

CITY of ALBUQUERQUE

TWENTY FIFTH COUNCIL

COUNCIL BILL NO. R-22-29 ENACTMENT NO. R-2022-021

SPONSORED BY: Bassan, Davis, Lewis

1 RESOLUTION

2 STAYING ENFORCEMENT OF THE PROVISIONS OF THE ALCOHOLIC LIQUOR
3 ORDINANCE THAT LIMIT THE AVAILABILITY OF PUBLIC CELEBRATION
4 PERMITS TO CERTAIN LICENSE HOLDERS.

5 WHEREAS, the City administers an alcoholic liquors ordinance under its
6 authority as a New Mexico Local Option District (ROA 1991 § 13-2-1 et. seq., the
7 “Alcoholic Liquor Ordinance”); and

8 WHEREAS, the Alcoholic Liquor Ordinance provides a process for approval
9 of Special Dispenser Permits for Public Celebrations held in the City; and

10 WHEREAS, the Special Dispenser Permit process outlined within the
11 Alcoholic Liquor Ordinance does not presently account for developments at the
12 State level relating to small brewers, winegrowers, and distillers licenses; and

13 WHEREAS, one such instance is that the Alcoholic Liquor Ordinance
14 effectively prohibits small brewers, winegrowers, and distillers from serving at
15 public celebrations in the City if the location of their permanent license is not
16 also within the City limits; and

17 WHEREAS, no such limitation exists at the State level for these types of
18 licensees; and

19 WHEREAS, this limitation can have the effect of impeding cultural, seasonal,
20 or charitable events to be held in the City when proposed in collaboration with
21 small brewers, winegrowers, or distillers from outside the City; and

22 WHEREAS, the purpose of this resolution is to stay enforcement of this
23 limitation while the city develops appropriate updates to its Alcoholic Liquor
24 Ordinance.

25 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY OF
26 ALBUQUERQUE:

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1 Section 1. Enforcement of the provisions within ROA 1994 § 13-2-6 (A) and
2 (B) limiting special dispenser permits for public celebrations to persons holding
3 a “dispenser’s license in the city” is stayed for public celebration requests by
4 small brewers, winegrowers, and distillers; the City may approve public
5 celebrations for these types of licensees even if their permanent licensed
6 location is outside the City.

7 Section 2. The stay of enforcement prescribed in Section 1, above, will expire
8 twelve months from the date of enactment of this resolution, or upon the
9 enactment of related updates to the Alcoholic Liquor Ordinance, whichever
10 occurs first.

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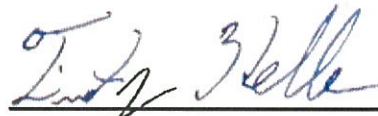
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1 PASSED AND ADOPTED THIS 18th DAY OF April, 2022
2 BY A VOTE OF: 9 FOR 0 AGAINST.

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8 Isaac Benton, President
9 City Council

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13 APPROVED THIS 19 DAY OF April, 2022
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17 Bill No. R-22-29

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21 Timothy M. Keller, Mayor
22 City of Albuquerque
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27 ATTEST:

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30 Ethan Watson, City Clerk
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