



Legislation Details (With Text)

File #: R-22-29
Type: Resolution **Status:** Adopted
File created: 4/18/2022 **In control:** City Council
Final action: 4/18/2022
Enactment date: 4/19/2022 **Enactment #:** R-2022-021
Effective date: 4/19/2022
Title: Staying Enforcement Of The Provisions Of The Alcoholic Liquor Ordinance That Limit The Availability Of Public Celebration Permits To Certain License Holders (Bassan, Davis, Lewis)
Sponsors: Brook Bassan, Pat Davis, Dan Lewis
Indexes:
Code sections:
Attachments: 1. R-29.pdf, 2. R-29Enacted

Date	Ver.	Action By	Action	Result
4/19/2022	1	Mayor	Signed by the Mayor	
4/19/2022	1	City Clerk	Published	
4/19/2022	1	City Council	Sent to Mayor for Signature	
4/18/2022	1	City Council	Introduced (Immediate Action Requested)	
4/18/2022	1	President	Immediate Action Requested	
4/18/2022	1	City Council	Passed	Pass

CITY of ALBUQUERQUE
TWENTY FIFTH COUNCIL

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

SPONSORED BY: Bassan, Davis, Lewis

RESOLUTION

Staying Enforcement Of The Provisions Of The Alcoholic Liquor Ordinance That Limit The Availability Of Public Celebration Permits To Certain License Holders (Bassan, Davis, Lewis)
STAYING ENFORCEMENT OF THE PROVISIONS OF THE ALCOHOLIC LIQUOR ORDINANCE THAT LIMIT THE AVAILABILITY OF PUBLIC CELEBRATION PERMITS TO CERTAIN LICENSE HOLDERS.

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

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

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

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

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

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

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

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

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

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

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