

CITY OF SANIBEL

RESOLUTION 12-113

A RESOLUTION DETERMINING THE REQUEST FOR AN ENTERTAINMENT TAX RECEIPT BY SANIBEL ENTERTAINMENT LLC, DBA STARFISH GRILLE, AT THE HOLIDAY INN BEACH RESORT, 1231 MIDDLE GULF DRIVE; AND PROVIDING AN EFFECTIVE DATE.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Sanibel, Florida:

WHEREAS, the applicant, Kaitlin Whitaker, of the Starfish Grille; SANIBEL ENTERTAINMENT LLC, has filed an application requesting an indoor/outdoor musical entertainment tax receipt to provide entertainment as described in Section 1 below; and

WHEREAS, applicant filed such request on November 21, 2012; and

WHEREAS, this Council has duly heard and considered this request;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Sanibel, Florida:

Section 1. The application of Kaitlin Whitaker, on behalf of Sanibel Entertainment, LLC, d/b/a Starfish Grille, for an entertainment license at 1231 Middle Gulf Drive, Sanibel, is hereby APPROVED with the following conditions:

- a. Performances under this license are limited to no more than three performers and/or musicians.
- b. Performances must be in the following approved areas only:
 1. Indoor performances will take place in the restaurant.
(See Attachment 1 for the specific location)
 2. Outdoor performances will take place by the Pool area,
(See Attachment 2 for the specific location)
- c. Entertainment must end by 5 P.M. in all outdoor locations and must end by 11 P.M. in all indoor locations.
- d. The annual business tax is \$262.50 per year.
- e. Unless the City Manager refers the matter to Council due to noise or other problems related to the Business Tax Receipt, the tax receipt may be renewed annually, at the time other Business Tax Receipts are issued without further Council action.

Section 2. Effective Date.

This resolution shall take effect immediately upon adoption.

DULY PASSED AND ENACTED by the Council of the City of Sanibel, Lee County, Florida, this 4th day of December, 2012.

AUTHENTICATION:

Kevin Ruane, Mayor

Pamela Smith, City Clerk

APPROVED AS TO FORM: *Kenneth B. Cuyler*
Kenneth B. Cuyler, City Attorney

11/26/12
Date

Vote of Councilmembers:

Ruane _____
Denham _____
Congress _____
Harrity _____
Jennings _____

Date filed with City Clerk: _____

CITY OF SANIBEL
800 DUNLOP ROAD
SANIBEL FL 33957
239-472-9615

LICENSE # _____
CONTROL# _____
LOCATION# _____

APPLICATION FOR BUSINESS TAX RECEIPT () REGISTRATION ()

TYPE OF BUSINESS: Restaurant
 NAME OF BUSINESS/TRADENAME/d/b/a: STARFISH GRILLE (SANIBEL ENTERTAINMENT)
 LOCATION OF BUSINESS: 1231 MIDDLE GULF DRIVE - SUITE #:
HOLIDAY FARM - (OLD COURTYARD)
 MAILING ADDRESS OF BUSINESS: SAME AS ABOVE
 TELEPHONE #: 472-7827 EMAIL ADDRESS: CWILKIN@GMAIL.COM
 CHECK ONE: INDIVIDUAL () PARTNERSHIP CORPORATION ()
 NAMES OF PARTNERS OR CORPORATE OFFICERS: _____

Florida State law (205.0535, F.S.) requires that you provide us with your Federal ID number and/or your Social Security number prior to issuance of your license.

FEDERAL ID #: _____ and/or SOCIAL SECURITY#: _____

NAME OF APPLICANT/OWNER: Kaitlin Whitaker
 ADDRESS OF OWNER/APPLICANT: 14782 Mahoe Ct
 CITY/STATE/ZIP CODE: Fort Myers, FL 33908 TELEPHONE #: 239-505-3137
 DRIVER'S LICENSE #: W3216-551-816-7038 STATE: FL BIRTHPLACE: Fort Myers BIRTHDATE: 10/17/86
 HAVE YOU OR YOUR ORGANIZATION EVER BEEN CONVICTED OF A FELONY OR HAD A BUSINESS OR REGULATORY LICENSE OF ANY KIND REVOKED OR SUSPENDED? YES () NO

ALL CONTRACTORS: No Business Tax Receipt/Registration shall be issued to any contractor unless the applicant shall first present proof of a City of Sanibel Contractor License. Sanibel Contractor License #: _____

ALL SANIBEL BUSINESSES:
 WILL THIS BUSINESS BE THE ONLY BUSINESS LOCATED IN THE SPACE YOU PROPOSE TO OCCUPY? YES NO ()
 IS THIS BUSINESS A HOME OCCUPATION? YES () NO
 IF THIS BUSINESS IS A HOME OCCUPATION, A CERTIFICATION OF COMPLIANCE WITH HOME OCCUPATION REQUIREMENTS FORM MUST BE ATTACHED.
IF THE APPROPRIATE TAX IS BASED ON SUCH FACTORS, PLEASE STATE THE NUMBER OF:
 SQUARE FEET 3500 RESTAURANT SEATS 177 EMPLOYEES 14-16
 UNITS _____ BICYCLES/BOATS _____ PUMPS _____
 DEVICES _____ PIERS/DOCKS _____ OTHER: _____

EMERGENCY CONTACT INFORMATION FOR POLICE DEPARTMENT ONLY

NAME OF CONTACT PERSON:	PRIMARY CONTACT <u>AMY LAWRENCE</u>	SECONDARY CONTACT <u>CHRIS WHITAKER</u>
ADDRESS:	<u>14782 Mahoe Ct</u>	<u>15271-16 McGregor Blvd</u>
TELEPHONE #:	<u>789-5024</u>	<u>Fort Myers FL 33908</u>
ALARM TYPE: () NONE () AUDIBLE () TELEPHONE () DIRECT LINE		<u>(339-857-5533)</u>

THE ABOVE FACTS ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE.
Kaitlin Whitaker
 SIGNATURE OF APPLICANT/OWNER

SWORN TO AND SUBSCRIBED BEFORE ME THIS 21st DAY OF November, 2012.



CAROL R. SHEARN
 NOTARY PUBLIC
 STATE OF FLORIDA
 Commission No. EE016541
 Expires 8/12/2014

Carol R. Shearn
 NOTARY PUBLIC - STATE OF FLORIDA
 (STAMP)

DO NOT WRITE BELOW THIS LINE - FOR OFFICIAL USE ONLY

APPROVED: PLANNING _____	DATE _____	ORDINANCE CODE# _____
APPROVED: BUILDING _____	DATE _____	TAX _____
APPROVED: CITY MANAGER/DESIGNEE _____	DATE _____	PENALTY _____
LICENSE CLERK _____		TOTAL AMOUNT _____

Starfish Grille...at the Holiday Inn Sanibel.

What we would like to do is occasionally have entertainment for our guests at the restaurant and at the pool area.

Acoustic instruments and vocals.

I have attached a diagram for your review.

In the restaurant the musician would set up in a corner of the restaurant.

At the pool , in a corner area as well.

Times at dinner would be 7-11pm 3 nights a week average. Thursday - Saturday.

Pool hours would be 1pm til 5pm on weekends. And maybe during the week a few days in season.

Danny Morgan will be involved with our business. He has informed us that he is 100% aware of the allowed noise levels and protocol.

We intend to abide by all rules that are set in place.

Sincerely,

Kaitlin Whitaker

51'

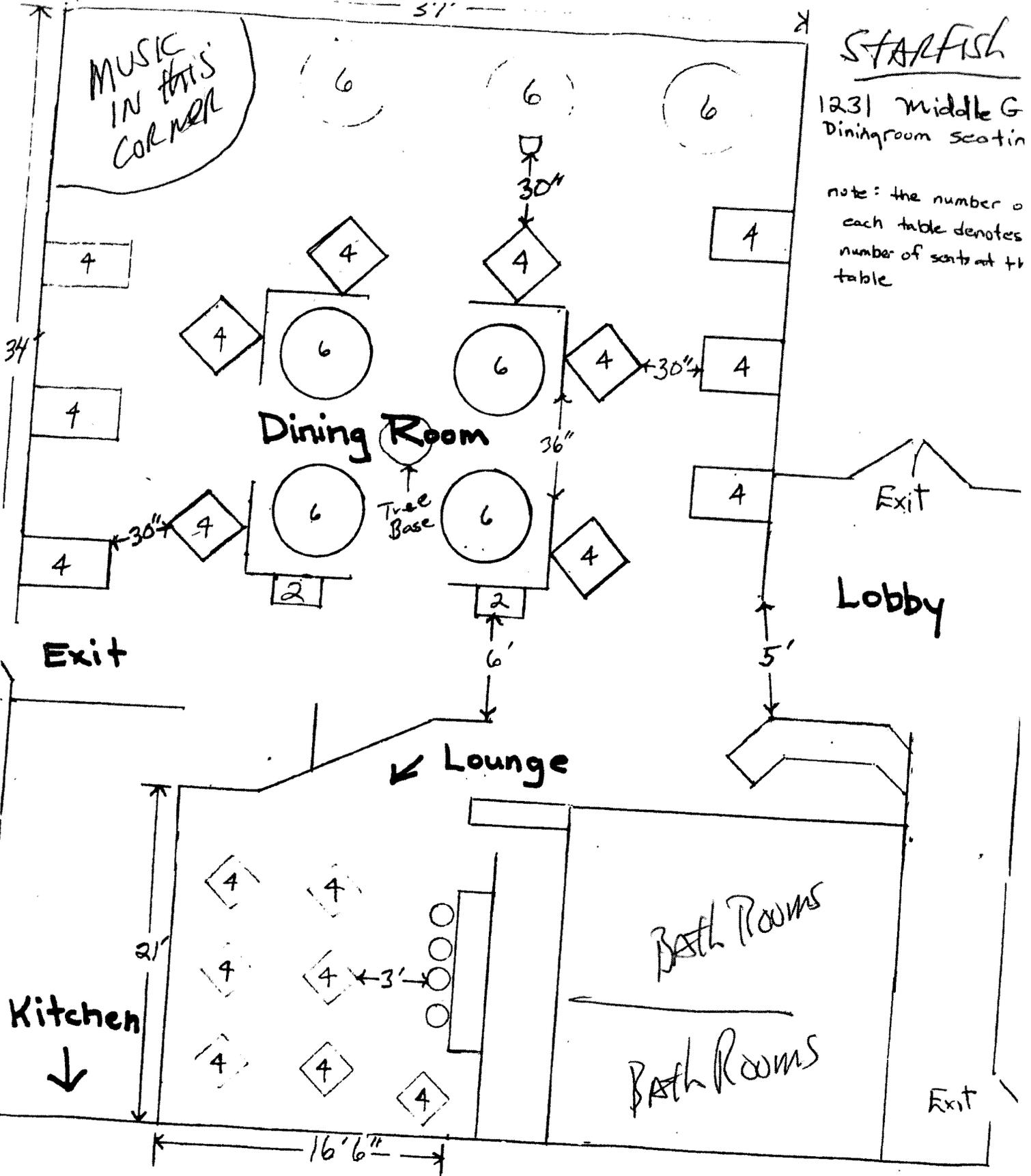
MUSIC IN THIS CORNER

STARFISH

1231 Middle G
Diningroom seating

note: the number on each table denotes number of seats at table

34'



1 POOL AREA FOR MUSIC

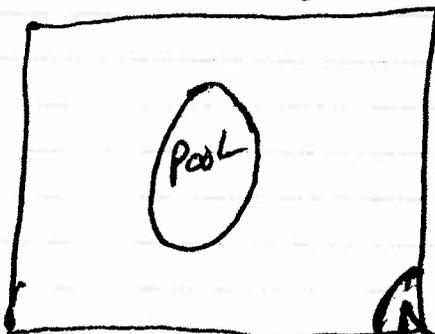
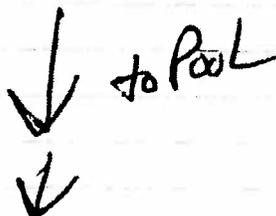
(1231 MIDDLE GULF DR.)



Holiday Inn

Lobby
HOLIDAY INN

RESTURANT
STARFISH



MUSKIEAN
WOULD BE SET-UP
IN THIS AREA

Beach



ATTACHMENT #2

FLORIDA DEPARTMENT OF STATE DIVISION OF CORPORATIONS		Sunbiz			
Home	Contact Us	E-Filing Services	Document Searches	Forms	Help
Previous on List	Next on List	Return To List		<input type="text" value="Entity Name Search"/>	
Events	Name History			<input type="submit" value="Submit"/>	
Detail by Entity Name					
<u>Florida Limited Liability Company</u>					
SANIBEL ENTERTAINMENT LLC					
<u>Filing Information</u>					
Document Number	L12000011773				
FE/EIN Number	NONE				
Date Filed	01/25/2012				
State	FL				
Status	ACTIVE				
Effective Date	01/25/2012				
Last Event	LC AMENDMENT AND NAME CHANGE				
Event Date Filed	10/08/2012				
Event Effective Date	NONE				
<u>Principal Address</u>					
15271-16 MCGREGOR BLVD. 262 FORT MYERS FL 33908 US					
<u>Mailing Address</u>					
15271-16 MCGREGOR BLVD. 262 FORT MYERS FL 33908 US					
<u>Registered Agent Name & Address</u>					
DOUGLAS E SPIEGEL, PA 1411 BAYVIEW COURT FORT MYERS FL 33901 US					
<u>Manager/Member Detail</u>					
Name & Address					
Title MGR					
WHITAKER, CHRIS 15271-16 MCGREGOR BLVD. STE 262 FORT MYERS FL 33908 US					
Title MGR					
WHITAKER, KAITLIN 15271-16 MCGREGOR BLVD. STE 262 FORT MYERS FL 33908 US					
<u>Annual Reports</u>					
No Annual Reports Filed					



[Home](#) [Contact Us](#) [E-Filing Services](#) [Document Searches](#) [Forms](#) [Help](#)

[Previous on List](#) [Next on List](#) [Return to List](#)

No Filing History

Fictitious Name Detail

Fictitious Name

STARFISH GRILLE

Filing Information

Registration Number G12000100862
Status ACTIVE
Filed Date 10/16/2012
Expiration Date 12/31/2017
Current Owners 1
County LEE
Total Pages 1
Events Filed NONE
FEI/EIN Number 46-1168719

Mailing Address

P.O.B 15271-16 #262
 FORT MYERS, FL 33908

Owner Information

SANIBEL ENTERTAINMENT, LLC
 P.O.B. 15271-16 #262
 FORT MYERS, FL 33907
FEI/EIN Number: 46-1168719
Document Number: L12000011773

Document Images

10/16/2012 -- Fictitious Name Filing [View image in PDF format](#)

Note: This is not official record. See documents if question or conflict.

[Previous on List](#) [Next on List](#) [Return to List](#)

No Filing History

[Home](#) | [Contact Us](#) | [Document Searches](#) | [E-Filing Services](#) | [Forms](#) | [Help](#)

Copyright © and Privacy Policies
 State of Florida, Department of State