

City of Flagstaff

OFFICE OF THE CITY CLERK

8/31/2023

Michael Walter Marquess
7 South Mikes Pike
Flagstaff, AZ 86001

Dear Mr. Marquess,

Your application for a Series 12 Liquor License for Mother Road Brewing Company located at 7 South Mikes Pike, Flagstaff, AZ was posted on August 29, 2023. The City Council will consider the application at a public hearing during their scheduled Regular City Council Meeting on **September 19, 2023, which is scheduled to begin at 3:00 p.m.**

It is important that you or your representative attend this Council Meeting via video conference ([Microsoft Teams Meeting](#)) or in person and be prepared to answer any questions that the City Council may have. Failure to be available for questions could result in a recommendation for denial of your application. We suggest that you contact your legal counsel or the Department of Liquor Licenses and Control at 602-542-5141 to determine the criteria for your license. To help you understand how the public hearing process will be conducted, we are enclosing a copy of the City's liquor license application hearing procedures.

The twenty-day posting period for your liquor license application is set to expire on September 18, 2023, and the application may be removed from the premises at that time.

There is an \$815 application fee which needs to be received prior to the hearing date. Payment can be made online at <https://www.flagstaff.az.gov/2452/E--Services> under Business Licensing Payment Online Services by clicking Liquor License Request Payment, in person at the payment window, or you can send a check to my attention at 211 W. Aspen Ave., Flagstaff, AZ 86001.

If you have any questions, please feel free to call me at 928-213-2077 (office) or 928-220-5995 (cell).

Sincerely,

Stacy M. Fobar

Stacy M. Fobar
Deputy City Clerk

Enclosures

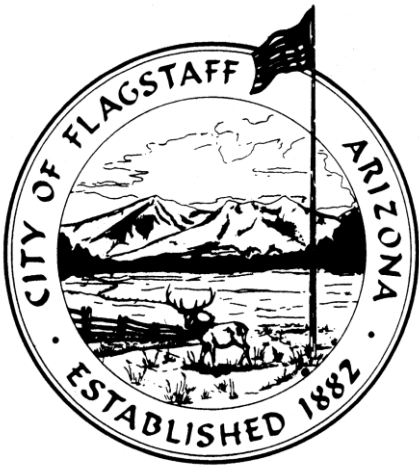


Planning and Development Services Memorandum

To: Stacy Fobar, Deputy City Clerk
From: Reggie Eccleston, Code Compliance Manager
CC: Michelle McNulty, Planning Director
Date: August 24, 2023
Re: Application for Liquor License #251995
7 S Mikes Pike, Flagstaff, Arizona 86001
Assessor's Parcel Number 103-39-019
Michael Walter Marquess on behalf of Mother Road Brewing Company

This application is a request for a new Series 12 Restaurant liquor license by Michael Walter Marquess on behalf of Mother Road Brewing Company. This business is located within the Community Service district. This district does allow for this use.

There are no active Zoning Code violations associated with the applicant or the property at this time.



FLAGSTAFF POLICE DEPARTMENT
911 SAWMILL RD • FLAGSTAFF, ARIZONA 86001 • (928) 779-3646
ADMIN FAX (928)213-3372
TDD 1-800-842-4681



Chief of Police
Dan Musselman

MEMORANDUM

Memo #23-097

TO: Chief Musselman

FROM: Sgt. Kevin Sapp

DATE: August 31, 2023

RE: New Application – Series 12 Liquor License Application– Mother Road Brewing Company

On August 31, 2023, I initiated an investigation into the new application for a series 12 (Restaurant) liquor license filed by Michael Marquess (Agent and Controlling Person) and Charles Prater (Premise Manager). This is a New Application and the application number is 251995. It is for Mother Road Brewing Company located at 7 South Mikes Pike, Flagstaff, AZ.

I conducted a query through local systems and public access on Michael and Charles. I discovered no derogatory records. I conducted a search for current or historical liquor violations on the business and found two (2).

1. Date: 5/12/2021
Case#: 21-163
Offense: 4-205.08(D).1 – A Microbrewery shall not produce less than 5,000 gallons of beer in a calendar year.
Fine: \$250.00
Status: Closed
2. Date: 3/10/2022
Case#: 22-108
Offense: 4-205.08(D).1 – A Microbrewery shall not produce less than 5,000 gallons of beer in a calendar year.
Fine: \$1,000.00
Status: Closed

I found evidence that the applicant has taken the mandatory liquor license training. This business is not located within 300 feet of a school or church.

A representative for the business will be present for the council meeting on September 19, 2023.



City of Flagstaff

Liquor License Application Hearing Procedures

1. When the matter is reached at the Council meeting, the presiding officer will open the public hearing on the item.
2. The presiding officer will then ask whether City staff have information to present to the Council regarding the application. Staff should come forward at this point and present information to the Council in a presentation not exceeding ten (10) minutes. Council may question City staff regarding the testimony or other evidence provided by City staff.
3. The presiding officer will request that the Applicant come forward to address the Council regarding the application. The applicant can give a presentation not exceeding ten (10) minutes. Council may question the Applicant regarding the testimony or other evidence provided by the Applicant.
4. Other parties, if any, may then testify, limited to three (3) minutes per person. Council may question these parties regarding the testimony they present to the Council.
5. The Applicant may make a concise closing statement to the Council, limited to five (5) minutes. During this statement, Council may ask additional questions of the Applicant.
6. City staff may make a concise closing statement to the Council, limited to five (5) minutes. During this statement, Council may ask additional questions of City Staff.
7. The presiding officer will then close the public hearing.
8. The Council will then, by motion, vote to forward the application to the State with a recommendation of approval, disapproval, or shall vote to forward with no recommendation.

License Types: Series 12 Restaurant License

Non-transferable

On-sale retail privileges

Note: Terms in **BOLD CAPITALS** are defined in the [glossary](#).

PURPOSE:

Allows the holder of a restaurant license to sell and serve spirituous liquor solely for consumption on the premises of an establishment which derives at least forty percent (40%) of its gross revenue from the sale of food.

ADDITIONAL RIGHTS AND RESPONSIBILITIES:

An applicant for a restaurant license must file a copy of its restaurant menu and Restaurant Operation Plan with the application. The Plan must include listings of all restaurant equipment and service items, the restaurant seating capacity, and other information requested by the department to substantiate that the restaurant will operate in compliance with Title 4.

The licensee must notify the Department, in advance, of any proposed changes in the seating capacity of the restaurant or dimensions of a restaurant facility.

A restaurant licensee must maintain complete restaurant services continually during the hours of selling and serving of spirituous liquor, until at least 10:00 p.m. daily, if any spirituous liquor is to be sold and served up to 2:00 a.m.

On any original applications, new managers and/or the person responsible for the day-to-day operations must attend a basic and management training class.

A licensee acting as a **RETAIL AGENT**, authorized to purchase and accept **DELIVERY** of spirituous liquor by other licensees, must receive a certificate of registration from the Department.

A **PREGNANCY WARNING SIGN** for pregnant women consuming spirituous liquor must be posted within twenty (20) feet of the cash register or behind the bar.

A log must be kept by the licensee of all persons employed at the premises including each employee's name, date and place of birth, address and responsibilities.

Bar, beer and wine bar, and restaurant licensees must pay an annual surcharge of \$20.00. The money collected from these licensees will be used by the Department for an auditor to review compliance by restaurants with the restaurant licensing provisions of ARS 4-205.02.