



STATE OF MICHIGAN  
DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS  
LIQUOR CONTROL COMMISSION

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In the matter of ) ) <b>CLAY AVENUE CELLARS, INC.</b> ) <b>D/B/A CLAY AVENUE CELLARS</b> ) 611 W. Clay Ave. ) Muskegon, Michigan 49440 ) ) Muskegon County ) _____ )	Request ID No. 794631 Business ID No. 173493
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At the April 24, 2015 hearing of the Michigan Liquor Control Commission (Commission) in Lansing, Michigan.

PRESENT: Andrew J. Deloney, Chairman  
Teri L. Quimby, Commissioner  
Dennis Olshove, Commissioner

**OBJECTION TO RENEWAL OF LICENSE**  
**SHOW CAUSE HEARING ORDER**

Clay Avenue Cellars, Inc., d/b/a Clay Avenue Cellars (licensee) holds a 2014 Small Wine Maker license with 1-Outdoor Service Area at the above-noted location.

The City of Muskegon filed an objection to the 2015-2016 renewal of the Small Wine Maker license under MCL 436.1501(2), through Resolution No. 2015-17(b) adopted by the City Commission at a regular meeting held on March 10, 2015.

At a meeting held on April 8, 2015, the Commission ordered that a Show Cause Hearing be held under administrative rule R 436.1925(1) on April 24, 2015 in Lansing, to determine whether or not the subject license should be renewed for the 2015-2016 licensing year, cancelled, or revoked.

Notice of the hearing was sent to the licensed business address on April 17, 2015 via certified and regular mail, and also to the e-mail address of record for the licensee.

Notice of this hearing was also sent to the City of Muskegon. There was no representation on behalf of the licensee or the City at the April 24, 2015 hearing.

The Commission finds that the City of Muskegon has filed with the Commission an objection to the application for the 2015-2016 renewal year. The Commission further finds that proper notice of the April 24, 2015 show cause hearing was served to the licensee and the City of Muskegon, and all parties failed to appear at this due process hearing

Article IV, Section 40, of the Michigan Constitution (1963), permits the legislature to establish a Liquor Control Commission, which shall exercise complete control of the alcoholic beverage traffic within this state, including the retail sales thereof, subject to statutory limitations. MCL 436.1201(2) provides the Commission with the sole right, power, and duty to control the alcoholic beverage traffic and traffic in other alcoholic liquor within this state, including the manufacture, importation, possession, transportation and sale thereof.

For the reasons stated on the record, no further action will be taken against the license at this time.

THEREFORE, IT IS ORDERED that no further action will be taken against the 2014 Small Wine Maker license with 1-Outdoor Service Area held by Clay Avenue Cellars, Inc., d/b/a Clay Avenue Cellars at the above-noted location at this time.

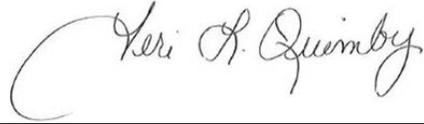
MICHIGAN LIQUOR CONTROL COMMISSION



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Teri L. Quimby, Commissioner



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Dennis Olshove, Commissioner

Date Mailed:

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