



MEASURE: HB 2886
EXHIBIT: 18
H BUSINESS & LABOR
DATE: 3-8-2013 PAGES: 5
SUBMITTED BY: Bill Perry

Date: March 8, 2013
To: House Business & Labor Committee
From: Bill Perry, Vice President of Government Affairs
Oregon Restaurant & Lodging Association
Subject: HB 2886 – OLCC Licenses & Unfavorable Recommendations by Local Governments

To the Committee,

The current system works; the biggest problem presented in the licensure system is the inconstant communications from local government to the OLCC. This inconsistent nature creates real problems for licensees.

Last year, local governments across the entire state only gave six negative recommendations statewide. Of those, one was surrendered and four are still pending. With more than 4,500 licenses statewide, and only six problems, it does not appear that a legislative solution is warranted.

Further, the City of Portland constantly complains about alcohol service in food carts. Attached is the license application from the "Mobile Cart Pod" in Cartlandia. You may have read about the debate in the papers over the City of Portland's desperate opposition to the licensure of the food cart, but if you look at the license application, the City actually endorsed the application it turned into the OLCC.

Finally, proponents of this bill in past sessions offered an example of a bar in Medford with problems as an illustration of the OLCC's failure to resolve the issue. The owner was allegedly caught throwing beer bottles off the roof of his establishment. Upon review of the testimony, the OLCC was notified of the negative recommendation several months after the incident. The City of Medford could have notified the OLCC sooner, but chose not to. The OLCC gave the establishment a temporary license upon investigation and the licensee withdrew their application during the investigation. Therefore, once the OLCC became involved, the process worked as intended.

As you can see, local governments are not communicating effectively with the OLCC when they encounter problem establishments. The current practice by some local governments is to overreact to media reports. Given this practice, allowing local government officials the veto power over OLCC licenses is concerning to many small business owners throughout our state. Please oppose HB 2886.

Here are the unfavorable endorsements, and request for restrictions, received by OLCC from local governments for 2012 renewal, including the LGB's basis for their endorsement and current status (in parenthesis). Please let me know if you have any questions. Thank you.

Unfavorable Recommendations

Wickiup Station Sports Pub/Bend/HSPP (issued 10.1.12)

MVP Sports Bar/Portland/HSPP (no enforceable compliance plan; license surrendered effective 10.10.12)

Unfavorable with Request for Restrictions

Barrel Room/Portland/HSPP (pending)

Unfavorable Recommendation (on hold, pending investigation)

Hawthorne Theater/Portland/HSPP

The Rok Nightclub/Eugene/HSPP

La Pine Inn/Bend/HSPP



OREGON LIQUOR CONTROL COMMISSION
LIQUOR LICENSE APPLICATION



Application is being made for:

LICENSE TYPES

- Full On-Premises Sales (\$402.60/yr)
- Commercial Establishment
 - Caterer
 - Passenger Carrier
 - Other Public Location
 - Private Club
- Limited On-Premises Sales (\$202.60/yr)
- Off-Premises Sales (\$100/yr)
 - with Fuel Pumps
- Brewery Public House (\$252.60)
- Winery (\$250/yr)
- Other: _____

ACTIONS

- Change Ownership
- New Outlet
- Greater Privilege
- Additional Privilege
- Other _____

Rec'd by Portland
Liquor Licenses

JUN 10 2011
PD 10000 TB
10000 TB

90-DAY AUTHORITY

Check here if you are applying for a change of ownership at a business that has a current liquor license, or if you are applying for an Off-Premises Sales license and are requesting a 90-Day Temporary Authority

APPLYING AS:

- Limited Partnership
- Corporation
- Limited Liability Company
- Individuals

CITY AND COUNTY USE ONLY

Date application received: _____

The City Council or County Commission:

(name of city or county)

recommends that this license be:

- Granted
- Denied

By: Derek Rodriguez 07/22/11
(signature) (date)

Name: Derek Rodriguez

Title: A/captain DVD

OLCC USE ONLY

Application Rec'd by: OR

Date: 6-10-11

90-day authority: Yes No

1. Entity or Individuals applying for the license: [See SECTION 1 of the Guide]

- ① ROGER GOLDINGAY ③ _____
- ② CAROL L. OTIS ④ _____

2. Trade Name (dba): CARTLANDIA

3. Business Location: 8145 SE 82ND AVE PORTLAND MULTNOMAH OR 97266
(number, street, rural route) (city) (county) (state) (ZIP code)

4. Business Mailing Address: 0836 SW CURRY ST. #1400 PORTLAND OR 97239
(PO box, number, street, rural route) (city) (state) (ZIP code)

5. Business Numbers: 503 358 7873 503 493 1904
(phone) (fax)

6. Is the business at this location currently licensed by OLCC? Yes No

7. If yes to whom: _____ Type of License: _____

8. Former Business Name: _____

9. Will you have a manager? Yes No Name: ARAM ANSELL
(manager must fill out an Individual History form)

10. What is the local governing body where your business is located? PORTLAND
(name of city or county)

11. Contact person for this application: ROGER GOLDINGAY 503 358 7873
(name) (phone number(s))
0836 SW CURRY ST #1400 PORTLAND OR 97239 503 493 1904
(address) (fax number) (e-mail address)
GOROGER@EARTHLINK.NET

I understand that if my answers are not true and complete, the OLCC may deny my license application.

Applicant(s) Signature(s) and Date:

- ① Roger Goldingay Date 6/5/11 ③ _____ Date _____
- ② Carol L. Otis Date 6/5/11 ④ _____ Date _____



OREGON LIQUOR CONTROL COMMISSION
BUSINESS INFORMATION

Please Print or Type

Applicant Name: ROGER GOLDINGAY + Carol OHS Phone: 503 358 7873

Trade Name (dba): CARLANDIA

Business Location Address: 8145 SE 82ND AVE

City: PORTLAND ZIP Code: 97266

DAYS AND HOURS OF OPERATION

Business Hours:

Sunday	<u>11 AM</u> to <u>11 PM</u>
Monday	<u>11</u> to <u>11</u>
Tuesday	<u>11</u> to <u>11</u>
Wednesday	<u>11</u> to <u>11</u>
Thursday	<u>11</u> to <u>11</u>
Friday	<u>10</u> to <u>12 AM</u>
Saturday	<u>10</u> to <u>12</u>

Outdoor Area Hours:

Sunday	<u>11</u> to <u>11</u>
Monday	<u>11</u> to <u>11</u>
Tuesday	<u>11</u> to <u>11</u>
Wednesday	<u>11</u> to <u>11</u>
Thursday	<u>11</u> to <u>11</u>
Friday	<u>10</u> to <u>12</u>
Saturday	<u>10</u> to <u>12</u>

The outdoor area is used for:

- Food service Hours: SAME to _____
- Alcohol service Hours: SAME to _____
- Enclosed, how _____

The exterior area is adequately viewed and/or supervised by Service Permittees.

(Investigator's Initials)

Seasonal Variations: Yes No If yes, explain: _____

ENTERTAINMENT

Check all that apply:

- Live Music
- Recorded Music
- DJ Music
- Dancing
- Nude Entertainers
- Karaoke
- Coin-operated Games
- Video Lottery Machines
- Social Gaming
- Pool Tables
- Other: TV, RADIO

DAYS & HOURS OF LIVE OR DJ MUSIC

Sunday	_____ to _____
Monday	_____ to _____
Tuesday	_____ to _____
Wednesday	_____ to _____
Thursday	_____ to _____
Friday	_____ to _____
Saturday	_____ to _____

SEATING COUNT

Restaurant: _____ Outdoor: 60

Lounge: _____ Other (explain): _____

Banquet: _____ Total Seating: 60

OLCC USE ONLY

Investigator Verified Seating: ____ (Y) ____ (N)

Investigator Initials: _____

Date: _____

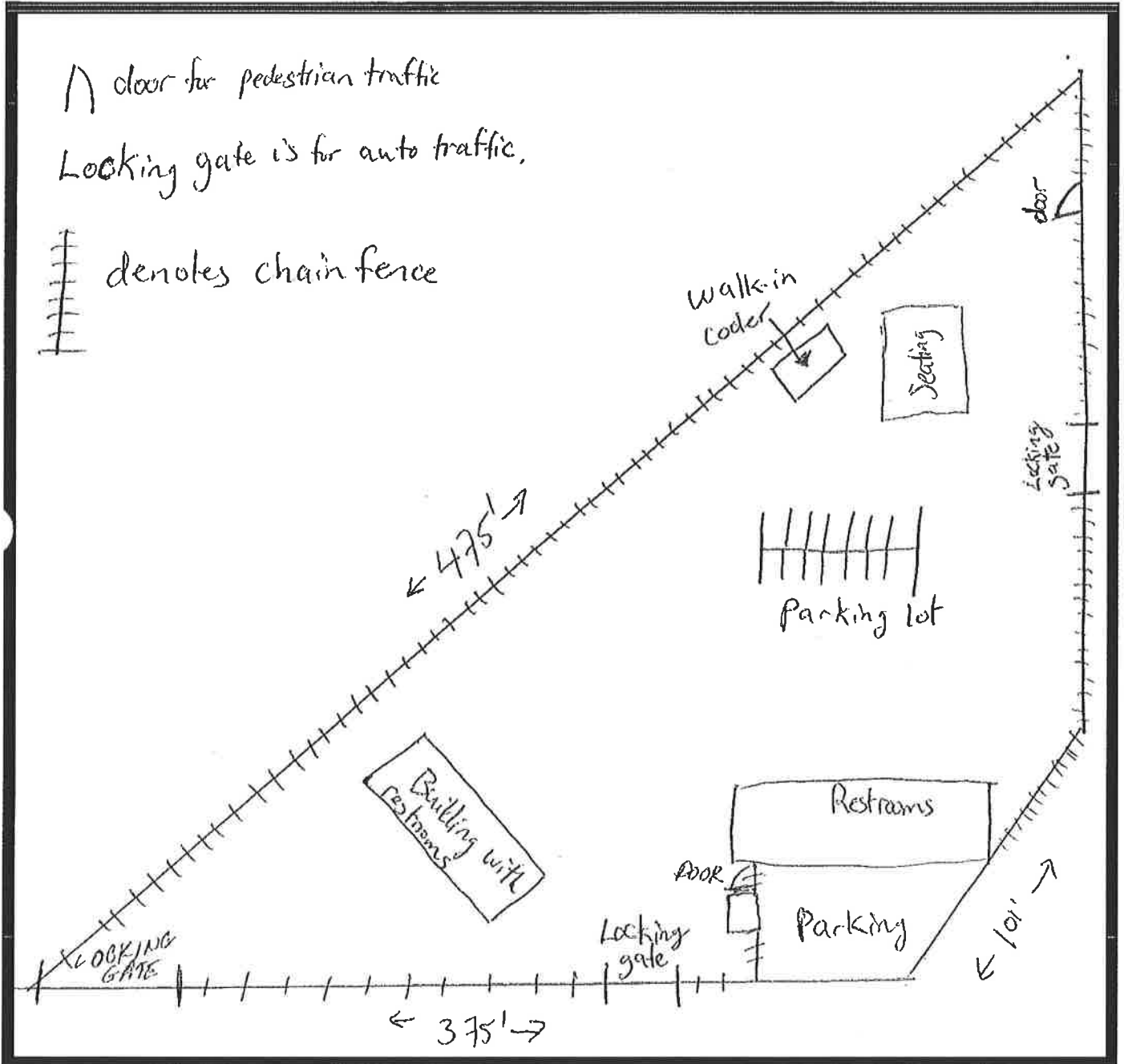
I understand if my answers are not true and complete, the OLCC may deny my license application.

Applicant Signature: Roger Goldingay Date: 6/5/11



OREGON LIQUOR CONTROL COMMISSION FLOOR PLAN

- Your floor plan must be submitted on this form.
- Use a separate Floor Plan Form for each level or floor of the building.
- Applicants must provide a sketch that shows the specific area of the premises (e.g. dining area, bar, lounge, kitchen and restrooms). Full On-Premises (commercial establishments) applicants must also show dining tables. See example on back.



Roger Goldingay
 Applicant Name
 Cartland's
 Trade Name (dba):
 Portland, OR 97266
 City and ZIP Code

.....OLCC USE ONLY.....
 MINOR POSTING ASSIGNMENT(S)
 Date: _____ Initials: _____