CITY OF WEST DES MOINES
CITY COUNCIL MEETING COMMUNICATION

DATE: **January 21, 2020**

ITEM: Motion – Approval of Order for violation of alcohol laws

FINANCIAL IMPACT: $5,500.00 (positive impact to City)

BACKGROUND:

Pursuant to state law, a municipality is entitled to assess a $500.00 fine for a first violation against alcohol permittees who have been found in violation of providing alcoholic beverages to persons under 21 years of age at their respective places of business. Failure to pay the civil penalty as ordered shall result in automatic suspension of the license or permit for a period of 14 days.

On or about the date referenced on attached Exhibit "A", employees of the eleven (11) permittees, also referenced on Exhibit "A", were cited for providing alcoholic beverages to a person under 21 years of age. The City of West Des Moines Legal Department sent notices of the violations to the permittees. Since that time, said permittees acknowledged the order and returned payment of the fine for its alcohol violation.

OUTSTANDING ISSUES (if any): None.

RECOMMENDATION:

It is recommended that the City Council approve the Orders and accept payment of the fines regarding the alcohol violations of the permittees as referenced on the attached Exhibit "A".

Lead Staff Member: **Richard J. Scieszinski, City Attorney**

STAFF REVIEWS

Department Director	Richard J. Scieszinski, City Attorney JDS
Appropriations/Finance	
Legal	
Agenda Acceptance	

PUBLICATION(S) (if applicable)

Published In	
Dates(s) Published	

SUBCOMMITTEE REVIEW (if applicable)

Committee			
Date Reviewed			
Recommendation			

EXHIBIT "A"

Licensee	D/B/A	Date of Violation	#Violation
Wasabi Group Inc.	Wasabi	10/11/2019	1st (minors) – paid $500 civil penalty
Thompson Hospitality, LLC	Urban Cellar	10/25/2019	1st (minors) – paid $500 civil penalty
Paper Street Watering Company LLC	The Winchester Pub	10/11/2019	1st (minors) – paid $500 civil penalty
Fordad, Inc.	Cattoor's on Grand	10/25/2019	1st (minors) – paid $500 civil penalty
InterMountain Management LLC	TownePlace Suites	10/11/2019	1st (minors) – paid $500 civil penalty
Fox Brewing, LLC	Fox Brewing	10/25/2019	1st (minors) – paid $500 civil penalty
Kinseth Hotel Corporation	Homewood Suites	10/11/2019	1st (minors) – paid $500 civil penalty
BarleyBay LLC	Twisted Vine Brewery	10/25/2019	1st (minors) – paid $500 civil penalty
Johnny's Italian Steakhouse, LLC	Johnny's Italian Steakhouse	10/11/2019	1st (minors) – paid $500 civil penalty
Hana Ramen Sushi	Hana Rames Sushi, Inc	10/25/2019	1st (minors) – paid $500 civil penalty
El Tapatio Mexican Restaurant, LLC	El Tapatio	10/25/2019	1st (minors) – paid $500 civil penalty