

**RESOLUTION NO. 23-1014**

**A RESOLUTION RECOMMENDING GRANTING OF LIQUOR LICENSE APPROVAL FOR NIRANKAR, INC.**

**WHEREAS**, Oregon law requires that applicants for a liquor license obtain a recommendation to grant the license from the local governing body prior to issuance of the Liquor License by the Oregon Liquor Control Commission (OLCC); and

**WHEREAS**, Nirankar, Inc. has submitted an application requesting a recommendation for a liquor license application for Center Market #34 for off premises sales; and

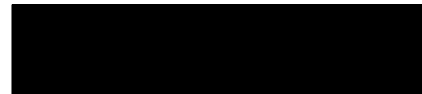
**WHEREAS**, staff has reviewed the application and deemed it complete; and

**WHEREAS**, the Council has considered and reviewed the application before them.

**NOW, THEREFORE, BE IT RESOLVED** that the City of Rockaway Beach City Council hereby approves recommending to OLCC that the application from Nirankar, Inc., attached as Exhibit A, for an off premises liquor license be granted.

**APPROVED AND ADOPTED BY THE CITY COUNCIL, AND EFFECTIVE THE 13TH DAY OF DECEMBER 2023.**

APPROVED



Charles McNeilly, Mayor

ATTEST



Melissa Thompson, City Recorder

# LIQUOR LICENSE APPLICATION

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Check the appropriate license request option:

- New Outlet |  Change of Ownership |  Greater Privilege |  Additional Privilege

Select the license type you are applying for.

More information about all license types is available [online](#).

### Full On-Premises

- Commercial
- Caterer
- Public Passenger Carrier
- Other Public Location
- For Profit Private Club
- Nonprofit Private Club

### Winery

- Primary location
- Additional locations: 2nd 3rd 4th 5th

### Brewery

- Primary location
- Additional locations: 2nd 3rd

### Brewery-Public House

- Primary location
- Additional locations: 2nd 3rd

### Grower Sales Privilege

- Primary location
- Additional locations: 2nd 3rd

### Distillery

- Primary location
- Additional tasting locations: 2nd 3rd 4th 5th 6th

### Limited On-Premises

### Off Premises

### Warehouse

### Wholesale Malt Beverage and Wine

### LOCAL GOVERNMENT USE ONLY

LOCAL GOVERNMENT:

**After providing your recommendation, return this application to the applicant WITH the recommendation marked below**

City/County name:

(Please specify city or county)

Date application received:

Optional: Date Stamp Received Below

- Recommend this license be granted
- Recommend this license be denied

\_\_\_\_\_  
Printed Name

\_\_\_\_\_  
Date

## Center Market #34

Trade Name

**LIQUOR LICENSE APPLICATION**

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| <b>APPLICANT INFORMATION</b>  |  |
|---|--|
| <b>Identify</b> the applicants applying for the license. This is the entity (example: corporation or LLC) or individual(s) applying for the license. Please add an additional page if more space is needed. |  |
| Name of entity or individual applicant #1:<br><b>Nirankar, Inc.</b>   | Name of entity or individual applicant #2: |
| Name of entity or individual applicant #3:  | Name of entity or individual applicant #4: |

| <b>BUSINESS INFORMATION</b>  |  |                             |
|--|--|-----------------------------|
| Trade Name of the Business (name customers will see):<br><b>Center Market #34</b>  |  |                             |
| Premises street address (The physical location of the business and where the liquor license will be posted):<br><b>208 S. Anchor St.</b>           |  |                             |
| City:<br><b>Rockaway Beach</b>   | Zip Code:<br><b>97136</b>  | County:<br><b>Tillamook</b> |
| Business phone number:<br><b>503-██████████</b>  | Business email:<br><b>██████████</b>   |                             |
| Business mailing address (where we will send any items by mail as described in <a href="#">OAR 845-004-0065[1]</a> ):<br><b>1790 Center St. NE</b> |  |                             |
| City:<br><b>Salem</b>  | State:<br><b>OR</b>  | Zip Code:<br><b>97301</b>   |
| Does the business address currently have an OLCC liquor license? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No               | Does the business address currently have an OLCC marijuana license? <input type="checkbox"/> Yes <input type="checkbox"/> No |                             |

|  |                                    |                           |
|--|------------------------------------|---------------------------|
| <b>AUTHORIZED REPRESENTATIVE</b> – A liquor applicant or licensee may give a representative authorization to make changes to the license or application on behalf of the licensee or to receive information about a license or application.<br><b>I give permission for the below named representative to:</b><br><input checked="" type="checkbox"/> Make changes regarding this license/application on my behalf.<br><input checked="" type="checkbox"/> Sign application forms regarding this license/application on my behalf.<br><input checked="" type="checkbox"/> Receive information about the status of this application, including information about pending compliance action or communications between OLCC and the licensee/applicant. |                                    |                           |
| <b>Representative Name:</b><br><b>Matthew A. Sturzen</b>   |                                    |                           |
| Phone number:<br><b>503-364-2281</b>   | Email:<br><b>matt@shermlaw.com</b> |                           |
| Mailing address:<br><b>693 Chemeketa Street NE</b>   |                                    |                           |
| City:<br><b>Salem</b>  | State:<br><b>OR</b>                | Zip Code:<br><b>97301</b> |

Please note: liquor license applications are public records.

OLCC Liquor License Application (Rev. 6.1.23)

# LIQUOR LICENSE APPLICATION

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**APPLICATION CONTACT INFORMATION** – Provide the point of contact for this application. If this individual is not an applicant or licensee, the Authorized Representative section must be filled in and the appropriate permission(s) must be selected.

**Application Contact Name:**

Amrit Singh

Phone number:

503-

Email:

## TERMS

- “Real property” means the real estate (land) and generally whatever is erected or affixed to the land (for example, the building) at the business address.
- “Common area” is a privately owned area where two or more parties (property tenants) have permission to use the area in common. Examples include the walking areas between stores at a shopping center, lobbies, hallways, patios, parking lots, etc. An area’s designation as a “common area” is typically identified in the lease or rental agreement.

## ATTESTATION – OWNERSHIP AND CONTROL OF THE BUSINESS AND PREMISES

- Each applicant listed in the “Application Information” section of this form has read and understands OAR 845-005-0311 and attests that:
  1. At least one applicant listed in the “Application Information” section of this form has the legal right to occupy and control the real property proposed to be licensed as shown by a property deed, lease, rental agreement, or similar document.
  2. No person not listed as an applicant in the “Application Information” section of this form has an ownership interest in the business proposed to be licensed, unless the person qualifies to have that ownership interest waived under OAR 845-005-0311.
  3. The licensed premises at the premises street address proposed to be licensed either:
    - a. Does not include any common areas; or
    - b. Does include one or more common areas; however, only the applicant(s) have the exclusive right to engage in alcohol sales and service in the area to be included as part of the licensed premises.
      - In this circumstance, the applicant(s) acknowledges responsibility for ensuring compliance with liquor laws within and in the immediate vicinity of the licensed premises, including in portions of the premises that are situated in “common areas” and that this requirement applies at all times, even when the business is closed.
  4. The licensed premises at the premises street address either:
    - a. Has no area on property controlled by a public entity (like a city, county, or state); or
    - b. Has one or more areas on property controlled by a public entity (like a city, county, or state) and the public entity has given at least one of the applicant(s) permission to exercise the privileges of the license in the area.

Center Market #34

# LIQUOR LICENSE APPLICATION

## Center Market #34

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• Each applicant listed in the "Application Information" section of this form has read and understands OLCC 845-006-0362 and attests that:

1. Upon licensure, each licensee is responsible for the conduct of others on the licensed premises, including in outdoor areas.
2. The licensed premises will be controlled to promote public safety and prevent problems and violations, with particular emphasis on preventing minors from obtaining or consuming alcoholic beverages, preventing over-service of alcoholic beverages, preventing open containers of alcoholic beverages from leaving the licensed premises unless allowed by OLCC rules, and preventing noisy, disorderly, and unlawful activity on the licensed premises.

I attest that all answers on all forms and documents, and all information provided to the OLCC as a part of this application, are true and complete.

Matthew A Sturzen

[Redacted Signature]

11/21/2023

223282

Print name

Signature

Date

Atty. Bar Info (if applicable)

Print name

Signature

Date

Atty. Bar Info (if applicable)

Print name

Signature

Date

Atty. Bar Info (if applicable)

Print name

Signature

Date

Atty. Bar Info (if applicable)



# OREGON LIQUOR & CANNABIS COMMISSION BUSINESS INFORMATION

Please Print or Type

Applicant Name: Nirankar, Inc. Phone: 503- [REDACTED]

Trade Name (dba): Center Market #34

Business Location Address: 208 S. Anchor St.

City: ~~Salem~~ Rockaway Beach ZIP Code: 97136

### DAYS AND HOURS OF OPERATION

Business Hours:

Outdoor Area Hours:

The outdoor area is used for:

Sunday 12 am to 12 am  
 Monday 12 am to 12 am  
 Tuesday 12 am to 12 am  
 Wednesday 12 am to 12 am  
 Thursday 12 am to 12 am  
 Friday 12 am to 12 am  
 Saturday 12 am to 12 am

Sunday \_\_\_\_\_ to \_\_\_\_\_  
 Monday \_\_\_\_\_ to \_\_\_\_\_  
 Tuesday \_\_\_\_\_ to \_\_\_\_\_  
 Wednesday \_\_\_\_\_ to \_\_\_\_\_  
 Thursday \_\_\_\_\_ to \_\_\_\_\_  
 Friday \_\_\_\_\_ to \_\_\_\_\_  
 Saturday \_\_\_\_\_ to \_\_\_\_\_

Food service Hours: \_\_\_\_\_ to \_\_\_\_\_  
 Alcohol service Hours: \_\_\_\_\_ 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 Dancing
- Live Entertainment
- Minor Entertainers
- Karaoke
- Coin-operated Games
- Video Lottery Machines
- Social Gaming
- Pool Tables
- Other: \_\_\_\_\_

\*Minor Entertainers in an area prohibited to minors need prior approval from the OLCC

### 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: \_\_\_\_\_ Lounge: \_\_\_\_\_  
 Banquet: \_\_\_\_\_ Other (explain): \_\_\_\_\_ Total Seating: \_\_\_\_\_

#### 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: [REDACTED] Date: 10/30/2023