

- B.6** Staff Report (For Possible Action): Approval of a Nevada State Liquor Manufacturer's License Application for Paul Genasci, Adventurous Ales LLC located at 324 East 4th Street, Reno, Nevada and if approved, authorize the Mayor to sign the Nevada State Liquor License Application.

STAFF REPORT

Date: July 31, 2024

To: Mayor and City Council

Through: Jackie Bryant, Interim City Manager

Subject: Staff Report (For Possible Action): Approval of a Nevada State Liquor Manufacturer's License Application for Paul Genasci, Adventurous Ales LLC located at 324 East 4th Street, Reno, Nevada and if approved, authorize the Mayor to sign the Nevada State Liquor License Application.

From: Lance Ferrato, Director of Business Licensing

Department: Business Licensing

Summary:

This is an application (R162234Q-APP-2024) by Adventurous Ales LLC, located at 324 East 4th Street, for a new Nevada State Liquor Manufacturer's license. Nevada Revised Statutes ("NRS") require Council to review applications submitted for state licenses that will operate within the City. Based upon a background investigation conducted by the Reno Police Department ("RPD"), Council must find satisfactory evidence that the applicant is of good moral character in order to approve. Staff recommends Council find satisfactory evidence that the applicant, Paul Genasci, is of good moral character and approve the state license application for Adventurous Ales LLC "Adventurous Ales" and authorize the Mayor to sign the application.

Alignment with Strategic Plan:

Economic and Community Development

Previous Council Action:

There is no recent Council action relevant to this item.

Background:

Pursuant to NRS Chapter 369 entitled "Intoxicating Liquor: Licenses and Taxes," certain persons and businesses engaged in the importation of liquor, wholesale dealers of beer, wine and liquors, winemakers, instructional wine-making facilities, breweries, brew pubs, and craft distilleries are required to obtain a state license to engage in the activities listed involving intoxicating liquor. Prior to the revisions in Senate Bill (SB) 22 (2015 legislative session), state law required applications for state licenses to be submitted to the Board of County Commissioners in the county

in which the applicant maintained their principal place of business.

SB 22 revised the provisions of NRS 369.190, governing the review and approval of the state license. The revisions in the bill now require an applicant whose principal place of business is located within an incorporated city to submit the state license application to the governing body of the city instead of the Board of County Commissioners. The governing body shall approve or disapprove the application based on evidence that the applicants are of good moral character. The state license requirement is in addition to any licensing requirements in the municipal code of the local jurisdiction(s) in which the business is physically located.

Discussion:

On March 18, 2024, staff received a state license application from Adventurous Ales (Exhibit A). NRS 369.190(3) and RMC sec. 5.07.055(c) specify that Council shall determine if there is “satisfactory evidence that the applicant is a person of good moral character” when reviewing and approving a state license application.

RPD completed the applicant’s background investigation on July 12, 2024, and recommended approval of the application. Based on completion of the background investigation, staff has determined that the applicant is “of good moral character” and suitable to hold the state license under the provisions of NRS and RMC.

Financial Implications:

No financial implications at this time.

Legal Implications:

Legal review completed for compliance with City procedures and Nevada law.

Recommendation:

Staff recommends Council find satisfactory evidence that the applicant, Paul Genasci, is of good moral character and approve the Nevada State Liquor Manufacturer’s License for Adventurous Ales LLC and authorize the Mayor to sign the application.

Proposed Motion:

I move to approve staff recommendation.

Attachments:

Exhibit A - Adventurous Ales LLC State Application
Notice of Waiver - Paul Genasci

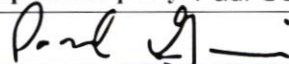


NEVADA STATE LIQUOR LICENSE APPLICATION

The Board of County Commissioners or Incorporated Cities Governing Body Members must forward the approved and signed Form LTD 06 application to the Nevada Department of Taxation (NRS 369.200). Please note Per NRS 369.220 (3) the Nevada State Liquor License is nontransferable. **The Department of Taxation's Nevada Business Registration form must be completed and attached to the application.**

1	Application is being submitted for <input checked="" type="checkbox"/> New Business <input type="checkbox"/> Location Change <input type="checkbox"/> Additional Location		Taxpayer ID: 1044956011-001
2	Application is for: <input type="checkbox"/> Importer/Wholesaler Liquor License <input checked="" type="checkbox"/> Manufacturer Liquor License		
3	Importer/Wholesaler License Type (Check all that apply): <input type="checkbox"/> Importer and Wholesaler of Wine, Beer and Spirits <input type="checkbox"/> Importer and Wholesaler of Beer <input type="checkbox"/> Wholesaler of Wine, Beer and Spirits <input type="checkbox"/> Wholesaler of Beer		
4	Manufacturer License Type (Check all that apply): <input type="checkbox"/> Brew Pub <input checked="" type="checkbox"/> Brewer <input type="checkbox"/> Craft Distillery <input type="checkbox"/> Estate Distillery <input type="checkbox"/> Instructional Wine Facility <input type="checkbox"/> Winemaker <input type="checkbox"/> Rectifier		
5	Business Type: <input type="checkbox"/> Corporation <input checked="" type="checkbox"/> LLC <input type="checkbox"/> Partnership <input type="checkbox"/> Individual <input type="checkbox"/> Other:		
6	Date Incorporated/Organized: 12/12/2023	State where Incorporated/Organized: Nevada	
7	Anticipated Start Date of Location: 05/01/2024	Federal Tax ID: 99-0473521	
8	Name of Business: Adventurous Ales, LLC		Phone Number: (530)392-0332
9	DBA, if any:		Fax Number: N/A
10	Business Address: 324 E. 4th St., Reno, NV 89512		
11	Location of Operation: 324 E. 4th St., Reno, NV 89512		
12	Mailing Address: 1263 Golden Bear Trail, South Lake Tahoe, CA 96150		
13	Email Address: luca@laketahoealeworx.com		
14	List All Owners, Officers, Members, Partners, etc. Attach Additional Sheets if Needed.		
	Name: Paul Genasci		Title: Manager
	Residence Address: 1263 Golden Bear Trail S. Lake Tahoe, CA 96150		% Owned: 100%
	Name:		Title:
	Residence Address:		% Owned:
	Name:		Title:
	Residence Address:		% Owned:
	Name:		Title:
	Residence Address:		% Owned:

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15	If Partnership, is the agreement recorded? <input type="checkbox"/> Yes <input type="checkbox"/> No N/A		In what county and city is it recorded in? N/A	
16	Operating under a Fictitious Firm Name? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No (Supply a certified copy of the certificate to the Department)		In what county and city is it recorded in? N/A	
17	Has applicant applied for a local County or City license? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		If so, where? City of Reno, Nevada	
18	Has applicant secured all necessary Federal permits? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No		TTB Permit Number (Supply a copy of permit): BR-NV-21079	
19	Is the location of operations shared with any other business? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No If yes, please provide the following:			
	Business Name: Lake Tahoe AleWorX Reno, LLC		Type of Operations: Restaurant, Bar and Events Venue	
	Business Name:		Type of Operations:	
	Business Name:		Type of Operations:	
20	Does any person listed on this application engage in manufacturing, importing, wholesaling or retailing alcoholic beverages through another company? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If yes, please provide the following:			
	Person's Name:			% Owned:
	Business Name:		Type of Operations:	
	Person's Name:			% Owned:
	Business Name:		Type of Operations:	
21	Have any individuals with interest, financial or otherwise, in the applicant's business, ever been convicted of a violation of Federal or any state liquor laws? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No If so, provide the following:			
	Name:		When:	
	Explain:			
22	APPLICANT'S AFFIRMATION: By signing I certify that, to the best of my knowledge under penalty of perjury, the information contained herein is correct and acknowledge that pursuant to Nevada Revised Statutes (NRS) 239.330, it is a category C felony to knowingly offer any false or forged instrument for filing to the Nevada Department of Taxation. In addition, if I am granted a liquor license, I understand that I am expected to comply with all liquor laws, including, but not limited to NRS 369 and 597, Nevada Administration Code, and all Federal laws. Noncompliance can result in fines, suspension or revocation of my license, and criminal prosecution.			
	Name of responsible party: Paul Genasci		Title: Manager	
	Signature: 		Date: 03/13/2024	
APPLICATION SUBMITTAL LOCATIONS				
If the location of business operations is in one of the following cities: Boulder City, Caliente, Carlin, Carson City, Elko, Ely, Fallon, Fernley, Henderson, Las Vegas, Lovelock, Mesquite, North Las Vegas, Reno, Sparks, Wells, West Wendover, Winnemucca or Yerington.				
Submit page 1, 2 and 3 to that Incorporated City's Governing Board for review and a completed Department of Taxation's Nevada Business Registration Form.				

DESCRIPTION OF NEVADA BUSINESS OPERATIONS

Business Name: Adventurous Ales, LLC

Importer/Wholesaler of Liquor

Provide a detailed description of your business practice in Nevada

N/A - Adventurous Ales LLC is not an Importer nor a Wholesaler of Liquor

**Manufacturer (Brew Pub, Brewer, Craft Distillery, Estate Distillery,
Instructional Wine Facility, Winemaker, Rectifier)**

Describe, step by step, the nature of your business and procedure to produce liquor in Nevada

Adventurous Ales, LLC is a Brewer that solely manufactures beer for distribution. Adventurous Ales follows standard brewing practices and procedures to produce beer in Nevada. Specifically, our process involves the following key steps:

1. Permits and Licenses: Adventurous Ales has obtained the appropriate permits and license from the TTB and the NV Department of Taxation.
2. Acquiring Raw Materials: Adventurous Ales procures malted grains, hops, and yeast from local vendors as well as specialty ingredients such as spices and fruits for our specialty beers.
3. Milling and Mashing: The malted grains are milled to break them down, and then are mixed with hot water during which the enzymes in the grains convert starches into fermentable sugars.
4. Boiling and Hopping: After mashing, the wort is transferred to a kettle and boiled. Hops are added at various stages during the boil to impart bitterness, flavor, and aroma to the beer.
5. Cooling and Fermentation: Once boiling is complete, the wort is rapidly cooled to the temp suitable for fermentation. Yeast is added, which consumes the sugars in the wort, producing alcohol.
6. Maturation: After fermentation, the beer is left to mature for a period of time. This allows the flavors to develop and the remaining yeast to settle.
7. Packaging: Once the beer has matured, it is ready for packaging. Canning and kegging occurs on site.
8. Distribution: Packaged beer is sold to our distributor. Adventurous Ales does not conduct any D2C sales

— Provide additional attachments if needed.

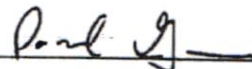
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Title: Manager

Date: 4/8/24

Name of responsible party: Paul Genasci

Signature:




**WAIVER OF NOTICE REQUIRED UNDER NRS 241.033(1)
TO ALLOW CITY COUNCIL TO CONSIDER CHARACTER, MISCONDUCT, OR
COMPETENCE OF PERSON TO BE CONSIDERED FOR A
NEVADA STATE LIQUOR LICENSE**

The City Council for the City of Reno will be considering your application for a Nevada State Manufacturer Liquor License on July 31, 2024 at the regularly scheduled City Council Meeting, at 10:00 AM. Pursuant to NRS 241.033(1), in order to consider the professional competence of an applicant, notice need be provided to that person of the time and place of the meeting in compliance with such statutory provisions.

By signing below, it is confirmed that "I have been provided notice of the meeting at which my application for a Nevada State Liquor License will be considered by the City Council. Further, I knowingly and voluntarily am waiving my rights to all written notice requirements under NRS 241.033(1) pertaining to my qualifications, competence, and character to have a Nevada State Liquor License and consent to the evaluation of my character and competence by the Reno City Council in a public meeting".

Further, the undersigned acknowledges that he/she may at any time withdraw both this waiver and related application for a Nevada State Liquor License.

Dated this 18 day of July, 2024.

Signature of Applicant: 

By: Paul Genasci
(Printed Name of Applicant)