

# GENERAL

## Ordinance Fact Sheet

170987

**Ordinance Number**

**Brief Title:**

**Approval Deadline:**

**Reason:**

Amendment to Section 10-211.

Please see below.

**Details**

**Positions / Recommendations**

<p><b>Reason for Legislation</b></p> <p>To allow an applicant within the proposed exempted areas to bypass the density requirement when applying for a retail sales-by-drink alcohol beverage license.</p>	<p><b>Sponsor(s)</b> City Councilwoman Jolie Justus and City Councilman Scott Wagner.</p> <p><b>Programs, Departments, or Groups Affected</b> None.</p> <p><b>Applicants/Proponents</b></p> <p><b>Applicant</b> Jim Ready, Regulated Industries Division Manager</p> <p><b>City Department</b> Neighborhoods &amp; Housing Services</p> <p><b>Other</b> Alcoholic Beverage Advisory Group</p>
<p><b>Discussion</b> <i>(including relationship to other Council actions)</i></p> <p>In these particular areas, density does not allow for a retail sales-by-drink or retail sales-by-package license to be issued due to the number of taverns or package stores that already exist in the proposed areas as compared to population living within those areas. Unless exempted otherwise, only one liquor license for a tavern or package store can be issued for a population of zero to 1,500 and one additional license may be issued for each additional 1,500 population which exceeds the first 1,500 population if they are located wholly within or intersected by a 3,000-foot radius from a proposed licensed premise.</p> <p>The first exempted area is the newly created Section 10-211(1)(g)(8) which allows for a tavern to be located within the Shops at the Village at Briarcliff.</p> <p>The second exempted area is the newly created Section 10-211(2)(d)(9) which allows for a package store in the Northland within a small area northwest of I-35 and NE Barry Road.</p> <p>The third exempted area is the newly created Section 10-211(2)(d)(10) which allows for a package store within a small area within Westport.</p> <p>Any business that goes into one of these exempted areas would have to meet the consent requirement in order to receive a liquor license.</p>	<p><b>Opponents</b></p> <p><b>Groups or Individuals</b></p> <p><b>Basis of Opposition</b></p> <p><b>Staff Recommendation</b></p> <p><input checked="" type="checkbox"/> For <input type="checkbox"/> Against <b>Reasons Against:</b></p> <p><b>Board or Commission Recommendation</b></p> <p><input type="checkbox"/> For <input type="checkbox"/> Against <input type="checkbox"/> No Action Taken <input type="checkbox"/> For, with revisions or conditions</p> <p><b>Council Committee Action</b></p> <p><input type="checkbox"/> Do Pass <input type="checkbox"/> Do Pass (as amended) <input type="checkbox"/> Committee Substitute <input type="checkbox"/> No Recommendation <input type="checkbox"/> Hold <input type="checkbox"/> Do Not Pass</p>

**Details****Policy / Program Impact**

See Discussion.	Policy or Program Change	<input checked="" type="checkbox"/> No <input type="checkbox"/> Yes
	Operational Impact Assessment	None
	<b>Finances</b>	
	Cost and Revenue Projections	Cost of Legislation \$0  Increase/Decrease in Revenue Expected Annually Approximately \$1,000.00
	<b>Fund Sources</b>	

**Applicable Dates:**

On December 4, 2017, the Alcoholic Beverage Advisory Group unanimously voted to approve the recommendation that the City Council adopt the proposed ordinance.

**Fact Sheet Prepared By:**

Jim Ready, Manager, Regulated Industries Division

**Reviewed By:****Reference Numbers**