



MULTNOMAH COUNTY AGENDA PLACEMENT REQUEST

APPROVED: MULTNOMAH COUNTY
BOARD OF COMMISSIONERS
AGENDA # R-2 DATE 2/24/11
LYNDA GROW, BOARD CLERK

Board Clerk Use Only

Meeting Date: 2/24/11
Agenda Item #: R-2
Est. Start Time: 9:45 am
Date Submitted: 2/10/11

Agenda Title: PUBLIC HEARING for Tenly Jackpot Food Mart's Off Premises Sales Liquor License Renewal

Note: If Ordinance, Resolution, Order or Proclamation, provide exact title. For all other submissions, provide a clearly written title.

Date Requested:	<u>February 24, 2011</u>	Time Requested:	<u>5 min</u>
Department:	<u>Sheriff's Office</u>	Division:	<u>Enforcement</u>
Contact(s):	<u>Rebecca Child</u>		
Phone:	<u>(503) 251-2520</u>	Ext.	<u>I/O Address: 313/122</u>
Presenter(s):	<u>Rebecca Child & Jacquie Weber</u>		

General Information

1. What action are you requesting from the Board?

Board denial for the above liquor license renewal request.

2. Please provide sufficient background information for the Board and the public to understand this issue.

The Multnomah County Sheriff's Office has completed its investigation for the above liquor license renewal.

- Sheriff's Office background is completed, nothing in the background check of owner's raised any questions or concerns.
 - Recommendation for Renewal
- Assessment and Taxation
 - Recommendation for Renewal
- Alarms
 - Recommendation for Renewal
- Land Use Management
 - The Land Use Planning Division continues to have reported an unresolved land use violation complaint case on file for the property, Under Review (UR) 08-054. They are **not** in compliance with the Land Use Planning Division and they do have

objections to the renewal of the liquor license.

- Mr. Ly contacted the Sheriff's Office for clarification, Mr. Ly was instructed to contact the Land Management Office and make compliance arrangements to have the favorable recommendation. As of 01/19/2011 per Land Management, no contact with their office has been made.
- Board granted a 30 day extension for Mr. Ly to contact the Land Management which will expire on February 24, 2011.
- A representative of Mr. Ly contacted the Sheriff's office on February 9, 2011 and was referred to the Land Management Office to make compliance arrangements.
- Unfavorable Recommendation from Land Use Management due to outstanding violations for 28210 SE Orient Dr, Gresham, OR

With the follow-up investigation completed, the Multnomah County Sheriff's Office forwards a continued position for an **UNFAVORABLE RECOMMENDATION** for the Liquor License 2011 Renewal until compliance is met.

3. Explain the fiscal impact (current year and ongoing).
4. Explain any legal and/or policy issues involved.
5. Explain any citizen and/or other government participation that has or will take place.

Required Signatures

Department/
Agency Director:



Date: 02/10/2011



Lynda Grow, Board Clerk

MULTNOMAH COUNTY OREGON

501 SE Hawthorne, Suite 600
Portland, Oregon 97214-3587
(503) 988-5274 (Phone) (503) 988-3013 (Fax)
<http://www.co.multnomah.or.us/cc/>
lynda.grow@multco.us

CERTIFIED OVER NIGHT MAIL

February 11, 2011

Tenly Jackpot Food Mart
503-663-2931
28210 SE Orient Drive
Gresham, OR 97080

Re: Notice of Scheduled Hearing - Liquor License Application

Dear Le Thien Ly:

The Multnomah County Sheriff's Office has completed the investigation of the above liquor license renewal application and has made a recommendation for denial to the Multnomah County Board of Commissioners. As you know, an extension of 30 days was given at the Hearing on January 20, 2011.

This matter is scheduled for hearing before the Board of County Commissioners to forward a recommendation to the Oregon Liquor Control Commission.

Date: Thursday, February 24, 2011
Time: 9:45 a.m. – TIME CERTAIN
501 SE Hawthorne Blvd. Portland, OR 97214-3587
First Floor, Room 100, off Lobby

You shall be given a reasonable opportunity to be heard by the Board of County Commissioners at the hearing specified above to address the concerns raised by the Sheriff, the Board, and any persons or groups appearing in opposition to your application. The Board's recommendation of approval or denial of your application shall be final.

A copy of the Sheriff's recommendation is enclosed for your reference. Please notify us if you will attend this Hearing.

Sincerely,

Lynda J. Grow
Board Clerk
Multnomah County

cc: Sheriff Daniel Staton
Oregon Liquor Control Commission



Multnomah County Sheriff's Office

12240 NE Glisan St., • Portland, OR 97230

Exemplary service for a safe, livable community

DANIEL STATON
SHERIFF

503 255-3600 PHONE

503 251-2484 TTY

www.mcso.us

February 10, 2011

Board of County Commissioners
501 SE Hawthorne Boulevard, Suite 600
Portland, OR 97214-3587

Oregon Liquor Control Commission
9079 SE McLoughlin Boulevard
Portland, OR 97222-7355

Regarding: Tenly's Jackpot Foodmart
28210 SE Orient Drive
Gresham, OR 97080

Subject: Liquor License Applicant
Off- Premises Sales

Owner: Le Thien Ly
01/19/62
28210 SE Orient Dr
Gresham, OR

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With the follow-up investigation completed, the Multnomah County Sheriff's Office continues to maintain the position of an **UNFAVORABLE RECOMMENDATION** for the Liquor License 2011 Renewal until compliance is met.

Sincerely,

A handwritten signature in black ink, appearing to read "Daniel Stetson". The signature is fluid and cursive, with a large initial "D" and "S".

Sheriff