

BEFORE THE BOARD OF COUNTY COMMISSIONERS  
OF LANCASTER COUNTY, NEBRASKA

IN THE MATTER OF AN APPLICATION FOR )  
A CLASS Y LIQUOR LICENSE FOR )  
CAPRIOLO WINERY LLC DBA WINDCREST ) RESOLUTION NO. R-22-0036  
WINERY, LOCATED AT 3110 W BRANCHED )  
OAK ROAD, RAYMOND, LANCASTER )  
COUNTY, NEBRASKA )

WHEREAS, Neb. Rev. Stat. § 53-134 provides, in part, that:

The local governing body...of any county with respect to licenses not within the corporate limits of any city or village but within the county shall have the following powers, functions, and duties with respect to retail, bottle club, craft brewery, microdistillery, and entertainment district licenses...

(7) Upon receipt from the commission of the notice and copy of application as provided in section 53-131, to fix a time and place for a hearing at which the local governing body shall receive evidence, either orally or by affidavit from the applicant and any other person, bearing upon the propriety of the issuance of a license..., and after such hearing the local governing body shall cause to be recorded in the minute record of their proceedings a resolution recommending either issuance or refusal of such license. The clerk of such city, village, or county shall mail to the commission by first-class mail, postage prepaid, a copy of the resolution which shall state the cost of the published notice, except that failure to comply with this provision shall not void any license issued by the commission...;

WHEREAS, on or about April 12, 2022, the Lancaster County Clerk received from the Nebraska Liquor Control Commission notice and a copy of the Application of Capriolo Winery LLC dba Windcrest Winery, for a Class for a Class Y (Farm Winery) liquor license, for the premises located at 3301 W Branched Oak Road, Raymond, Lancaster County, Nebraska;

WHEREAS, pursuant to the requirements of Neb. Rev. Stat. § 53-134, the Board of County Commissioners of Lancaster County set a time and place for a public hearing on said application, and published in the Lincoln Journal Star notice of said public hearing as required by law;

WHEREAS, within forty-five days of receipt of said application from the Nebraska Liquor Control commission, a public hearing was held on May 24, 2022; and

WHEREAS on May 24, 2022, the County Board voted to recommend APPROVAL of said Application for a Class Y liquor license on the condition that, by the time of expiration of the owner's temporary operating permit on August 2, 2022, the surface of the private driveway approach shall slope away from the shoulder of the connecting roadway to the ditch line of the connecting roadway at a minimum of 1/4 inches per foot;

NOW, THEREFORE, BE IT RESOLVED, by the Board of County Commissioners of Lancaster County, Nebraska, that pursuant to the provisions of Neb. Rev. Stat. § 53-134, it hereby recommends to the Nebraska Liquor Control Commission that said application for a Class Y (Farm Winery) liquor license be APPROVED for the above stated location on the condition that, by the time of expiration of the owner's temporary operating permit on August 2, 2022, the surface of the private driveway approach shall slope away from the shoulder of the connecting roadway to the ditch line of the connecting roadway at a minimum of 1/4 inches per foot.

AND, BE IT FURTHER RESOLVED, that the Lancaster County Clerk is hereby directed to mail a copy of this resolution to the Nebraska Liquor Control Commission by United States First Class Mail, postage prepaid, this 24 day of May, 2022.

DATED this 24 day of May, 2022.

BY THE BOARD OF COUNTY  
COMMISSIONERS OF LANCASTER  
COUNTY, NEBRASKA

Christa Spakum

Dee Schorr

Rick Vest

Scott Gandy

Kenneth Anderson

APPROVED AS TO FORM  
this 7<sup>th</sup> day of June, 2022.

[Signature]

Deputy County Attorney  
for PAT CONDON  
Lancaster County Attorney