

CFO-B

JUN - 5 2012

June 1, 2012

Greg Doel, President
Crazy Jakes, Inc.
26 Webster Street
North Tonawanda, NY 14120

Re: Letter of Request

Dear Mayor Ortt:

On behalf of Crazy Jakes, Inc., I am asking that a letter be provided by the City in order to lift the Open Container Laws governing the City of North Tonawanda.

This letter has been requested by the New York State Liquor Authority in regards to the permit we are requesting for the series of concerts being held on Webster Street on Saturday June 30th, July 7th, July 28th and August 4th from 6pm-10:30pm.

Please feel free to contact me should you have any questions. Thank you for your time in this matter.

Sincerely,



Greg Doel

NORTH TONAWANDA, N.Y.

2012 JUN - 1 AM 11:40

RECEIVED
CITY CLERK'S OFFICE

Received

JUN 1 2012

N.T. Mayor's Office

PERMIT

NEW YORK STATE LIQUOR AUTHORITY ALCOHOLIC BEVERAGE CONTROL SPECIAL EVENT PERMIT APPLICATION

This application must be accompanied by the appropriate fee in check or money order ONLY, made payable to the New York State Liquor Authority. Cash will NOT be accepted.

APPLICATIONS SUBMITTED WITHOUT THE PROPER FEE AND/OR WITHOUT THE PROPER ATTACHMENTS WILL BE DISAPPROVED.

TYPE OF SPECIAL EVENT PERMITS AND ASSOCIATED FEES

Type of Permit	Fee	Non-Refundable Filing Fee	Total Fee per Point of Sale per date
All Night Permit (New Years Eve)	\$51.00	\$10.00	\$61.00
Caterers (one time)	\$38.00	\$10.00	\$48.00
Charitable (one time) alcohol may not be served for consumption	\$20.00	None	\$20.00
Wine/ Liquor Auction	\$3,200.00	None	\$3,200.00
***Temporary Beer & Wine (one time)	\$26.00	\$10.00	\$36.00

*** The Alcoholic Beverage Control Law limits the number of Temporary Beer & Wine permits that can be issued for a location to four (4) permits during a 12 month period.

Total Fee Due:

A separate fee is required for all points of sale and for all dates of an event.
(ie..for a Temporary Beer & Wine Permit - 2 points of sale x two days = \$144/
For a Caterer's Permit - 2 points of sale x two days = \$192)

$1 \text{ point of sale} \times 4 \text{ dates} =$
 $\$144.00$

Completed applications and any supporting information should be mailed to:

**NEW YORK STATE LIQUOR AUTHORITY
PO BOX 3796
NEW YORK, NY 10008-3796**

SPECIAL EVENT PERMIT

PERMIT

1. Type of Event

- Caterer Permit (\$48 for each point of sale for each date)
 Charitable Permit (\$20 per event date)
 Temporary Beer and Wine Permit (\$36 for each point of sale for each date)

- All Night Permit
 Wine/Liquor Auction Permit

Will the event be open to the public?
 YES
 NO
 Has this event been advertised?
 YES
 NO

Please attach a copy of the advertisement or provide a description of how the event was advertised.

2. Applicant Information

Has the applicant ever applied for a temporary beer & wine permit?
 YES
 NO
 If YES, provide date last applied:

Is the applicant currently licensed by the New York State Liquor Authority?
 YES
 NO
 If YES, provide License Serial Number

THIS SECTION MUST BE COMPLETED BY ALL APPLICANTS

Name of Applicant, Organization or Group:

Trade Name (if applicable):

Business or mailing address of applicant:

City:
 State:
 Zip Code:

County:
 Telephone No. (include area code):

FEIN or Social Security Number:
 Applicant Fax Number:

Applicant E-Mail Address:

Has the applicant or (if partnership) any of the partners, or (if a corporation) any of the officers, directors, stockholders, or any agent or employee of the applicant, ever been CONVICTED (including pleas of guilty or suspended sentences) of any felony or of any other crime or offense of any kind except traffic violations?
 YES
 NO
 Previously Reported

If YES, submit a **Certificate of Disposition** or a **Certificate of Conviction** by the Court Clerk for each case.

3. Event Information

If the event is a street fair or block party, the applicant is required to obtain a letter from the local municipality lifting the open container law.

If the event will be held for a beer tasting or brewfest, a signed **Brewfest Requirement Form** (found on the website under Special Event Permits) must be included with the application.

If the event is for sports fighting, a signed **Contact Sport Questionnaire** (found on the website under Special Event Permits) must be included with the application.

If games of chance will be held, a copy of the Racing and Wagering Permit must be included with the application.

Select the type of event that best describes your function:

* If event type is "Other" please provide a brief description below.

Event Schedule		
Date(s) of event:	Start Time (indicate AM or PM):	End Time (indicate AM or PM):
1. <input type="text" value="6/30/12"/>	<input type="text" value="6:00 pm"/>	<input type="text" value="10:30 pm"/>
2. <input type="text" value="7/07/12"/>	<input type="text" value="6:00 pm"/>	<input type="text" value="10:30 pm"/>
3. <input type="text" value="7/28/12"/>	<input type="text" value="6:00 pm"/>	<input type="text" value="10:30 pm"/>
4. <input type="text" value="8/04/12"/>	<input type="text" value="6:00 pm"/>	<input type="text" value="10:30 pm"/>

Where will the event be held: INSIDE OUTSIDE INSIDE AND OUTSIDE TENTED

A. Diagram of Event Area

Attach a diagram of the area to be licensed indicating restricted area for the sale and consumption of alcoholic beverages, the location of all points of sale, restrooms and all entrances/exits. This must be included or the application will not be accepted.

Number of bars or stands serving alcoholic beverages:
(Each bar is considered a point of sale and is required to have a permit.)

Number of restrooms available: Number of entrances/exits to restricted area:

Applicants may not share the proceeds from the sale of alcoholic beverages.

If the event is a fundraiser, provide the name of the beneficiary and describe how monies will be raised:

Name of beneficiary:

Description of fund raising activities:

4. Venue**A. Location Information**

Name of place where event is to be held:

No name - street to be blocked off for event

Street address where event is to be held:

31 Webster Street

City:

North Tonawanda

State:

NY

Zip Code:

14120

County:

Niagara

Telephone No. (include area code):

716-693-9309

Number of Attendees (Mandatory):

*3500-5000***B. Landlord Information**

Name of Landlord/Owner of property where the event will take place:

Webster Properties of WNY, Inc.

Will the event be held on a licensed premises?

 YES NO

If YES, state license number:

Has the premises ever been licensed?

 YES NO

If YES, state license number:

I, the landlord/owner of the applied for premises, hereby grant permission for the sale or services of alcoholic beverages by the applicant for consumption on said property.

Landlord Signature

President
Title*5/29/12*
Date

Printed Name of Landlord:

*Greg Doel***5. Security**Name of Police Jurisdiction at event site:
(for NYC applicants, please specify precinct)*North Tonawanda Police Department*

Address:

216 Payne Avenue

City:

North Tonawanda

State:

New York

Zip Code:

*14120***Please provide details as to the security measures in place and include the method for preventing underage alcohol consumption, method for preventing service to intoxicated individuals, containing consumption to the restricted area, the number of personnel and their duties. Off duty police may not provide security.***We have compiled a team of 12, New York State Certified, Security personnel. Their duties to include: checking ID's to prove all entrants are over 21 years old, providing stamps & wristbands. Ensure all entrants are safe, and providing information to all entrants of location of restrooms, food tent, etc. Constant communication within team is achieved by use of 2-way radio system, provided for each team member.*

6. Caterer Permits

Attach a menu for food and alcoholic beverages to be served by the applicant/licensee

A. Caterers Permits ONLY

Name of the person, organization, group, association, sodality, auxiliary or not for profit that hired the applicant/licensee:

Business or mailing address of above:

City: State: Zip Code:

County: Telephone No. (include area code):

B. Caterers Permits for club licensees -- OFF the club premises ONLY

I certify that I am an authorized officer of the applicant licensee club; that the event to be held will be exclusively for the use and benefit of the club members only and will be so restricted; that the club has not advertized such an affair as open to the public; alcoholic beverages shall be sold only to members attending such event; and that the statements contained in this application are true.

Authorized Officer Signature Title Date

C. Caterers Permits for club licensees -- ON the club premises ONLY

The Alcoholic Beverage Control Law provides that a Caterer's Permit may be issued to a licensed club to cater an affair to be held on the club premises if the event meets criteria 1, 2 and 3 or criteria 4:

- 1. The event is to be held by the sodality, auxiliary or other organization affiliated with the licensed club (state which):
- 2. A particular charitable or non-profit event is to be held by the organization which is a charitable or non-profit organization and such organization has one or more members who are also members of the club (state names):
- 3. The event is in conjunction with the use of the primary athletic or sports facilities of the licensed club and is to be held by the non-affiliated organization (state name of primary athletic or sports facilities):
- 4. The event is being held on the club premises because no other suitable licensed premises authorizes to sell alcoholic beverages to the public is available within a reasonable distance (set forth the facts to establish foregoing): (Use additional sheets if necessary.)

I certify that I am an authorized officer of the applicant licensee club; that the club has not solicited the event, nor advertised such event in any manner as open to the public and alcoholic beverage shall be sold only to persons invited to and attending such event; and that the statements contained in this application are true.

Authorized Officer Signature Title Date

PERMIT

7. Authorization

This certification must be signed and dated by: **the individual applicant** OR **each member of a partnership** OR **an officer duly authorized** by order of the Board of Directors of the applicant corporation, group or association to make the statements and answers in this application on behalf of said applicant entity, with the same force and effect as if said entity made such statements and answers itself.

PROVIDE THE FOLLOWING FOR ALL AUTHORIZED SIGNATURES BELOW (attach additional sheets if necessary):

Print Name: Date of Birth:

Residence street address:

City: State: Zip Code:

County: Telephone No. (include area code):

Print Name: Date of Birth:

Residence street address:

City: State: Zip Code:

County: Telephone No. (include area code):

Print Name: Date of Birth:

Residence street address:

City: State: Zip Code:

County: Telephone No. (include area code):

I certify that I know the contents of this application and the statements contained therein; that the same are true of my own knowledge; and that I am authorized to execute this application and sign this certification. I further certify that I have read the terms and conditions included with this application for the special event permit and agree to comply with the conditions.

 Authorized Signature	<u>President</u> Title	<u>5/29/12</u> Date
_____ Authorized Signature	_____ Title	_____ Date
_____ Authorized Signature	_____ Title	_____ Date

[OFFICE USE ONLY]

Approved Disapproved Amount Rec'd _____ Deposit Date _____

Reason for Disapproval: _____

Audited by _____ Batch _____ Item _____

Print Form

8. Terms and Conditions

ALL PERMITS

All special event permits are subject to the following terms and conditions:

1. No person shall sell, deliver or give away or cause or permit or procure to be sold, delivered or given away any alcoholic beverages to any person, actually or apparently under the age of twenty-one years.
 2. No child, actually or apparently under the age of 16 years will be admitted to the premises at which event is held unless accompanied by their parent or guardian or by an adult person authorized by its parent or guardian, as provided by of §260.20 of the Penal Law.
 3. No sale or service of alcoholic beverages shall be made during the hours prohibited by the provisions of §106 (5) of the Alcoholic Beverage Control Law or by rule of the county government having jurisdiction in the county in which the event is held.
 4. No alcoholic beverage may be sold, served or consumed in any area where bingo is played.
 5. Alcoholic beverages must be purchased from a licensed brewer, winery, or wholesaler ONLY, and not from a retail licensee.
 6. A separate permit is required for each point of sale for each date. The permit must be on display at the event.
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ALL NIGHT PERMITS -Section 99

Applicants must have an active on premise license to apply for an all night permit. An all night permit authorizes licensee to remain open to sell alcoholic beverages between the closing hour prescribed by statute or established county hours on any week day (New Year's Eve). This permit shall be subject to the following conditions:

1. Applications must be received by the Liquor Authority no later than 45 days prior to the date of the event (November 16th).
2. Notice of the licensee's intent to apply for the permit must be sent to the local police department or, if there is no local police department, to the County Sheriff's Department. Proof that the notice was mailed must be included with the application. Acceptable proof is either (1) a copy of the notice and a certified mail receipt card or (2) the original, or a copy of the notice stamped and signed by the police department.
3. The permit is valid for the hours between the closing hour prescribed by statute or by the county government having jurisdiction and 8:00 a.m..
4. The sale of any alcoholic beverage under said permit shall be subject to the same rules, restrictions and conditions as apply to the alcoholic beverages which the said permittee is permitted to sell under their license.
5. **PERMIT MUST BE PLAINLY VISIBLE FOR INSPECTION DURING THE TIME IT IS IN EFFECT.**
6. All night permits will not be issued for a Sunday.

NOTE:

In deciding whether to issue the permit, the Authority will consider the licensee's disciplinary history (including pending charges) and whether, given the nature of the event, the licensee has adequate facilities and security plans in place.

The Authority's Licensing Bureau will make a decision on each application within 10 business days of filing. If the Licensing Bureau denies the application, the licensee can request a review of the decision by a Member of the Authority. Such requests should be sent to the Office of Counsel at the Authority's Albany office. A Member of the Authority will review the decision and make a final determination within 10 business days of receipt of the request.

CATERERS PERMITS (all) - Section 98

Authorizes an active on-premises retail licensee to furnish alcoholic beverages for use at a specific event located off the licensed premises. Applicant must be hired to furnish provisions (food) and alcoholic beverages at the event. An applicant cannot cater for themselves. Such permit shall be valid for a period not to exceed 24 consecutive hours commencing 8:00 a.m. of the effective date of such permit and shall authorize the permittee to furnish provisions and alcoholic beverages for use at an indoor event. This permit shall be subject to the following conditions:

1. Application must be received by the Liquor Authority a minimum of 15 days prior to the event.
2. Food must be provided by applicant/licensee, meeting the minimum requirements under **§64-a** of the Alcoholic Beverage Control Law, for example: salads, soups, sandwiches, finger foods. Pretzels and potato chips do not meet the minimum requirements for food.

CATERERS PERMITS FOR CLUB LICENSEES

Authorizes a club licensee to furnish alcoholic beverages to MEMBERS for use at events located off the licensed premises. Authorizes a club licensee to furnish alcoholic beverages for events on the licensed premise in accordance with §98(2). Such permit shall be valid for a period not to exceed 24 consecutive hours commencing 8:00a.m. of the effective date of such permit and shall authorize the permittee to furnish provisions and alcoholic beverages for use at an indoor event. This permit shall be subject to the following conditions:

1. Application must be received by the Liquor Authority a minimum of 15 business days prior to the event.
2. Food must be provided, meeting the minimum requirements under **§64-a** of the Alcoholic Beverage Control Law, for example: salads, soups, sandwiches, finger foods. Pretzels and potato chips do not meet the minimum requirements for food.

CHARITABLE PERMITS - Section 99(a)

Authorizes a charitable, religious, civic or educational organization to sell alcoholic beverages, at auction or otherwise. Such permit is valid for a 24 hour period commencing at 8 a.m. and only during the hours when such alcoholic beverages may lawfully be sold by retail licensees in the county in which the auction or sale is held. This permit shall be subject to the following conditions:

1. Contributions made by an individual donor to applicant organization are deductible for federal income tax purposes.
2. The funds so raised will be used for non-profit purposes of the organization.
3. All such alcoholic beverages shall be in sealed containers.
4. Not more than eighty (80) cases shall be sold.
5. **No alcoholic beverages sold pursuant to such permit shall be consumed on the premises at which they are sold.**
6. Applicant must provide a statement as to how alcoholic beverages are to be acquired: purchase, gift or otherwise.

City of North Tonawanda

OFFICE OF THE CITY CLERK - TREASURER
VITAL STATISTICS
CITY HALL
216 PAYNE AVENUE
NORTH TONAWANDA, N.Y. 14120

Clerk's Office: (716) 695-8555
Clerk's Fax: (716) 695-8557
Treasurer's Office: (716) 695-8575
Treasurer's Fax: (716) 505-2133

SCOTT P. KIEDROWSKI
City Clerk-Treasurer
scottkie@northtonawanda.org

Catherine P. Gambino
Assistant City Clerk

Denise Proetrock
Assistant City Treasurer

FYI

December 8, 2011

To Whom It May Concern:

Please be advised that at the regular meeting of the North Tonawanda Common Council held on the 6th day of December 2011 the following resolution was passed:

MOVED by Alderman Andres **SECONDED** by Alderman Zadzilka
That the Common Council hereby lifts the Open Container Laws governing the City of North Tonawanda for the "New Year's on the Canal" event at Gateway Harbor Park from 6:00PM Saturday, December 31, 2011 through 2:00AM Sunday, January 1, 2012.

Ayes: Andres, Pasiak, Donovan, Zadzilka, Schwandt (5)

Nays: None (0)

CARRIED.

Sincerely,



Scott P. Kiedrowski
City Clerk-Treasurer