



Las Vegas

Agenda Item No.: 54.

AGENDA SUMMARY PAGE
CITY COUNCIL MEETING OF OCTOBER 15, 2008

DEPARTMENT: FINANCE AND BUSINESS SERVICES

DIRECTOR: MARK R. VINCENT

Consent Discussion

SUBJECT:

Discussion and possible action regarding an appeal of a Denial of a Gift Shop License and a Retail Tobacco License. Gulfcoast Capital Asset Corp., dba 420 Smoke Shop & Hookah Lounge, 3700 North Rancho Drive, Suite 154, Jukkris Suwansang, 100% - Ward 6 (Ross)

Fiscal Impact

No Impact

Augmentation Required

Budget Funds Available

Amount:

Funding Source:

Dept./Division:

PURPOSE/BACKGROUND:

Discussion and possible action regarding an Appeal of a Denial of a Gift Shop License and a Retail Tobacco License.

RECOMMENDATION:

Recommendation to be provided following the discussion of this item at the City Council Meeting.

BACKUP DOCUMENTATION:

1. Denial Letter
2. Letter of Appeal
3. Submitted at Meeting Exhibits by Staff

Motion made by STEVEN D. ROSS to Deny

Passed For: 7; Against: 0; Abstain: 0; Did Not Vote: 0; Excused: 0

RICKI Y. BARLOW, LOIS TARKANIAN, LARRY BROWN, OSCAR B. GOODMAN, GARY REESE, STEVE WOLFSON, STEVEN D. ROSS; (Against-None); (Abstain-None); (Did Not Vote-None); (Excused-None)

Minutes:

MAYOR GOODMAN confirmed that neither the appellant nor a representative was present.

JIM DiFIORE, Manager of Business Services, informed the Council that the appellant, JUKKRIS SUWANSANG, was notified via certified mail informing him of his hearing date and time. The Council has the option to hear the item or hold it in abeyance to allow time to make contact with MR. SUWANSANG. MAYOR GOODMAN deferred to COUNCILMAN ROSS, who preferred to hear the item. MR. DiFIORE confirmed with CITY ATTORNEY BRAD

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JERBIC that staff's exhibits should be submitted for the record. Given the fact that the Council was briefed and copies of the exhibits were provided to them, MAYOR GOODMAN suggested MR. DiFIORE give a brief overview of the item and staff's reason for denial.

Relative to the detailed backup submitted, MR. DiFIORE summarized staff's justification for denial based upon the Code: a) the applicant failed to include all owners, principals and/or managers on the application, b) the business license application was false or misleading based upon the events that transpired on July 18, 2008 and August 22, 2008, as the activity observed on these two nights fits within the scope of a "teenage nightclub", c) the application did not contain a valid lease between the landlord and applicant, and d) staff received a letter from the landlord, CHUCK SAKYS, indicating that the only business approved for occupancy is the World Hookah Lounge, with which the applicant has no affiliation.

Staff has issued a total of six citations, and the applicant's current website has several photos indicating the business is in full operation including a photo depicting a teenager holding a handgun in his lap. It is apparent that the business targets a young teenage crowd. MR. DiFIORE asked that Council uphold staff's denial of the business license and submitted the exhibits into the record.

COUNCILMAN ROSS thanked staff for doing a wonderful job and supported staff's denial of the business license.

