

NOTICE OF LIQUOR LICENSE

NOTICE OF PUBLIC HEARING ON APPLICATION OF Upper Room Brewery LLC dba 52 Taphouse FOR A LIQUOR LICENSE.

Notice is hereby given that Upper Room Brewery dba 52 Taphouse, 345 N. Colorado Ave, Suite 1, Minden, NE 68959 has filed an application with the Nebraska Liquor Control Commission for the issuance of a Class C Beer, Wine, Spirits On and Off Sale Liquor License and a Growler Secondary License.

The City of Minden City Council will hold a public hearing concerning the issuance of said licenses on December 1, 2025 at 6:00 p.m. at City Hall, 325 N. Colorado Ave, Minden, NE 68959.

All persons desiring to give evidence verbally or by affidavit in support of or in protest against the issuance of said license may do so at the time of the hearing.

Abbey Jordan  
City Clerk



# Nebraska Liquor Control

301 Centennial Mall  
South - 1st Floor PO  
Box 95046 Lincoln  
NE 68508

## Application Copy

File Number: 133147

LICENSE TYPE

Class C Beer, Wine, Spirits On  
and Off Sale

APPLICATION DATE RECEIVED

2025-10-30

SECONDARY LICENSE(S)

NAME

DESCRIPTION

Growler (Secondary License)

A Growler (Secondary License) is allowed with a Class C license. Sanitary containers purchased by the customer from the Licensee or exchanged for containers previously purchased by the customer from the Licensee. Containers shall prominently display the Premise name or logo or some marking that is unique and identifiable with the Premise. Licensee must provide a dated receipt and the container must be sealed. Containers shall hold no more than 64 ounces.

LICENSEE

UPPER ROOM BREWERY LLC

LICENSEE TYPE

Corporation

MARITAL STATUS

Single

MANAGED BY AGENT

No

PREMISES TYPE

Bar/Lounge (on prem)

PREMISES NAME

52 Taphouse

OPERATOR

Michael Freitag

CORPORATE LIMIT DESIGNATION

Inside

LEASE OR OWN

Lease

EXPIRATION DATE

2028-02-28

PHYSICAL ADDRESS

345 N Colorado Ave, Suite 1  
Minden, NE 68959

MAILING ADDRESS

CONTACT NAME

Michael Freitag

PREFERRED CONTACT METHOD

Email

CONTACT PHONE

(308) 455-0982

ALTERNATE PHONE

FAX

EMAIL

upperroombrewery@gmail.com

PREMISES MANAGER

Michael Freitag

PREMISES MANAGER EMAIL

upperroombrewery@gmail.com

QUESTIONS

**Class C Beer, Wine, Spirits On a**

1. READ CAREFULLY. ANSWER COMPLETELY AND ACCURATELY §53-125(5)

Has any officer, member, owner, or manager named in this application; or their spouse, EVER been convicted of or plead guilty to any charge?

Charge means any charge alleging a felony, misdemeanor, violation of a federal or state law; a violation of a local law, ordinance or resolution. List the nature of the charge, where the charge occurred and the year (& month if known) of the conviction or plea. This question includes traffic violations other than speeding. PLEASE NOTE: NOTIFICATION IS REQUIRED TO THE LIQUOR COMMISSION IF ANY ARRESTS OR CONVICTIONS OCCUR AFTER THE SUBMISSION OF THIS APPLICATION.

No

2. What are the building dimensions: Enter length and width in feet separated by a comma (i.e. L20, W15) \*Not square feet\*

A simple sketch of the area to be licensed will be required to be uploaded in the Documents Section.. Include the length x width, direction of NORTH and number of floors of the building. (NO BLUEPRINTS)

L76, W21

3. Is there an outdoor area?

\*Permanent fence or barrier is required for outdoor areas. Please contact the local governing body for other requirements regarding fencing.

Yes

L28, W21

4. Will a basement be used for alcoholic storage or sale?

No

5. How many floors of the building? (excluding basement) Please indicate which floors will be included in the liquor license.

2 Floors. 1st Floor only for liquor license.

6. Is premises to be licensed within 150 feet of a church, school, hospital, home for indigent persons or for veterans, their wives, and children?

No

7. Is premises to be licensed within 300 feet of a college campus or university?

No

8. Are you acquiring any alcohol prior to obtaining this liquor license? If you are purchasing a business with a current license; this includes alcohol purchased as part of a business purchase agreement.

No

9. What date do you intend to open for business?

Dec 15, 2025

10 What are the anticipated hours of operation?

4pm - 10pm, Tuesday-Saturday

11 Are you borrowing any money from any source, including family or friends, to establish and/or operate the business?

Yes

Minden Investment Club, LLC

12 Will any person or entity, other than the applicant, be entitled to a share of the profits of this business?

No

13 Is anyone listed on this application a law enforcement officer?

No

14 What is the primary bank and/or financial institution to be utilized by the business AND list the individual(s) who are authorized to write checks and/or withdrawals on accounts at this institution.

First National Bank of Omaha

-Michael Freitag

-Amy Freitag

-Dustin Favinger

15 Do you have prior experience or training in selling, serving or managing alcohol sales?

Yes

Owner/Brewer/Bartender at Upper Room Brewery

16 Are all individuals named in this application as a part of the ownership and/or manager over 21 years of age?

Yes

17 Do you intend to sell cocktails to go as allowed under Neb Rev. Statute 53-123.04(4)?

No

18 Do you intend to allow drive through services (curb side pick up) allowed under Neb Rev. Statute 53-178.01(2)

No

19 List all past and present liquor licenses held in Nebraska or any other state by any person named in this application. List the license holder name, location of license, and license number (if available). Also list reason for termination of license(s) previously held.

123962

123999

Upper Room Brewery, LLC  
1540 W 56th St., Ste. D  
Kearney, NE 68845

20 Has the premises location been previously licensed within the last 2 years?

No

21 Are you applying for a Temporary Operating Permit?

No

22 Is your lease or deed for the premises to be licensed in the name of the applicant, i.e., the LLC, Corporation or Individual. If you own the property in your personal name, but are applying as a LLC or Corporation, you will need to lease the property to your LLC or Corporation.

Yes

23 If applying as a LLC or Corporation; is your LLC or Corporation active with the Nebraska Secretary of State? (Please mark yes if applying as an individual or partnership)

Yes

24 Per Nebraska Revised Statute 53-103.18 - Manager, defined: Manager means a person appointed by a corporation or limited liability company to oversee the daily operation of the business licensed in Nebraska. A manager shall meet all the requirements of the Nebraska Liquor Control Act as though he or she were the applicant, including residency.

What is the premises manager's name?

Michael Freitag

25 What is the manager's address?

1105 W 45th Street Pl, Kearney, NE 68845

26 What is the manager's phone number?

308.455.0982

27 What county is the manager registered to vote in?

The manager must be a resident of the state of Nebraska. If the manager is not registered to vote they can complete their voter registration here - <https://www.nebraska.gov/apps-sos-voter-registration/>

Buffalo

28 What is the manager's email address? An email will be sent to them to obtain their personal information.

upperroombrewery@gmail.com

29 Is the manager married?

Yes

Amy Freitag (afretiag825@proton.me)

### **Secondary License: Growler (Secondary License)**

1. A Growler (Secondary License) is allowed with a Class C license. Sanitary containers purchased by the customer from the Licensee or exchanged for containers previously purchased by the customer from the Licensee. Containers shall prominently display the Premise name or logo or some marking that is unique and identifiable with the Premise. Licensee must provide a dated receipt and the container must be sealed. Containers shall hold no more than 64 ounces.

Can you meet the above specifications?

Yes

(document uploaded)

## DOCUMENTS

TYPE	FILE NAME	DESCRIPTION
Lease / Deed / Purchase Agreement	Commercial Lease - Upper Room Brewery Minden, NE.pdf	
Premises Description & Diagram	Taproom Sketch.jpeg	
Logo (Entertainment, Pedal Pub, Growler)	52 Taphouse FINAL.pdf	
Business Plan	URB Business Plan.pdf	
Privacy Act Statement	Michel Privacy Act.pdf	
Privacy Act Statement	Amy Privacy Act.pdf	
Corporation/LLC Structure	Certificate of Organization - 52 Taphouse, L.L.C. (Filed 10.16.24).pdf	
Corporation/LLC Structure	Operating Agreement (signed).pdf	

## APPLICANT

Michael Freitag

## DECLARATION

I (We) the applicant(s) agree and consent

By checking the box next to "I (We) the applicant(s) agree and consent", the applicant(s) hereby consent(s) to an investigation of background and release present and future records of every kind and description including, but not limited to, police records, tax records, bank or lending institution records, and corporate records. I consent to the release of any documents supporting any declarations made in this application and agree to provide any documents supporting these declarations to the Nebraska Liquor Control Commission (NLCC) or the Nebraska State Patrol (NSP) immediately upon demand. I agree to provide any record needed in furtherance of any investigation related to this application immediately upon demand to the NLCC or the NSP. I waive any right or cause of action that I may have against the NLCC, the NSP, or any other individual or entity disclosing or releasing any investigatory or supporting records related to this application or the review of this application.

I acknowledge that false information submitted in this application is grounds for denial of a license. Any license issued based on the information submitted in this application is subject to additional conditions, cancellation, revocation, or suspension if the information contained herein is incomplete, inaccurate, or fraudulent. I acknowledge that any changes to the information contained in this application must be reported to the NLCC. I acknowledge the review of this application will involve a criminal record check of all owners, partners, managers, officers and stockholders or members owning 25% interest in the applying entity and their spouses. Any license granted by the NLCC is subject to the provisions of the Nebraska Liquor Control Act and the Rules & Regulations of the NLCC, and that failure to comply with these provisions and rules may subject the license to suspension, cancellations, or revocation. I acknowledge that a licensee must keep complete, accurate, and separate records and that a licensee's records and books are subject to inspection by the NLCC. NLCC auditors and law enforcement officers are authorized to enter and inspect the licensed premises at any time to determine whether any provision of the Act, rule or regulation, or ordinance has been or is being violated. I acknowledge that it is the licensee's responsibility to comply with the provisions of the Nebraska Liquor Control Act and the Commission's rules and regulations.

If I am an individual applicant, I will supervise in person the management and operation of the business and operate the business authorized by the license for myself and not as an agency for any other person or entity. If I am a corporate applicant, I will ensure that an approved manager will supervise in person the management and operation of the business. If I am a partnership applicant, I will ensure one partner supervises the management and operation of the business.

I will operate the licensed business in compliance with all applicable laws, rules and regulations, and ordinances and to cooperate fully with any authorized agent of the NLCC.

I declare under penalty of perjury that I have read the contents of this application and, to the best of my knowledge, believe all statements made in this application are true, correct, and complete.

Applicant Notification and Record Challenge: An applicant's fingerprints will be used to check the criminal history records of the FBI. The applicant may complete or challenge the accuracy of the information contained in the FBI Identification Record. The procedures for obtaining a change, correction, or updating an FBI identification record are set forth in 28 CFR 16.34.