



Roll Call Number

Agenda Item Number

5

Date September 13, 2010

Be it resolved by the City Council of the City of Des Moines, Iowa.

That the following application is hereby submitted for consideration to the Iowa Alcoholic Beverages Division of the Iowa Department of Commerce:

Lucca, 420 E. Locust Street, Class C Liquor License. Building Department recommends **DENIAL.**

Moved by _____ to

COUNCIL ACTION	YEAS	NAYS	PASS	ABSENT
COWNIE				
COLEMAN				
HENSLEY				
KIERNAN				
MAHAFFEY				
MEYER				
VLASSIS				
TOTAL				
MOTION CARRIED			APPROVED	

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

Mayor

City Clerk

Rauh, Diane I.

From: Delafield, Phil M.
Sent: Friday, September 10, 2010 12:31 PM
To: Rauh, Diane I.; Baumgartner, Laura L.
Cc: Stanley, Merrill R.
Subject: FW: 420 E. Locust

Diane:

Here is the report that Rick and Merrill asked for in regard to the background on Lucca. According to the contractor, all of the items below will be addressed by the time of Monday's Council meeting, with the exception of the rear door, which is now on order and under contract. If Council deems it appropriate, we support the idea of an additional 30 day extension.

Phil Delafield

From: Mezera, Robert A.
Sent: Friday, September 10, 2010 12:14 PM
To: Delafield, Phil M.
Subject: 420 E. Locust

Phil,

I am recommending that we ask council to give Lucca another 30 day timely extension since they have hired a contractor to make the corrections from my construction inspection report dated 5-26-2010. I have spoken to the contractor today and he states he will have all the corrections made on Monday, September 13, 2010 with the exception of a new complying rear exit door which they have ordered.

The permit issued on 4/22/2005 for this tenant space to be converted into a restaurant has unfortunately never had all the code deficiencies corrected. We have had a few inspector territory changes during this time and Cody and I have met with the owner, contractor and other representatives on several different occasions, but items were never corrected. The following items appeared on my construction inspection report dated 5-26-10:

- Need to post occupant load sign
- The rear exit door does not have complying hardware as required for an assembly use. The exit is a pair of doors with one leaf that has manually operated edge bolts and the other door opening does not have the required exit width due to the way in which the doors were installed. They also do not have panic hardware.
- Need to install a rear grab bar in the men's and women's handicap restroom.
- The sink height in the men's and women's handicap restroom exceeds the 34" max. requirement.
- The paper towel dispensers are mounted too high in the men's and women's handicap restroom.
- Need to correct the handrail extensions on the pair of handrails leading to the second exit and also the handrails on the basement stairs.
- The handrails on the basement stairs need to be lowered to complying height with the proper extensions and returns. A guardrail is also required on the east side of basement stair.
- Need to provide a sign on the front door "this door to remain unlocked during business hours" due to deadbolt lock.

Bob Mezera
Senior Building Inspector