

CITY of ALBUQUERQUE

TWENTY FIFTH COUNCIL

COUNCIL BILL NO. R-22-29 ENACTMENT NO. _____

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.,
7 the “Alcoholic Liquor Ordinance”); and

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

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

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

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

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

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1 WHEREAS, the purpose of this resolution is to stay enforcement of this
2 limitation while the city develops appropriate updates to its Alcoholic Liquor
3 Ordinance; now

4 BE IT RESOLVED BY THE COUNCIL, THE GOVERNING BODY OF THE CITY
5 OF ALBUQUERQUE:

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

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

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