Deleted: April 13, 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. The hours of operation for the Seasonal Outdoor Service Areas are from 11:00 A.M., daily, closing at 11:00 P.M. on Sunday, Monday, Tuesday and Wednesday, and closing at midnight on Thursday, Friday and Saturday.

- 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 first outdoor patio will have seating for 20 dining patrons. The second patio will have seating for 16 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 A.M. All of the windows and doors will be closed when there is live music or DJ music being played.
- 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 Areas 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 Areas 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 Areas 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 Areas will be clean and free of debris or 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 Areas.

VI. **SOUND:** Piped or canned music, DJs or bands ("Sound") will be restricted to a level which will not adversely impact neighboring and adjoining property owners, and Hamlin's Corner 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 and adjoining 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
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 - 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: _____
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Date: _____

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

By: _____
Name/Title

By: _____
Name/Title

**ROYAL ONE LLC REQUEST TO TRANSFER LICENSE
HAMLIN CORNER, 386-390 MAIN STREET**

Moved by Commissioner Poulton
Seconded by Commissioner Rasor

BE IT RESOLVED, that the City Commission hereby recommends that the request from Royal One, L.L.C. to transfer ownership of a 2011 Class C Licensed Business with Entertainment Permit, located at 30295 Woodward Avenue, Royal Oak, MI 48073, Oakland County (DBA Snookers), transfer location to 386-390 Main Street, Spaces 1 and 2, Royal Oak, MI 48067, Oakland County, and request new SDM License to be held in conjunction, new Dance Permit, New Outdoor Service Area and New Official Permit (Food) with hours 7:00 a.m. to 12:00 p.m. Sundays, and Additional Bar Permit (For a total of 2 Bars) be approved, for the following reasons:

- Appropriate relationship between buildings and land uses,
- Input from residents and surrounding business owners,
- The licensed premises being part of a multi-use project with substantial new retail, office, or residential components,
- Parking availability,
- Association/integration with a multi-use development,
- Amount invested in the establishment,
- Location in an undeveloped area,
- Business history,
- Business experience,
- Liquor Control Commission violation history,
- Overall benefit of the plan to the City, and
- Other unspecified factors having a positive impact upon the health, safety and welfare or the best interests of the community.

BE IT FURTHER RESOLVED, that the proposed Plan of Operation for Royal One, L.L.C. d/b/a Hamlin's Corner dated April 13, 2012 is hereby approved.

BE IT FURTHER RESOLVED, that the proposed Agreement Regarding Dance Permit between the City and Royal One, L.L.C., is hereby approved, and the Mayor and City Clerk are authorized to execute the same on behalf of the City.

AYES: Commissioners DuBuc, Fournier, Poulton, Rasor and Mayor Ellison

NAYS: Commissioner Goodwin and Mayor Pro Tem Capello

MOTION ADOPTED

TRAFFIC COMMITTEE RECOMMENDATIONS

Commissioner Poulton left the Table at 9:51 p.m. and returned at 9:53 p.m.

Moved by Mayor Pro Tem Capello
Seconded by Commissioner Fournier

- 5.A. BE IT RESOLVED; The request to remove restricted parking signage on the south side of W. Farnum between N. West Street and CN RR be approved; parking restrictions on the north side of W. Farnum to remain.