

RESOLUTION NUMBER 7288

WHEREAS, the Beatrice City Code requires any person desiring to dispense, consume, or use alcoholic liquors in Charles Park, the Carnegie Building, and the City Auditorium, to first obtain permission from the Mayor and City Council; and

WHEREAS, the Beatrice City Code requires any person desiring to sell or offer for sale or peddle goods, wares, or merchandise upon the public street, public parking lots, or public property to first obtain permission from the Mayor and City Council; and

WHEREAS, Main Street Beatrice has requested permission from the Mayor and City Council to serve alcoholic beverages in Charles Park and the Carnegie Building on Saturday, June 1, 2024, from 2:00 p.m. to 8:00 p.m., as part of their Taste of Spring fundraiser; and

WHEREAS, Main Street Beatrice has requested permission from the Mayor and City Council to sell or offer for sale or peddle goods, wares, or merchandise upon the City Property located in Charles Park and the Carnegie Building on Saturday, June 1, 2024, from 2:00 p.m. to 8:00 p.m., as part of their Taste of Spring fundraiser; and

WHEREAS, Main Street Beatrice has requested permission from the Mayor and City Council to serve alcoholic beverages in the City Auditorium on Saturday, June 1, 2024, from 2:00 p.m. to 8:00 p.m., as a backup location for their Taste of Spring fundraiser; and

WHEREAS, the Mayor and City Council of Beatrice, Nebraska, have reviewed said request and desire to grant Main Street Beatrice, and their designees, permission to serve alcoholic beverages and to sell or offer for sale or peddle goods, wares, or merchandise upon the City Property located in the City Auditorium on Saturday, June 1, 2024, from 2:00 p.m. to 8:00 p.m., as part of their Taste of Spring fundraiser.

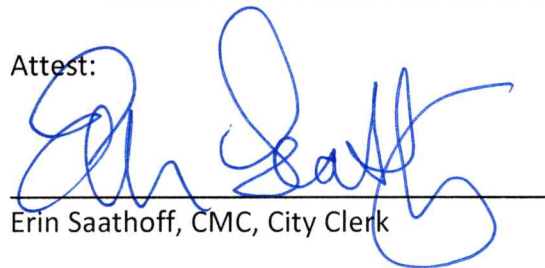
NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF
BEATRICE, NEBRASKA:

SECTION 1. That the Mayor and City Council of Beatrice, Nebraska hereby grants permission to Main Street Beatrice, and their designees, permission to serve alcoholic beverages and to sell or offer for sale or peddle goods, wares, or merchandise upon the City Property located in Charles Park and the Carnegie Building on Saturday, June 1, 2024, from 2:00 p.m. to 8:00 p.m., and the City Auditorium as a backup location, as part of their Taste of Spring fundraiser.

SECTION 2. That all resolutions or parts of resolutions in conflict herewith are hereby repealed.

RESOLUTION PASSED AND ADOPTED this 6th day of May, 2024.

Attest:


Erin Saathoff, CMC, City Clerk


Robert Morgan, Mayor



April 10, 2024

City of Beatrice
400 Ella Street
Beatrice, NE 68310

Dear City of Beatrice,

On June 1st, 2024 Main Street Beatrice will host the annual Taste of Spring Event. The event continues the new style of event and we will be bringing breweries and wineries on site to highlight their products which should result in an expansion of the event and attendance. This year we are requesting the Beatrice Beer and Wine Festival (Taste of Spring) be held in Charles Park and the Carnegie Building, at 218 North 5th Street. We also request the use of the City Auditorium as a weather back-up option for the same date.

Enclosed you will find a copy of our Special Designated License request for the Beer and Wine Festival as well as those of our vendors offering off-sale. Please note the attached map and outlined event area. Within the liquor permit is a request to use a 6' snow fence type barrier (same as past events) as we feel the fence secures the area but also reduces liability in case of high winds and is more rigid plus it offers fewer conflicts for ADA access.

We request approval to conduct sales on public property. All liquor will remain enclosed within the fenced-in event area unless it is properly sealed and sold via a vendor's off-sale permit.

If you have any questions, please contact myself or our Office and Events Coordinator, Kristi Ramsey. We appreciate your ongoing support of Main Street Beatrice and of our programs and initiatives.

Thank you for your time and consideration.

Sincerely,

Morgan Fox
Executive Director

**Special Designated License
Local Recommendation (Form 200)**

Applications must be entered on the portal after local approval – no exceptions
Late applications are non-refundable and will be rejected

Main Street Beatrice

Retail Liquor License Name or *Non-Profit Organization (*Must include Form #201 as Page 2)

205 N 4th St., Beatrice, NE 68310

Retail Liquor License Address or Non-Profit Business Address

47-0804574

Retail License Number or Non-Profit Federal ID #

Consecutive Dates only 6/1/2024

Event Date(s):

Event Start Time(s): 3:00pm

Event End Time(s): 7:15pm

Alternate Date:

Alternate Location Building & Address: 205 N. 4th St., Beatrice, NE 68310

Event Building Name: Charles Park & Carnegie Building

Event Street Address/City: 218 N. 5th St., Beatrice, NE, 68310

Indoor area to be licensed in length & width: ____ X ____

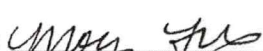
Outdoor area to be licensed in length & width: 320' X 220' (Diagram Form #109 must be attached)

Type of Event: Taste of Spring Fundraiser **Estimate # of attendees:** 300

Type of alcohol to be served: Beer ☒ Wine _____ Distilled Spirits _____
(If not marked, you will not be able to serve this type of alcohol)

Event Contact Name: Morgan Fox **Event Contact Phone Number:** 402-223-3244

Event Contact Email: mfox@mainstreetbeatrice.org

***Signature Authorized Representative:**  **Printed Name** Morgan Fox

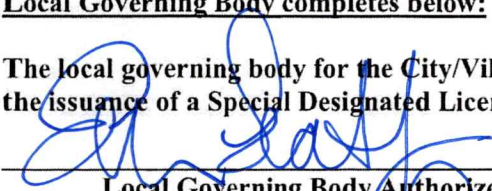
I declare that I am the authorized representative of the above named license applicant and that the statements made on this application are true to the best of my knowledge and belief. I also consent to an investigation of my background including all records of every kind including police records. I 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.

***Retail licensee – Must be signed by a member listed on permanent license**

***Non-Profit Organization – Must be signed by a Corporate Officer**

Local Governing Body completes below:

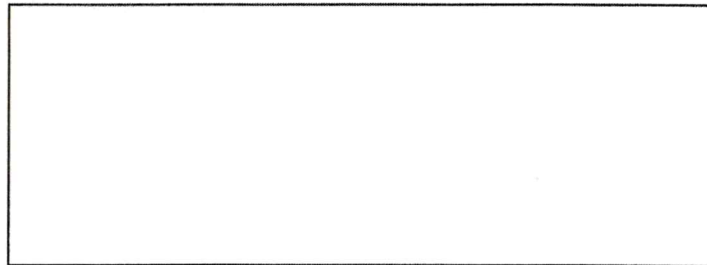
The local governing body for the City/Village of Beatrice **OR** County of _____ approves
the issuance of a Special Designated License as requested above. (Only one should be written above)


Local Governing Body Authorized Signature

5/6/24
Date

**APPLICATION FOR SPECIAL
DESIGNATED LICENSE
Non-Profit Applicants ONLY**

NEBRASKA LIQUOR CONTROL COMMISSION
301 CENTENNIAL MALL SOUTH
PO BOX 95046
LINCOLN, NE 68509-5046
PHONE: (402) 471-2571
FAX: (402) 471-2814



This page is required to be completed by Non-Profit applicants only.

**Application for Special Designated License
Under Nebraska Liquor Control Act
Affidavit of Non-Profit Status**

I HEREBY DECLARE THAT THE CORPORATION MAKING APPLICATION FOR A SPECIAL DESIGNATED LICENSE UNDER THE NEBRASKA LIQUOR CONTROL ACT IS 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(1).

AS SIGNATORY I CONSENT TO THE RELEASE OF 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 IT'S 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.

Main Street Beatrice, Inc

NAME OF CORPORATION

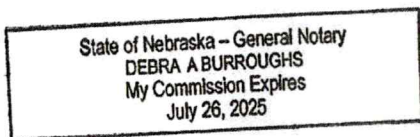
47-0804574

FEDERAL ID NUMBER


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 11 DAY OF April, 2024




NOTARY PUBLIC SIGNATURE & SEAL

REQUEST FOR EXEMPTION WAIVER OF DOUBLE FENCING RULE

RULES AND REGULATIONS CHAPTER 2 - 013 SPECIAL DESIGNATED LICENSES

<https://lcc.nebraska.gov/sites/lcc.nebraska.gov/files/doc/013%20SPECIAL%20DESIGNATED%20LICENSES%20RULES%20%26%20REGS.pdf>

WHY DOUBLE FENCING IS NOT AVAILABLE In an effort to maintain ADA sidewalk access, avoid buried utilities and to utilize an existing fence

TYPE OF FENCING TO BE USED We will use temporary event fencing (similar to a snow fence)

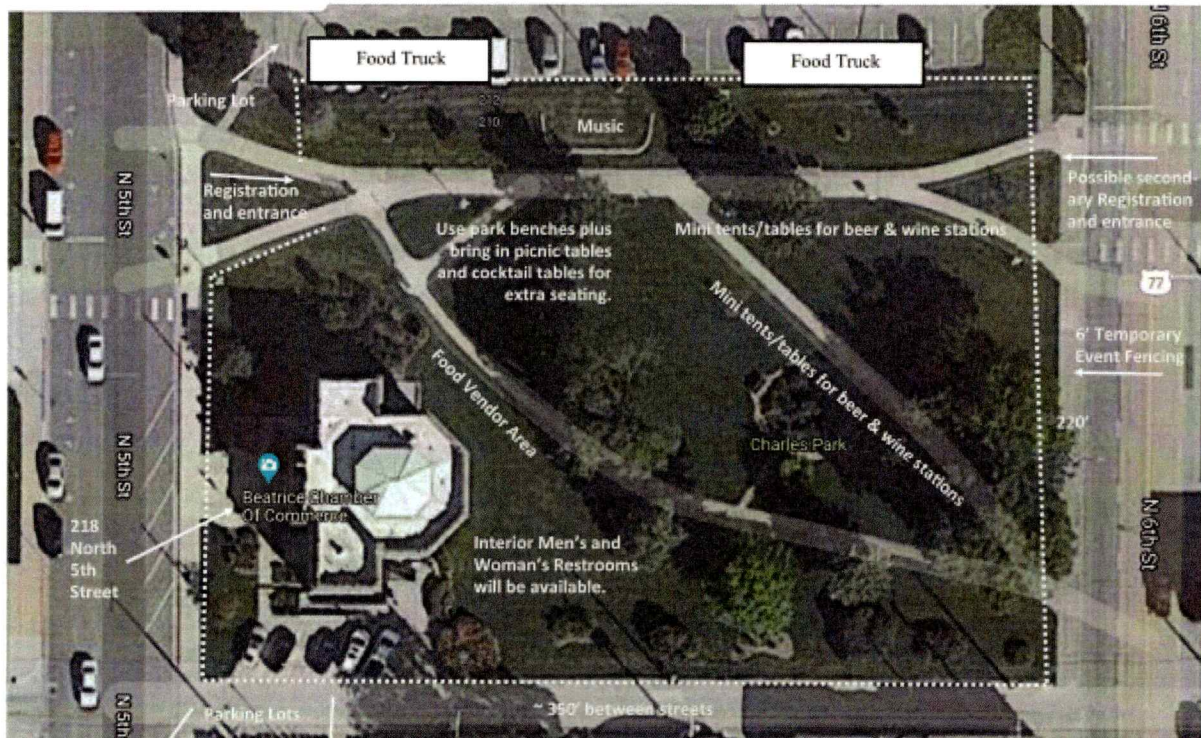
HEIGHT OF FENCING TO BE USED The event fencing is 6' tall

HOW AREA WILL BE PATROLLED The area will be watched by volunteers and staff in addition to fencing.

NUMBER OF SECURITY PERSONNEL Event volunteers on site

EXPECTED NUMBER OF ATTENDEES We anticipate around 300 attendees this year.

PLEASE DRAW DIAGRAM WITH MEASUREMENTS SHOWING THE METHODS OF FENCING OR MATERIALS BEING USED



OUTDOOR AREA DIAGRAM

HOW AREA WILL BE PATROLLED

area will be watched by volunteers and staff, as well as fencing

- IF APPLICABLE, OUTDOOR AREA MUST BE CONNECTED TO INDOOR AREA IF INDOOR AREA IS TO LICENSED
- MEASUREMENT OF OUTER WALLS OF AREA TO BE LICENSED MUST INCLUDED LENGTH & WIDTH IN FEET
- DOUBLE FENCING IS REQUIRED FOR ALL NON-PROFIT ORGANIZATIONS UNLESS FORM #140 IS FILED WITH THIS FORM AND IS APPROVED BY THE COMMISSION
- RETAILER LIQUOR LICENSE HOLDERS ARE NOT REQUIRED TO DOUBLE FENCE, ALTHOUGH MEASURES NEED TO BE TAKEN TO SECURE THE AREA

DIAGRAM OF PROPOSED AREA:

