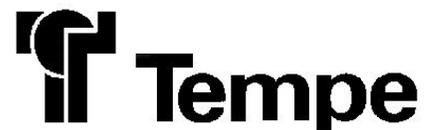


Staff Summary Report



Council Meeting Date: 2/10/2011

Agenda Item Number: _____

SUBJECT: This is a public hearing to recommend the approval of an acquisition of control of a Series 12 restaurant liquor license for Rubio's Restaurants, Inc., dba Rubio's Fresh Mexican Grill, 1712 East Guadalupe Rd., #109.

DOCUMENT NAME: 20110210fsap 01 Rubio's 59198 – LIQ LIC (0210-02)

COMMENTS: Nicholas Charles Boutin is the Agent for this application.

PREPARED BY: Ana Perez, Financial Services Technician II (350-8651)

REVIEWED BY: Bruce L. Smith, License & Collection Supervisor (350-8509)

LEGAL REVIEW BY: David Park, Assistant City Attorney (350-8907)

DEPARTMENT REVIEW BY: Ken Jones, Finance and Technology Director (350-8504)

FISCAL NOTE: N/A

RECOMMENDATION: Recommend approval of this application because the applicant and location have met all city and county liquor licensing criteria.

ADDITIONAL INFO: If a person other than those persons originally licensed acquires control over a license, they must file notice of the acquisition with the Arizona Department of Liquor Licenses and Control and list the new officers, directors or other controlling persons. All officers, directors or other controlling persons must meet the qualifications for licensure as prescribed by Arizona Revised Statute. This business has had a Series 12 restaurant liquor license since August 1999. Tempe city code requires that the Tempe Police Department conduct a background investigation on all liquor license applicants. The premises has been posted for a 20-day period, per Arizona Revised Statute. No public opposition has been received regarding this liquor license application.

State statute requires municipalities to make one of three recommendations to the Arizona Department of Liquor Licenses and Control (AZ DOL):

1. Approval
2. Denial (this results in a public hearing set by the AZ DOL)
3. No recommendation (this may result in a public hearing set by the AZ DOL)